



State of Ohio Environmental Protection Agency

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Columbus, OH 43216-1049

**CERTIFIED MAIL**

June 9, 2009

Mr. Jeffrey Stern  
Citibank, N.A.  
Global Corporate Banking  
388 Greenwich Street, 23<sup>rd</sup> Floor  
New York, New York 10013

**Re: Eastman Kodak Company - Reduce Letter of Credit - Reference No. NY -  
02805-30035285 - on behalf of Hilton Davis facility - OHR004240313**

Dear Mr. Stern:

The Eastman Kodak Company established Letter of Credit (LOC) No. NY-02805-30035285 to demonstrate compliance with the post-closure financial assurance requirements for the Hilton Davis facility, as set forth in Ohio Administrative Code (OAC) Rule 3745-55-45.

On April 30, 2009, I received a written request from Terry Lee on behalf of the Eastman Kodak Company to decrease the face amount of the LOC from \$1,900,000.00 to \$1,600,000.00 because of a decrease in the post-closure cost estimate.

Whenever the current post-closure cost estimate decreases, the amount of the LOC for post-closure care may be reduced up to the amount of the current post-closure cost estimate. Ohio EPA has determined that Kodak may reduce the face amount of the LOC from \$1,900,000.00 to \$1,600,000.00 for post-closure care pursuant to OAC Rule 3745-55-45(D)(7).

Please feel to contact Tina Jennings of the Division of Hazardous Waste Management with any questions you may have. Her telephone number is (614)644-2951.

Sincerely,

Chris Korleski  
Director

TJ:js

cc: Harold O Connell, SWDO

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





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## INTEROFFICE MEMORANDUM

**TO:** Chris Korleski, Director

**FROM:** Tina Jennings through Harry Sarvis, Manager, Division of Hazardous Waste Management

**SUBJECT:** Eastman Kodak Company - Reduce Letter of Credit - No. NY-02805 - 30035285 - on behalf of Hilton Davis Site - OHR004240313

**DATE:** May 29, 2009

The attached letter to Jeffrey Stern, of Citibank, N.A, has been prepared for your signature. I prepared this letter in response to an April 30, 2009 written request from Terry Lee, of NPEC Inc, on behalf of the Eastman Kodak Company for the Hilton Davis Site to reduce the amount of Kodak's Letter of Credit (LOC) No. NY-02805-30035285 from \$1,900,000.00 to \$1,600,000.00. This request reflects a decrease in Kodak's post-closure cost estimate.

Kodak established a LOC to demonstrate compliance with post-closure financial assurance requirements as set forth in OAC rule 3745-55-45. The reason for the decrease in the post-closure cost estimate is due to the number of years remaining that are required for post-closure care.

Based on our review of the revised estimate, DHWM has determined that the Director may give written approval to reduce the amount of the post-closure LOC. The attached letter serves as a written consent from Ohio EPA to decrease the post-closure LOC pursuant to OAC Rule 3745-55-45(D)(7).

If you have any questions you may contact Tina at 4-2951.

Hilton Davis Decrease of LOC HARRYS COMMENTS.doc

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



**COVER MEMO**

- Director's Signature
- Assistant Director's Signature
- DRAFT - Governor's Signature
- Deputy Director's Signature
- Background Investigation Report - CONFIDENTIAL

Subject: (MCR# \_\_\_\_\_) Eastman Kodak Company  
OHR 004 240 313  
Reduce Letter of Credit - No. NY-02805 - 30035285 - on behalf of Hilton Davis Site

Prepared by: Tina Jennings, DHWM, CO Division: DHWM, CO Date: May 29, 2009

Blind Copies: \_\_\_\_\_

**NECESSARY APPROVALS**

- Assistant Director
- Deputy Director, Legal Affairs
- Deputy Director, Communication
- Director's Office, Rules Coordinator
- Legal
- Other
- Other

**APPROVED BY**

*Jane Powell*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
*Todd Anderson* Todd Anderson  
\_\_\_\_\_

**DATE**  
6/3/09  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
5/29/09  
\_\_\_\_\_  
\_\_\_\_\_

District Personnel Information		Division Personnel Information	
Approvals:	Date:	Approvals:	Date:
Supervisor _____	____/____/____	Unit Supervisor _____	____/____/____
Manager _____	____/____/____	Section Manager <u><i>Harry Sarvis</i></u> Harry Sarvis	<u>5/29/09</u>
Assistant Dist. Chief _____	____/____/____	Assistant Chief <u><i>Dave Shottis</i></u> Dave Shottis	<u>5/29/09</u>
District Chief _____	____/____/____	Chief _____	____/____/____
Other _____	____/____/____	Other _____	____/____/____

**RETURN ALL SUPPORTING DOCUMENTS TO:**

Name: Jeri Savelle 5/29/09 6/8/09 Division: DHWM, CO

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Document Name: Hilton Davis Decrease of LOC HARRYS COMMENTS.doc WPS Initials/Date: TJ:jams  
 Attachments: CC:  Yes  No  BC:  Yes  No   
 Other: \_\_\_\_\_



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