

ATTENTION

AER Superfund Site Update 2

You likely received a letter from EPA Region IV this week. We are recommending that you contact Barbara Gallo with Krevolin & Horst, LLC to join the *De Minimis* PRP group. Her contact information is below. This will likely be your best option rather than negotiating with EPA directly and individually. Actually, EPA is encouraging and prefers that all *De Minimis* parties join the PRP group, and the group will have more leverage to negotiate.

The EPA has not finalized the cost matrix, and it may take another month or two for the two PRP groups and EPA to negotiate a final cost matrix. In the meantime, you can contact us or check our web site at www.crandallusa.com for updates.

Barbara Gallo with Krevolin & Horst, LLC specializes in environmental law, and she volunteered to manage the *de minimis* PRP group for a 5% fee of the settlement amount. For most PRPs, this amount is extremely reasonable. If any party elects to abstain from joining the PRP group, they will be negotiating independently with EPA, and perhaps the other PRP groups, to settle their liability for the site.

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EPA hopes to issue a final draft of the cost matrix in about a month. Most likely, the dollar amount for all parties will increase because some of the businesses have likely closed and/or filed for bankruptcy. All remaining parties will be required to absorb their share.

For most *de minimis* parties, the best option is to join the *de minimis* PRP group. The PRP group will form a steering committee some time soon. The PRP group handles the negotiations, drafting of documents and agreements and the legal matters for the entire group and all participants. We recommend that you join the *de minimis* PRP group when the opportunity arises.

You may be receiving information from EPA and from Ms. Gallo in the near future. If you have questions about the information you receive, you can fax a copy to 803-793-0500, and we will review the materials for you.

The presentation that EPA used at the meeting is available for review at www.crandallusa.com.