



**Environmental
Protection Agency**

Ted Strickland. Governor
Lee Fisher. Lt. Governor
Chris Korleski. Director



1IN0017420090507

WARREN SUMCO PHOENIX CORP *

PIEKUTOWSKI, MA 2009/05/07

U.S. Postal Service™

CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage (ded))

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OFFICIAL USE

7007 0220 0001 2491 9510

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark
Here

KAB

Sent To MR. Rob Koehler
 Street, Apt. No.,
 or PO Box No. SUMCO Phoenix 537 Grandin
 City, State, ZIP+4 Maineville, OH 45039 Rd.

See Reverse for Instructions

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may **ONLY** be combined with First-Class Mail® or Priority Mail®.
- Certified Mail is *not* available for any class of international mail.
- **NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**MR ROB KOEHLER
SUMCO PHOENIX
537 GRANDIN ROAD
MAINEVILLE OH 45039**

2. Article Number
(Transfer from service label)

7007 0220 0001 2491 9510

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

H. Rudd

 Agent Addressee

B. Received by (Printed Name)

H. Rudd

C. Date of Delivery

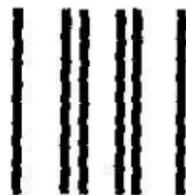
5-8-09

D. Is delivery address different from item 17 Yes
If YES, enter delivery address below: No

e

Mail Express Mailad Return Receipt for Merchandise Insured Mail C.O.D.4. Restricted Delivery? (Extra Fee)

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

OEPA SWDO DSW
MARIANNE PIEKUTOWSKI
401 E FIFTH STREET
DAYTON OH 45402 2911



State of Ohio Environmental Protection Agency
Southwest District

401 East Fifth Street
Dayton, Ohio 45402-2911

TELE: (937)285-6357 FAX: (937)285-6249
www.epa.state.oh.us

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May 7, 2009

Mr. Rob Koehler
SUMCO Phoenix
537 Grandin Road
Maineville, Ohio 45039

Re: SUMCO Phoenix – Warren County – Notice of Violation

CERTIFIED MAIL

Dear Mr. Koehler:

On April 7, 2009, Bill Romaine called in a release of ethylene glycol to an unnamed tributary to the Little Miami River. This was assigned Incident #0904-83-1026. This was a release of solution from the chiller water system. A pump housing ruptured, and the solution leaked out of the building and into a storm drain. The storm drain flowed to a tributary on SUMCO's property that flows to the Little Miami River.

The release was a 10% ethylene glycol solution for the chiller system. It estimated that less than 1,000 gallons of the solution was released. The chiller system has a red dye added to identify it as "chiller water". The stream had a pink color to it. Dale Farmer from Ohio EPA responded to the release. With the help of Hamilton Township Public Works, SUMCO diked the tributary with a sand dam. The spilled material was pumped out, and was going to be bled into the sanitary sewer. During my site inspection on April 8, 2009, there was a small amount of pinkish material in the grassy/mud swale, but that was being removed with a vacuum truck. The tributary leaving the site was clear at that time, and the small tributary where the material was leaving the site had cleared, but was still being diked and pumped so any additional material would be collected.

This release is a violation of Ohio Revised Code 6111. In addition, it is also a violation of Ohio Administrative Code 3745-1-04(C) which states:

To every extent practical and possible as determined by the director, these waters shall be:

Free from materials entering the waters as a result of human activity producing color, odor or other conditions in such a degree as to create a nuisance;

Written notification for the reasons for these violations as well as the actions taken prevent any further violations have been provided in an email from Bill Romaine on May 5, 2009.



Mr. Rob Koehler
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If you would have any additional questions, please contact me at 937.285.6108.

Sincerely,

A handwritten signature in black ink, appearing to read 'Marianne Piekutowski', followed by a long horizontal line extending to the right.

Marianne Piekutowski
Environmental Specialist 2
Division of Surface Water

Cc: Bill Romaine, SUMCO
eC: Dale Farmer, ER/SWDO