

v.

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September 26, 2014

Mr. Martin Herrmann, P.E.
Project Manager
Military Sites and Correction Action Unit
Brownfields and Environmental Restoration Unit
Department of Toxic Substances Control
8800 Cal Center Drive
Sacramento, CA 95826

Re: Benicia Arsenal - BIA Immediate & Substantial Endangerment Order
Docket No. I/SE RAO 13/14-007
Extension of Pending Deadlines

Dear Mr. Martin,

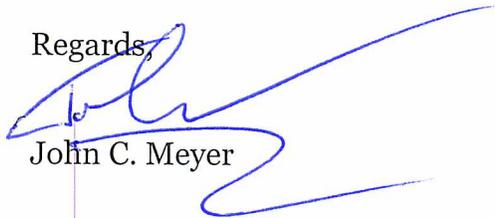
Pursuant to Section 6.16 of the above-referenced Order, Benicia International Associates (BIA) respectfully requests an extension of time to comply with the scheduled requirements set forth in the Order. This request is a further extension beyond the sixty (60) day extension previously granted by the DTSC in your letter dated July 15, 2014. As you are aware, Paragraph 6.1.1 of the order requires those designated as Responsible Parties under the order to submit a proposed Communication and Coordination Plan within thirty (30) days from the date DTSC issues Orders to any other responsible parties. Similarly, Paragraph 5.1.4 mandates that the named parties shall attend a Site Remediation Strategy Meeting within thirty-five (35) days from the effective date of the Order. These deadlines are now imminent and a variety of additional deadlines then follow.

BIA has made a good faith effort to comply with this requirement. At the meeting with the named parties and the DTSC that was scheduled by the DTSC for September 15, 2014, the parties made an oral request for an extension of time to comply with the requirements and pending deadlines set forth in that Order. We made the request because of the additional time required to follow through on the discussions and negotiations initiated during the September 15th meeting. In addition, in light of the previously submitted objections to the current Order and the anticipation that additional parties will be named in an amended order, it is not currently feasible to finalize either a Communication and Coordination Plan or to hold a Site Remediation Strategy Meeting. These deliverables can only be addressed once the additional parties are included in the discussions.

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For the reasons set forth above, BIA respectfully requests that the pending schedule be extended for at least thirty (30) days after the issuance of the amended Order to allow for dialogue with the U.S. Army Corps of Engineers, the City of Benicia and the additional named parties. We look forward to your response.

Regards,



John C. Meyer

cc: Vivian Murai, Senior Attorney
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Charles Ridenour, P.E.
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