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cc: Amin
Bldg.

State of New Jersey

Department of Environmental Protection

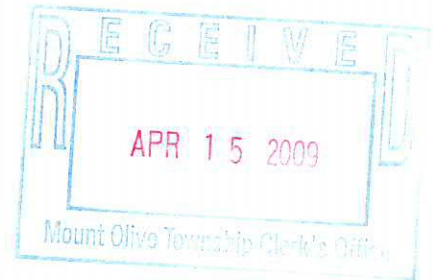
Jon S. Corzine
Governor

Mark N. Mauriello
Acting Commissioner

Bureau of Northern Field Operations
7 Ridgedale Avenue
Cedar Knolls, NJ 07927

Phone #: 973-631-6401
Fax #: 973-656-4440

April 8, 2009



Loretta Costello
B12 Tudor Pl
Mount Olive Twp, NJ 07828

NOTICE OF DEFICIENCY

Re: B12 Tudor Place
Mount Olive Twp, Morris County
SRP PI# 421866
Activity Number Reference: BFO070001
Communication Center #: 06-11-13-1122-57
BFO File # 14-27-235

Dear Ms. Costello :

The New Jersey Department of Environmental Protection (Department) acknowledges receipt on March 1, 2007 of the Claims Status Report (Claim Report) submitted pursuant to the Memorandum of Agreement (MOA) effective on February 28, 2007, Spill Compensation & Control Act at N.J.S.A. 58:10-23.11 et seq. (Spill Act), and the Technical Requirements for Site Remediation at N.J.A.C. 7:26E (Tech Rule).

Deficiencies

The Department has completed its review of your submittal and identified the following deficiencies:

Description of Deficiency: Pursuant to N.J.A.C. 7:26C-3.3(a)3iii, failure to conduct remediation in accordance with N.J.A.C. 7:26E.

Description of Deficiency: Pursuant to N.J.A.C. 7:26E-6.7(b)1, failure to include the information in the Remedial Investigation Report, or a summary if previously submitted, in the Remedial Action Report.

Corrective Actions

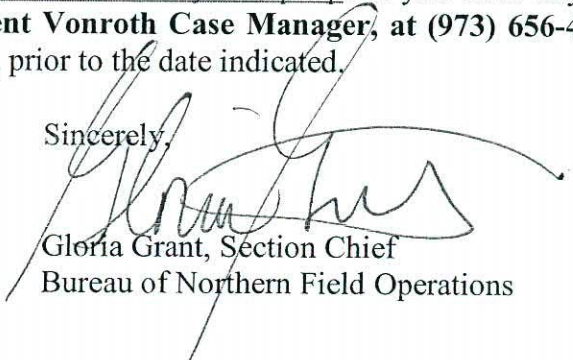
To correct these deficiencies please take the following actions or make the required submittals within the timeframes indicated:

1. Please note that the requirements provided herein shall be addressed prior to the Department's determination of no further actions for the subject property. Comply with rule/regulation within 90 days after receipt of this notice.
2. The person responsible for conducting the remediation shall prepare a Remedial Action Report (RAR) in a format that corresponds directly to the Technical Requirements for Site Remediation, when the remedial action is completed. The Claim Report is not in the required format. Also, the Claim Report states that soil remediation took place on November 13, 2006 by CE Environmental. The Department has not yet received the RAR that documents the soil remediation event. Therefore, the Department can not process this case towards closure until a detailed RAR is received and reviewed for the soil remediation that took place on November 13, 2006 by CE Environmental. Comply with rule/regulation within 90 days after receipt of this notice. [N.J.A.C. 7:26E-6.7(b)1]

Note that if deficiencies included herein are not addressed to the Department's satisfaction within the specified time period the Department may terminate the MOA pursuant to N.J.A.C. 7:26C-3.3(c)2-4. Subsequent to MOA termination the Department may initiate enforcement action pursuant to the Spill Compensation and Control Act.

If you require copies of Department Guidance Documents or applications, many of these are available on the internet <http://www.state.nj.us/dep/srp>. If you have any questions regarding this matter contact **Brent Vonroth Case Manager**, at (973) 656-4431, or at **Brent Vonroth@dep.state.nj.us**, prior to the date indicated.

Sincerely,


Gloria Grant, Section Chief
Bureau of Northern Field Operations

cc: BFO File Number: 14-27-235
Local and County Health Department(s)
Town Clerk Mount Olive Twp
David Posey, NJDEP UST Fund Program
ECC
CE Environmental