

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

In Re:

:

:

C.A. No. PC-2019-11756

CharterCARE Community Board, et al. :

**PROOF OF CLAIM FOR THE STATE OF RHODE ISLAND,
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

[See image on following page]

Send proof of claim form to:
Thomas S. Hemmendinger, Receiver
Brennan, Recupero, Cascione, Scungio & McAllister, LLP
362 Broadway
Providence, RI 02909

**RECEIVERSHIP PROOF OF CLAIM—CHARTERCARE COMMUNITY BOARD,
ST. JOSEPH HEALTH SERVICES OF RHODE ISLAND, AND/OR ROGER WILLIAMS HOSPITAL**

I, Susan B. Forcier, Esq., being duly sworn, depose and say:

1. *[check appropriate creditor type]* ___ I am the Claimant. [OR] X I am the Deputy Chief Legal Counsel (title) of the Rhode Island Department of Environmental Management, who is the Claimant.

2. The **full** mailing address of the Claimant is 235 Promenade Street, Providence, RI 02908. The telephone number of the Claimant is (401) 222-4700. The email address of the Claimant is susan.forcier@dem.ri.gov.

3. The Debtor in this proof of claim is *[check all that apply]*
X CharterCARE Community Board
X St. Joseph Health Services of Rhode Island
X Roger Williams Hospital

4. As of December 18, 2019, the Debtor owed and still owes the Claimant a balance of up to fifty million Dollars (\$50,000,000), evidence of which outstanding environmental liability is attached hereto (please attach all supporting documents).

5. Such account is just, approximate and correct, and said balance is due claimant in te form of environmental liability for remediation from the Debtor. See attached explanation of claim.


6. No part thereof has been paid or satisfied, and there are no set-offs, recoupments or counterclaims thereto, to the knowledge or belief of deponent.

7. No security exists for said debt, except *[if left blank, there is no security]*: _____.

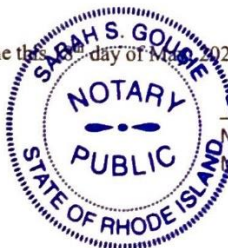
8. *[optional—if left blank, there will be no power of attorney]* The following attorneys named on this Proof of Claim are hereby made and constituted attorneys for the Claimant for all purposes whatsoever in connection with this claim with full power of substitution (if an attorney is filing for you):

(name(s) of attorney(s)) _ Susan Forcier, Esq.
(full mailing address of attorney(s)) _ RIDEM
235 Promenade Street, 4th Floor
Providence, RI 02908

___ Check here if your claim is secured, and attach copies of supporting documents.
X Check here if you believe you have an unsecured priority claim, specify the amount of the claim entitled to priority \$ _____, and the legal basis to claim such priority: See attached explanation of claim based on environmental liability.

Susan B. Forcier, Esq.
(claimant name - print)

(claimant signature)

STATE OF RHODE ISLAND
COUNTY OF PROVIDENCE
Subscribed and sworn to before me this _____ day of _____, 2020.



Sarah S Goulet
Notary Public
My commission expires 7/11/22
754243

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of this Proof of Claim and accompanying Explanation of Proof of Claim was filed and sent to all parties of record through the electronic filing system, and was sent via electronic mail on this 18th day of May, 2020 to the following:

By electronic mail:

Thomas S. Hemmendinger, Esq.
Brennan, Recupero, Cascione, Scungio & McAllister, LLP
362 Broadway
Providence, RI 02909
themmendinger@brcsm.com

/s/ Susan Forcier

**STATE OF RHODE ISLAND
PROVIDENCE, SC.**

SUPERIOR COURT

In Re: :
: **C.A. No. PC-2019-11756**
CharterCARE Community Board, et al. :

**EXPLANATION OF PROOF OF CLAIM FOR THE STATE OF RHODE ISLAND,
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

Now comes the State of Rhode Island and Providence Plantations, by and through the Rhode Island Department of Environmental Management (“RIDEM”) and its undersigned counsel, and hereby submits the following explanation of its claims in the above referenced matter. RIDEM’s claims arise under the Rhode Island Industrial Property Remediation and Reuse Act, R.I. Gen Laws Ch. 23-19.14 *et seq.*, the Rhode Island Hazardous Waste Management Act of 1978, R.I. Gen. Laws Ch. 46-19.1 *et seq.*, the Rhode Island Groundwater Protection Act of 1985, R.I. Gen. Laws Ch. 46-13.1 *et seq.*, the Rhode Island Water Pollution Control Act, R.I. Gen. Laws 46-12, *et seq.*, and the common law of nuisance and liability. RIDEM’s claims include costs that have been and will be incurred by the State in connection with responses to the release and/or disposal of hazardous substances at the Truk-Away Landfill site in Warwick, Rhode Island. The debtor(s) have been identified as potentially responsible parties (“PRPs”) for this site. *See Exhibit A, Letters of Responsibility.* The debtor’s alleged responsibility at this site is based in part on statements by former employees and waste carriers associated with the site as well as observations of the site.

At present, the site has not yet been fully characterized in terms of extent of waste, nature of contamination, impacts to environmental resources, or potential difficulties to remedy implementation. The presumptive remedy for a landfill in this case would be a RCRA Subtitle

In Re: CharterCARE Community Board, et als., Case No. PC-2019-11756
Explanation of Proof of Claim of the State of Rhode Island

C cap with appropriate groundwater controls, however, a remedy has not yet been selected for the site. A review of costs associated with landfill remediation at other sites in Rhode Island indicate that that this type of presumptive remedy can cost between \$1 million and \$1.5 million dollars per acre, including investigation, remedy implementation and post-closure monitoring for 30 years. While the Truk-Away Landfill is approximately 36 acres in size on a 52 acre parcel, the liability at this site does not solely belong to the debtor(s). Approximately twenty-six (26) other parties have been notified of their potential liability, and the allocation of each party's liability shall be determined at a later time. Using the most extreme assumptions described above (\$1.5 million per acre, total responsibility falling on the debtor(s)), the debtor(s)' liability could be as much as \$50 million for the Truk-Away Landfill, and that number has been included in this proof of claim out of an abundance of caution, though it is anticipated that debtor(s) liability will be somewhere less than total.

Based on the above, RIDEM submits this Proof of Claim, and explanation thereof, on behalf of the State of Rhode Island, and estimates the debtor(s) liability to potentially be as high as \$50 million.

Respectfully submitted,

JANET L. COIT, DIRECTOR,
RHODE ISLAND DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT,
By its attorney,

/s/ Susan Forcier
Susan B. Forcier, Esq. (#7278)
RIDEM Office of Legal Services
235 Promenade Street, 4th Floor
Providence, RI 02908
Telephone: (401) 222-6607
Facsimile: (401) 222-3378

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of this proof of Claim and accompanying Explanation of Proof of Claim was filed and sent to all parties of record through the electronic filing system, and was sent via electronic mail on this 18th day of May, 2020 to the following:

By electronic mail:

Thomas S. Hemmendinger, Esq.
Brennan, Recupero, Cascione, Scungio & McAllister, LLP
362 Broadway
Providence, RI 02909
themmendinger@brcsm.com

/s/ Susan Forcier



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
235 Promenade Street, Providence, RI 02908-5767 TDD 401-222-4462

LETTER OF RESPONSIBILITY

CERTIFIED MAIL 91 7108 2133 3936 0743 2149

December 20, 2017

John J. Holiver, ACHE, CEO
CharterCARE Health Partners
825 Chalkstone Avenue
Providence, RI 02908

RE: The Truk-Away Landfill
Plat 326, Lots 22, 23, 28, 73 and Plat 342, Lots 2, 3, 5, 429
Warwick Industrial Drive
Warwick, RI

Dear Mr. Holiver:

On November 9, 2011, the Rhode Island Department of Environmental Management (the Department/RIDEM) enacted the amended Rules and Regulations for the Investigation and Remediation of Hazardous Materials Releases (the Remediation Regulations). The purpose of these regulations is to create an integrated program requiring reporting, investigation and remediation of contaminated sites in order to eliminate and/or control threats to human health and the environment in a timely and cost-effective manner. A Letter of Responsibility (LOR) is a preliminary document used by the Department to codify and define the relationship between the Department and a Responsible Party under the Remediation Regulations.

Please be advised of the following facts:

1. The Department is in receipt of the following documents concerning property identified as the Truk-Away Landfill Site, in Warwick, Rhode Island, further designated as Plat 326, Lots 22, 23, 28, 73 and Plat 342, Lots 2, 3, 5, 429, of the City of Warwick's Tax Assessor's plat maps (the Site):
 - **ARCS I Final Site Inspection Prioritization, Truk-Away Landfill, Warwick, Rhode Island** dated December 18, 1993, prepared by CDM Federal Programs Corporation for the U.S. Environmental Protection Agency Office of Waste Programs Enforcement;
 - **RIDEM Inter-Office Memo, Re: Mercury contamination at the former Truck-Away Landfill, end of Industrial Lane, Warwick, R.I.** dated May 7, 1999;
 - **Limited Environmental Site Investigation Report, Former Truk-Away Landfill Site, T.F. Green Airport, Warwick, Rhode Island** dated March 2001, prepared by Camp Dresser & McKee Inc. for the Rhode Island Airport Corporation (RIAC);
 - **Groundwater Sampling Report**, dated February 17, 2005 prepared by Lincoln Environmental, Inc. for the Rhode Island Department of Administration;

- **Site Investigation Report, Former Truk-Away Landfill, Warwick Industrial Drive, Warwick, Rhode Island** dated September 2008 prepared by EA Engineering, Science, and Technology, Inc. for the Rhode Island Department of Administration;
2. The abovementioned Site investigation reports identify elevated concentrations of hazardous materials in the form of volatile organic compounds (VOCs), semi volatile organic compounds (SVOCs), polycyclic aromatic compounds (PAHs), polychlorinated biphenyls (PCBs), and metals detected in samples collected from the site. Groundwater samples contain levels of the VOCs - Ethylbenzene, Toluene and 1,1,1 Trichloroethane in excess of the RIDEM GB-Groundwater Objective. The metals mercury and lead were found on-site in exceedence of the RIDEM Industrial/Commercial Exposure Criteria (I/C DEC). The presence of separate phase petroleum was found on-site in exceedence of the upper concentration limits.
 3. Based upon the information provided and the presence and nature of the **petroleum (TPH) hazardous materials (Volatile Organic Compounds (VOC's), and Polychlorinated Biphenyls (PCBs)** in the groundwater, and **metals** found on-site, the Department concurs that a **release of a hazardous substance and petroleum** has occurred as defined by Rules 3.34, 3.59 and 3.63 of the Remediation Regulations.
 4. The Department has received the signed Declaration of Frank A. Petrarca, dated: May 16, 2016. Mr. Petrarca stated that as a former employee of Truk-Away of RI, Inc., he worked as a roll-off truck driver and heavy equipment driver at the Truk-Away Landfill on Industrial Drive in Warwick, Rhode Island.

Item number 12 of this Declaration states: "While working for Truk-Away, I picked up waste from St. Joe's Hospital in Providence, Rhode Island. Truk-Away had a 42-yard breakaway compactor at this facility. I would pick up waste from this hospital about once per week and dispose of it at the Site during the entire time the Site was open."

Item number 13 of this Declaration states: "While working for Truk-Away, I picked up waste from Roger Williams Hospital in Providence, Rhode Island. Truk-Away had a 42-yard breakaway compactor at this facility. I would pick up waste from this hospital about once per week and dispose of it at the Site during the entire time the Site was open."

As a result of the information known and conditions observed at the site, the Department has determined that you are a Responsible Party as defined by Rule 3.70 of the Remediation Regulations and as such is requiring that you comply with the following:

- A. Prior to any additional site investigation or remedial actions at the property, conduct public notice in accordance with Section 7.07A (i) of the Remediation Regulations notifying all property abutters, tenants, and the City of Warwick and any utilities with easements that a Release of petroleum and hazardous materials has occurred at the property and submit copies of all notifications to this Office.
- B. In accordance with Section 7.0 (Site Investigation) of the Remediation Regulations, a full Site Investigation and a complete Site Investigation Report (SIR) must be prepared and submitted to the Office of Customer & Technical Assistance (OCTA). On or before **June 1, 2018**, a Site Investigation Work Plan that includes a proposed schedule of work must be submitted to the OCTA. The above referenced Site Investigation Reports listed above in Item 1 are not considered a complete Site Investigation Report. Given that certain environmental work has already been completed during previous investigations, you may wish to incorporate portions of the information gathered to address the requirements of Rule 7.0. The Department requests conclusive information regarding the following environmental issues and questions:

- Determine the source and extent of soil, groundwater and sediment contamination at the site, specifically with respect to potential impacts to nearby surface water bodies.
- Additional delineation of groundwater is necessary in the area of the PCB and TPH release at in the vicinity of MW-3. Said delineation must fully characterize this release and may be jurisdictional under the US EPA Toxic Substances Control Act (TSCA).
- The Department has on file evidence that a 15,000 gallon underground storage tank (UST) is located at the former scale house area of the Site. The Department does not have on file that the subject tank was ever formally registered or removed. An investigation must be performed to determine the location and potential environmental impacts from this UST.
- Additional investigation activities are required which include surface water and sediment sampling and the installation of additional perimeter groundwater monitoring wells.
 - i. Submit the complete SIR in accordance with Rule 7.08, to include at least two remedial alternatives other than no action;
 - ii. Be prepared to bring the Site into compliance with the Remediation Regulations.
- C. Upon completion of the Site Investigation and issuance of a Department Program Letter, conduct public notice in accordance with Rule 7.07A (ii) of the Remediation Regulations.
- D. Submit an SIR checklist (appendix I of the Remediation Regulations). The SIR checklist was created as a supplemental tool to expedite the reviewing and approval process by cross referencing specific sections and pages within the SIR that provide detailed information and addresses each stated requirement within Rule 7 of the Remediation Regulations.
- E. After submission of a complete SIR and approval by the Department's Program Letter and Remedial Decision Letter (RDL), be prepared to submit a Remedial Action Work Plan (RAWP) within 60 days of the RDL, subject to Department review and approval. After Department approval of the RAWP, implement the remedy, if necessary, that will bring the Site into compliance with the Remediation Regulations.
- F. Be advised that any remedial alternatives that propose to leave contaminated soils on-site at levels which exceed Department criteria, will at a minimum necessitate the recording of an institutional control in the form of an Environmental Land Usage Restriction (ELUR) on the deed for the Site, and will likely require implementation of additional engineered controls to restrict human exposure.

Please be advised that prior to the implementation of any field activities, all abutting property owners and tenants must be notified by the Responsible Party that further investigation and remediation is about to occur, in accordance with Rule 7.07 and 7.09 of the Remediation Regulations and the Industrial Properties Remediation and Reuse Act (Rhode Island General Law 23-19.14-5). The notice should briefly indicate the purpose of the investigation, the work to be performed and the approximate scheduled date(s) of planned activities. The Department will require a copy of the public notice letter and a list of all recipients, including but not limited to abutters, tenants, and the City of Warwick. Failure to comply with the aforementioned items may result in enforcement actions as specified in Rhode Island General Laws 23-19.1-17 and 23-19.1-18.

In order to comply with all of the above listed requirements, the Potentially Responsible Parties (PRPs) should coordinate one submittal to RIDEM on behalf of all of the PRPs. The Rhode Island Department of Administration shall be responsible for coordinating all joint communications and responses to the Department. In addition, these individuals shall coordinate the preparation of each technical document (e.g. SIR, RAWP, Progress Reports, Monitoring Reports, Closure Report, etc.) such that only one technical document is submitted on behalf of all of the Potentially Responsible Parties for Department review and approval.

In order further to inform the PRPs regarding the status of the site and to facilitate the PRPs initiation of a Site Investigation, the Department will host a meeting of all PRPs at its offices in Room 300 at 9:30 am on Friday, February 2, 2018.

Please notify this Office within seven (7) days of the receipt of this letter of your plans to comply with the terms of this letter and attend the meeting when these items will be discussed. All correspondence should be sent to the attention of:

Christopher Walusiak, P.E., Principal Civil Engineer
RIDEM Office of Customer & Technical Assistance
235 Promenade Street, Providence, RI 02908-5767
(401) 222-4700, ext.7135; chris.walusiak@dem.ri.gov

If you have any questions regarding this letter or would like the opportunity to meet with us, please feel free to contact Chris Walusiak. Legal questions may be directed to Mary Kay, Esq., Chief, RIDEM - Office of Legal Services, at (401) 222-6607 ext. 2304.

Sincerely,



Ronald N. Gagnon, P.E.
Chief
Office of Customer & Technical Assistance
RI Department of Environmental Management

Cc: Mary Kay, Esq., RIDEM/OLS
Susan Forcier, Esq., RIDEM/OLS
Christopher Walusiak, P.E., RIDEM/OCTA



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
235 Promenade Street, Providence, RI 02908-5767 TDD 401-222-4462

LETTER OF RESPONSIBILITY

CERTIFIED MAIL 91 7108 2133 3936 0743 2248

December 20, 2017

David Hirsch, President
St. Joseph Health Services of Rhode Island
C/O One Park Row, Suite 300
Providence, RI 02903

RE: The Truk-Away Landfill
Plat 326, Lots 22, 23, 28, 73 and Plat 342, Lots 2, 3, 5, 429
Warwick Industrial Drive
Warwick, RI

Dear Mr. Hirsch:

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RIDEM Office of Customer & Technical Assistance
235 Promenade Street, Providence, RI 02908-5767
(401) 222-4700, ext.7135; chris.walusiak@dem.ri.gov

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Sincerely,



Ronald N. Gagnon, P.E.
Chief
Office of Customer & Technical Assistance
RI Department of Environmental Management

Cc: Mary Kay, Esq., RIDEM/OLS
Susan Forcier, Esq., RIDEM/OLS
Christopher Walusiak, P.E., RIDEM/OCTA



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
235 Promenade Street, Providence, RI 02908-5767 TDD 401-222-4462

LETTER OF RESPONSIBILITY

CERTIFIED MAIL 91 7108 2133 3936 0743 2231

December 20, 2017

Demetra Ouellette, President
Roger Williams Hospital
825 Chalkstone Avenue
Providence, RI 02908

RE: The Truk-Away Landfill
Plat 326, Lots 22, 23, 28, 73 and Plat 342, Lots 2, 3, 5, 429
Warwick Industrial Drive
Warwick, RI

Dear Ms. Ouellette:

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2. The abovementioned Site investigation reports identify elevated concentrations of hazardous materials in the form of volatile organic compounds (VOCs), semi volatile organic compounds (SVOCs), polycyclic aromatic compounds (PAHs), polychlorinated biphenyls (PCBs), and metals detected in samples collected from the site. Groundwater samples contain levels of the VOCs - Ethylbenzene, Toluene and 1,1,1 Trichloroethane in excess of the RIDEM GB-Groundwater Objective. The metals mercury and lead were found on-site in exceedence of the RIDEM Industrial/Commercial Exposure Criteria (I/C DEC). The presence of separate phase petroleum was found on-site in exceedence of the upper concentration limits.
 3. Based upon the information provided and the presence and nature of the **petroleum (TPH) hazardous materials (Volatile Organic Compounds (VOC's), and Polychlorinated Biphenyls (PCBs)** in the groundwater, and **metals** found on-site, the Department concurs that a **release of a hazardous substance and petroleum** has occurred as defined by Rules 3.34, 3.59 and 3.63 of the Remediation Regulations.
 4. The Department has received the signed Declaration of Frank A. Petrarca, dated: May 16, 2016. Mr. Petrarca stated that as a former employee of Truk-Away of RI, Inc., he worked as a roll-off truck driver and heavy equipment driver at the Truk-Away Landfill on Industrial Drive in Warwick, Rhode Island. Item number 13 of this Declaration states: "While working for Truk-Away, I picked up waste from Roger Williams Hospital in Providence, Rhode Island. Truk-Away had a 42-yard breakaway compactor at this facility. I would pick up waste from this hospital about once per week and dispose of it at the Site during the entire time the Site was open."

As a result of the information known and conditions observed at the site, the Department has determined that you are a Responsible Party as defined by Rule 3.70 of the Remediation Regulations and as such is requiring that you comply with the following:

- A. Prior to any additional site investigation or remedial actions at the property, conduct public notice in accordance with Section 7.07A (i) of the Remediation Regulations notifying all property abutters, tenants, and the City of Warwick and any utilities with easements that a Release of petroleum and hazardous materials has occurred at the property and submit copies of all notifications to this Office.
- B. In accordance with Section 7.0 (Site Investigation) of the Remediation Regulations, a full Site Investigation and a complete Site Investigation Report (SIR) must be prepared and submitted to the Office of Customer & Technical Assistance (OCTA). On or before **June 1, 2018**, a Site Investigation Work Plan that includes a proposed schedule of work must be submitted to the OCTA. The above referenced Site Investigation Reports listed above in Item 1 are not considered a complete Site Investigation Report. Given that certain environmental work has already been completed during previous investigations, you may wish to incorporate portions of the information gathered to address the requirements of Rule 7.0. The Department requests conclusive information regarding the following environmental issues and questions:
 - Determine the source and extent of soil, groundwater and sediment contamination at the site, specifically with respect to potential impacts to nearby surface water bodies.

- Additional delineation of groundwater is necessary in the area of the PCB and TPH release at in the vicinity of MW-3. Said delineation must fully characterize this release and may be jurisdictional under the US EPA Toxic Substances Control Act (TSCA).
- The Department has on file evidence that a 15,000 gallon underground storage tank (UST) is located at the former scale house area of the Site. The Department does not have on file that the subject tank was ever formally registered or removed. An investigation must be performed to determine the location and potential environmental impacts from this UST.
- Additional investigation activities are required which include surface water and sediment sampling and the installation of additional perimeter groundwater monitoring wells.
 - i. Submit the complete SIR in accordance with Rule 7.08, to include at least two remedial alternatives other than no action;
 - ii. Be prepared to bring the Site into compliance with the Remediation Regulations.
- C. Upon completion of the Site Investigation and issuance of a Department Program Letter, conduct public notice in accordance with Rule 7.07A (ii) of the Remediation Regulations.
- D. Submit an SIR checklist (appendix I of the Remediation Regulations). The SIR checklist was created as a supplemental tool to expedite the reviewing and approval process by cross referencing specific sections and pages within the SIR that provide detailed information and addresses each stated requirement within Rule 7 of the Remediation Regulations.
- E. After submission of a complete SIR and approval by the Department's Program Letter and Remedial Decision Letter (RDL), be prepared to submit a Remedial Action Work Plan (RAWP) within 60 days of the RDL, subject to Department review and approval. After Department approval of the RAWP, implement the remedy, if necessary, that will bring the Site into compliance with the Remediation Regulations.
- F. Be advised that any remedial alternatives that propose to leave contaminated soils on-site at levels which exceed Department criteria, will at a minimum necessitate the recording of an institutional control in the form of an Environmental Land Usage Restriction (ELUR) on the deed for the Site, and will likely require implementation of additional engineered controls to restrict human exposure.

Please be advised that prior to the implementation of any field activities, all abutting property owners and tenants must be notified by the Responsible Party that further investigation and remediation is about to occur, in accordance with Rule 7.07 and 7.09 of the Remediation Regulations and the Industrial Properties Remediation and Reuse Act (Rhode Island General Law 23-19.14-5). The notice should briefly indicate the purpose of the investigation, the work to be performed and the approximate scheduled date(s) of planned activities. The Department will require a copy of the public notice letter and a list of all recipients, including but not limited to abutters, tenants, and the City of Warwick. Failure to comply with the aforementioned items may result in enforcement actions as specified in Rhode Island General Laws 23-19.1-17 and 23-19.1-18.

In order to comply with all of the above listed requirements, the Potentially Responsible Parties (PRPs) should coordinate one submittal to RIDEM on behalf of all of the PRPs. The Rhode Island Department of Administration shall be responsible for coordinating all joint communications and responses to the Department. In addition, these individuals shall coordinate the preparation of each technical document (e.g. SIR, RAWP, Progress Reports, Monitoring Reports, Closure Report, etc.) such that only one technical document is submitted on behalf of all of the Potentially Responsible Parties for Department review and approval.

In order further to inform the PRPs regarding the status of the site and to facilitate the PRPs initiation of a Site Investigation, the Department will host a meeting of all PRPs at its offices in Room 300 at 9:30 am on Friday, February 2, 2018.

Please notify this Office within seven (7) days of the receipt of this letter of your plans to comply with the terms of this letter and attend the meeting when these items will be discussed. All correspondence should be sent to the attention of:

Christopher Walusiak, P.E., Principal Civil Engineer
RIDEM Office of Customer & Technical Assistance
235 Promenade Street, Providence, RI 02908-5767
(401) 222-4700, ext.7135; chris.walusiak@dem.ri.gov

If you have any questions regarding this letter or would like the opportunity to meet with us, please feel free to contact Chris Walusiak. Legal questions may be directed to Mary Kay, Esq., Chief, RIDEM - Office of Legal Services, at (401) 222-6607 ext. 2304.

Sincerely,



Ronald N. Gagnon, P.E.
Chief
Office of Customer & Technical Assistance
RI Department of Environmental Management

Cc: Mary Kay, Esq., RIDEM/OLS
Susan Forcier, Esq., RIDEM/OLS
Christopher Walusiak, P.E., RIDEM/OCTA