

NANCY D'ANNA
ATTORNEY AT LAW

P.O. BOX 37, CRUZ BAY
ST. JOHN, U.S. VIRGIN ISLANDS 00831
(809) 776-6533 FAX (809) 776-6260

August 9, 1994

By Telefax and Mail

Carolyn Kwan
Project Officer, Eastern NY
Caribbean Compliance Section
Emergency & Remedial Response Division
U S Environmental Protection Agency
Region II
26 Federal Plaza
New York, New York 10278

Re: Remediation Scheduled by L'Henri, Inc.

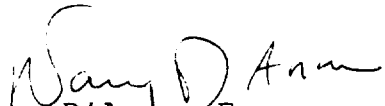
Dear Ms. Kwan:

The remediation activity which is the subject of the Work Plan submitted by L'Henri, Inc., and approved by the Environmental Protection Agency was to be conducted on property owned by Mrs. Osborne Harvey. My client has contacted Mrs. Harvey concerning access and this office has provided her counsel with a copy of the plan and a proposed access agreement. To date, however, we have not received approval, nor a request for changes to the agreement or the Work Plan. In addition, information and the agreement of Mrs. Harvey is needed to apply for the necessary Earth Change Permit.

Although my client has made all necessary preparations and stands ready, willing and able to proceed with the remediation of a potential continuing source of contamination of groundwater in Tutu, we are unable to proceed without Mrs. Harvey's agreement for access. Regretfully, the activity scheduled for August 15, 1994, must be canceled. Any assistance which might be available in obtaining access in order that this activity might be scheduled in the future would be appreciated.

Please feel free to contact my office if you wish to discuss any aspect of this matter.

Sincerely,


Nancy D'Anna, Esq.

ND/aw

cc: Kevin D'Amour, Esq.
Belinda Price
Andrew Prashak, Esq.
All counsel of Record

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