State of Wisconsin
DEPARTMENT OF NATURAL RESOURCES
Northern Region Headquarters
107 Sutliff Avenue
Rhinelander, WI 54501

Scott Walker, Governor
Cathy Stepp, Secretary
John Gozdzialski, Regional Director
Telephone 715-635-2101
FAX 715-635-4105
TTY Access via relay - 711

file copy

June 3, 2011

sent via certified mail, return receipt requested

Remington Oil Co.
Attn: Mr. Jerry Remington
P.O. Box 399
Antigo, WI 54409

SUBJECT: **NOTICE OF NONCOMPLIANCE**
Remington Oil Co., 333 W. State Rd, Birnamwood, BRRTS #02-59-256086
Amoco Elcho Bulk Plant, W10564 Cole St., Elcho, BRRTS #03-34-547454
Former Schwab Oil, 224 S. Tomahawk Ave., Tomahawk, BRRTS #03-35-258251

This notice informs you that the Department of Natural Resources (the Department) believes the properties listed above may not be in compliance with Wisconsin's hazardous substance discharge law.

Under Wisconsin Statutes §292.11(3), any person who possesses or controls a hazardous substance which is discharged, or who causes the discharge of a hazardous substance, must take the actions necessary to restore the environment and minimize the harmful effects from the discharge to the air, lands or waters of the State. In order to meet the requirements of §292.11(3), Wisc. Stats., you are required to define the degree and extent of contamination, and to remediate the effects of the contamination in a timely manner. It is the responsibility of the Department to ensure that these actions are completed.

BRRTS #02-59-256086: 333 W. State Road, Birnamwood
On July 10, 2000, the Department issued a Responsible Party (RP) letter to Remington Oil for this site. According to our files, a site investigation was completed in 2003 and free product was noted in site monitoring wells. A site investigation report was submitted to the Department in September 2003 and the site was subsequently sent out for public bidding for additional work. Groundwater results were received by the Department in June 2006. However, repeated requests from the Department for site status updates (on January 21, 2009, June 2, 2010, and November 22, 2010) have gone unanswered. Case closure may be considered if additional groundwater monitoring determines that the remedial action (i.e. soil excavation) was effective in improving groundwater quality at this site.

BRRTS #03-34-547454: W10564 Cole Street, Elcho
On June 12, 2006, the Department issued an RP letter to Remington Oil for this site. A site investigation work plan (SIWP) was received by the Department on September 1, 2006. However, the Department has received no further information subsequent to the SIWP.

BRRTS #03-35-258251: 224 South Tomahawk Avenue, Tomahawk
On September 1, 2000, the Department issued an RP letter to Remington Oil for this site. An SIWP was received by the Department on September 11, 2006. However, the Department has received no further information subsequent to the SIWP.

The Department believes that your lack of response to the above-mentioned sites is a violation of your responsibility under §292.11(3), Wisc. Stats. The Department requests that you submit written notification to the Department of any actions you have taken or are planning to take to fulfill your

obligation under the spill law. The Department expects a **written response** to this notice **within 30 days**. Failure to submit this information will result in my referral of this case to the Department's Environmental Enforcement program for further enforcement actions.

Correspondence and questions regarding the Birnamwood site should be directed to Tom Sturm, 647 Lakeland Road, Shawano, WI 54166, phone 715-526-4230, Thomas.Sturm@Wisconsin.gov.

Correspondence and questions regarding the Elcho site should be directed to John Sager, 107 Sutliff Avenue, Rhinelander, WI 54501, phone 715-365-8959, John.Sager@Wisconsin.gov.

Correspondence and questions regarding the Tomahawk site should be directed to Brenda Halminiak, 107 Sutliff Avenue, Rhinelander, WI 54501, phone 715-365-8929. Brenda.Halminiak@Wisconsin.gov.

The Department appreciates your efforts thus far to restore the environment at these sites, and we look forward to working with you in bringing these sites to closure.

Sincerely,

John Robinson
Northern Region Supervisor
Remediation & Redevelopment Program

Cc: Tom Sturm, WDNR Shawano (via email)
John Sager, WDNR (via email)
Brenda Halminiak, WDNR (via email)
Michelle DeBrock Owens, WDNR EES (via email)

Rhinelander MPO
Rhinelander, Wisconsin
545019998
5654840910 -0096
06/06/2011 (800)275-8777 12:04:55 PM

Sales Receipt

Product Description	Sale Qty	Unit Price	Final Price
ANTIGO WI 54409 Zone-2			$0.44
First-Class Letter			
0.60 oz.			
Expected Delivery: Tue 06/07/11			
Return Rcpt (Green Card)			$2.30
Certified			$2.85
Label #:	70100290000228683938		
Issue PVI:			$5.59
Total:			$5.59

Paid by:
VISA $5.59
Account #: XXXXXXXXXXXX6937
Approval #: 035033
Transaction #: 637
23 903251197

Order stamps at USPS.com/shop or call 1-800-Stamp24. Go to USPS.com/clicknship to print shipping labels with postage.
For other information call 1-800-ASK-USPS.
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Clerk: 06

All sales final on stamps and postage
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7010 0290 0002 2868 3938

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ANTIGO WI 54409
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Postage	$ 0.44
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Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	$0.00
Total Postage & Fees	$ 5.59

0910
06
Postmark Here
JUN 6 - ANTIGO
06/06/2011

Sent To Remington Oil Co.
Street, Apt. No.; or PO Box No. P.O. Box 399
City, State, ZIP+4 Antigo, WI 54409

PS Form 3800, August 2006 See Reverse for Instructi

7010 0290 0002 2868 3938

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Remington Oil Co.
Attn: Mr. Jerry Remington
P.O. Box 399
Antigo, WI 54409

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [signature] ☐ Agent ☐ Addressee

B. Received by (Printed Name) Heather Wright C. Date of Delivery 6-7-11

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

2. Article Number (Transfer from service label) 7010 0290 0002 2868 3938

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

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WDNR
107 Sutliff Avenue
Rhinelander, WI 54501

Attn: Brenda Halminiak