



State of Ohio Environmental Protection Agency

Northeast District Office

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

CERTIFIED MAIL

February 6, 2007

Donald R. Koski and Yogi V. Chokshi
Reserve Environmental Services, Inc.
4633 Middle Road
P.O. Box 1038
Ashtabula, OH 44005-1038

**RE: RESERVE ENVIRONMENTAL SERVICES, INC., ASHTABULA COUNTY,
OHD 980 793 384, CLOSURE ACTIVITIES: POND 1, LAGOONS 3-6 & POND 7**

Dear Mr. Koski and Mr. Chokshi:

On October 28, 2003, Reserve Environmental Services, Inc. (RES) and Mr. Koski, entered into a modified consent order with the State of Ohio (Case No. 93-CV-563, Ashtabula County Court of Common Pleas). The following identifies the status of your compliance with the modified consent order with respect to the hazardous waste closure requirements at Pond 1, Lagoons 3 through 6 and Pond 7:

1. On September 26, 2005, Ohio EPA approved the amended closure schedule for Pond 1 at Site A (Old). As detailed in Paragraph 8 of the modified consent order, RES was ordered to implement the approved closure plan for Pond 1 in the manner and time frames set forth therein.

In December 2004 and June 2006, RES conducted the subsurface investigations as required by the approved closure plan. However, RES has failed to implement the other portions of the plan in accordance with the approved closure schedule, in violation of Paragraph 8 of the modified consent order and Ohio Administrative Code (OAC) rule 3745-66-13. RES must abate this violation by completing closure in accordance with the approved closure plan and schedule. Submit documentation which includes specific actions and dates that are necessary to fulfill closure obligations at Pond 1.

2. On September 26, 2005, Ohio EPA approved the amended closure schedule for Lagoons 3 through 6 and Pond 7 at Site A (Old). As detailed in Paragraph 25 of the modified consent order, RES was ordered to implement the approved closure plan in the manner and time frames set forth therein.

RESERVE ENVIRONMENTAL SERVICES, INC.
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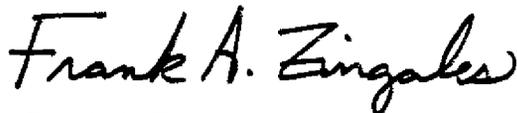
In June 2005, RES conducted the subsurface investigation as required by the approved closure plan. However, RES has failed to implement the other portions of the plan in accordance with the approved closure schedule, in violation of Paragraph 25 of the modified consent order and OAC rule 3745-66-13. RES must abate this violation by completing closure in accordance with the approved closure plan and schedule. Submit documentation which includes specific actions and dates that are necessary to fulfill closure obligations at Lagoons 3 through 6 and Pond 7.

The above violations must be immediately addressed and all of the above requested documentation must be submitted, to my attention at the Ohio EPA, within 30 days of receipt of this letter.

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

Should you have any questions, please contact me at (330) 963-1108.

Sincerely,



Frank A. Zingales
Environmental Specialist
Division of Hazardous Waste Management

FAZ:ddw

cc: Jim Kavalec, DHWM, CO
ec: Natalie Oryshkewych, DHWM, NEDO
John Palmer, DHWM, NEDO