



State of Ohio Environmental Protection Agency

Northeast District Office

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

August 27, 2007

Marc Rubin
Case Western Reserve University
Department of Occupational and Environmental Safety
2220 Circle Drive, 1st Floor
Cleveland, OH 44106-7227

**RE: CASE WESTERN RESERVE UNIVERSITY, OHD 000 812 230 and OHD 987 033 669
CUYAHOGA COUNTY, RETURN TO COMPLIANCE**

Dear Mr. Rubin:

Thank you for your response to Ohio EPA's July 27, 2007 Notice of Violation (NOV). Your correspondence was received on August 20, 2007.

Ohio EPA has reviewed the documentation you have submitted and determined that it is sufficient to abate the violations listed in the NOV:

- 1. Content of Contingency Plan– Emergency Equipment
OAC 3734 65-52 (E)**
- 2. Universal Waste Management– Labeling (Batteries)
OAC 3745-273-14**
- 3. Emergency Equipment Inspections
OAC 3745-65-33**

Failure to list specific deficiencies in this communication does not relieve Case Western Reserve University from the responsibility of complying with all applicable Ohio EPA laws and regulations. Please be advised that present or past instances of non-compliance can continue as subjects of pending or future enforcement actions.

Please feel free to contact me at (330) 963-1170 if you have any questions.

Sincerely,


Edward J. D'Amato
Environmental Specialist
Division of Hazardous Waste Management

EJD:ddw

cc: Natalie Oryshkewich, DHWM, NEDO
ec: Frank Popotnik, DHWM, NEDO
Harry Sarvis, DHWM, CO