



State of Ohio Environmental Protection Agency

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September 22, 2009

Mr. John Martin, CHMM  
Delphi Automotive Systems, LLC  
EH&S Supervisor  
Mail Station 10B  
P.O. Box 431  
Warren, Ohio 44488

**Re: Delphi Automotive Systems, LLC  
OHD 000 817 346: HW Permit No.02-78-0124  
Financial Assurance Records Review**

Dear Mr. Martin:

On September 22, 2009, I completed a review of hazardous waste financial assurance documentation for Delphi Automotive Systems LLC's Warren facility. I evaluated the Delphi facility for compliance with the financial assurance for post-closure cost estimates and post-closure care financial assurance requirements. These requirements are set forth in the Delphi Hazardous Waste Installation & Operation Permit (Permit) and Ohio Administrative Code (OAC) rules 3745-55-44 through 3745-55-45.

**Cost Estimate:**

By letter dated July 20, 2009, Delphi submitted to Ohio EPA a request to decrease the post-closure cost estimate for the former surface impoundment at its Warren facility from \$288,740.00 to \$240,200.00. Following receipt of Delphi's request and subsequent discussions with Delphi and Ohio EPA's Division of Hazardous Waste Management (DHWM), by letter dated September 2, 2009, Ohio EPA authorized decreasing the value of the financial assurance mechanism to \$240,200.00. It is my understanding Delphi has already resubmitted its request to modify its Permit based on the change to the cost estimate.

With the recent correspondence and detailed updating of the facility's post-closure cost estimate, the violation of OAC rule 3745-55-44 and the Permit listed in DHWM's January 28, 2008, letter is abated.

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director



**Financial Assurance:**

To demonstrate compliance with financial assurance requirements for post-closure care pursuant to OAC rule 3745-55-43 and its Permit, Delphi uses letter of credit (LoC) No. P-241480 established and maintained through JP Morgan Chase Bank N.A. in the amount of \$240,200.00. The effective dates of the LoC are March 31, 2009, through March 31, 2010 (dates not stated in LoC, but pursuant to OAC rule 3745-55-43 and the LoC automatic extension provision). Along with the LoC, Delphi continues to use a standby trust agreement (SBTA) originally submitted to Ohio EPA with the LoC by letter dated July 13, 2005. As detailed in my email to you dated September 22, 2009, please submit to my attention a current Schedule B to accompany the SBTA.

Delphi is not required to fund RCRA Corrective Action at the Warren facility at this time.

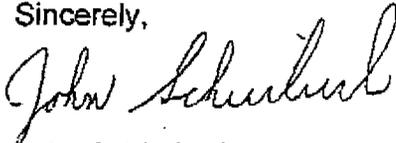
**Liability Coverage:**

The former surface impoundment at the Warren facility is in post-closure and liability coverage pursuant to OAC rule 3745-55-47 is not required.

Based upon review of submittals and related communications detailed in this letter, it appears Delphi meets the hazardous waste financial assurance requirements of Ohio HW Permit No.02-78-0124 and the OAC.

If you have any related questions or concerns please feel free to contact me at (614) 644-2955 or [john.schierberl@epa.state.oh.us](mailto:john.schierberl@epa.state.oh.us).

Sincerely,



John Schierberl  
Compliance Assurance Section  
Division of Hazardous Waste Management

ec: Suzanne Prusnek, NEDO, DHWM  
Kristina Durnell, RIS, DHWM  
Shawn Sellers, ERAS, DHWM

**NOTICE:** Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with applicable regulations.