

**Chronological Summary of Correspondence
Between Spectra and/or RASCO and the NYSDEC**

March 15, 2005 Meeting at Westchester County Airport conference room – Wm. J. Gilberti, Mary Volkl, John Gilleespi, Richard Stevens, Christopher Carr, John A. Nelson – discuss legal options regarding DEC non-issuance of permit.

March 15, 2005 Forward – Gilberti & Spectra work to obtain permit.

May 31, 2005 Meeting with DEC, J.Nelson.

June 24, 2005 Spectra correspondence – Request to Susan Meehan (RASCO) - Questions and Details to Prepare permit request

June 30, 2005 RASCO correspondence – John Nelson to Ken Grzyb (RSWE) – DEC Case No. R3-20050216-23 – Response to Consent Order Request – Submission of Engr. Report, O&M Plan, Site Plan & Contingency Plan

July 13, 2005 RASCO correspondence – (John Nelson to Margaret Duke(DEC Region 3 Permit Administrator) – Response to Consent Order -Application for Part 360 Permit

July 19, 2005 DEC Consent order – RASCO – R-3-20050216-23 – RASCO paid \$10,000

Operate under consent order until November 15, 20 05.

July 22, 2005 NOIA Letter (Mike Merriman to John Nelson)

October 10, 2005 NOIA Response Letter to Notice of Incomplete Application dated July 22, 2005

October 10, 2005 Request for transfer of Beneficial Use Determination (BUD) – Spectra to Jeff Schmitt (NYSDEC- DSHWE)

October 24, 2005 NOIA Letter (Mike Merriman (DEC) to John Nelson)

November 14, 2005 NOIA Response Letter to Notice of Incomplete Application dated October 24, 2005

November 15, 2005 Operating at RASCO discontinued.

November 29, 2005 NOIA Letter (Mike Merriman (DEC) to John Nelson)

March 21, 2006 NOIA Response Letter to Notice of Incomplete Application dated November 29, 2005

April 5, 2006 NOIA Letter (Mike Merriman (DEC) to John Nelson)

April 24, 2006 Rich Baldwin(DEC Regional Engr) To William Gilberti (RASCO Counsel) Re: BUD Application

May 4, 2006 NOIA Response Letter to Notice of Incomplete Application date April 5, 2006

June 6, 2006	ENB Region 3 Notice of Completed Applications
June 19, 2006	DEC issued negative declaration – Town of Dover notified.
August 18, 2006	DEC Request for Additional Technical Information
October 10, 2006	Spectra Transmittal to John Nelson -- Draft Engineering Report for Wingdale Facility
October 16, 2006	Response to DEC Request for Additional Information dated August 18, 2006
November 20, 2006	DEC Request for Additional Technical Information
February 22, 2007	Response to request for Additional Information and Clarification dated November 20, 2006
June 7, 2007	RASCO Meeting Issues – Thursday, June 7, 2007
August 2, 2007	Minutes from 6/7/2007 Meeting at New Paltz
August 2, 2007	Spectra Submission of Proposed Sampling Plan (Peduto to Parisio)
August 17, 2007	DEC Approval of Sampling Plan submitted on 9/2/2007 (Parisio to Peduto)
September 17, 2007	Report on Pile Sampling Results
November 8, 2007	NYSDEC Correspondence (Parisio To Peduto) Soil and Rock Stockpiles are Deregulated
January 30, 2008	Howlands Lake Partners, L.P. Letter acknowledging that RASCO Materials, LLC is authorized to operate its facility located on a portion of the property.
February 7, 2008	Spectra correspondence (Peduto to Parisio) – Revision of Plan Specifications and Other Issues
August 14, 2008	Spectra correspondence (Peduto to Merriman) – Inquiry to Long Delay
January 15, 2009	NYSDEC Correspondence RASCO: PCS Cold Mix Asphalt Processing Facility
February 12, 2009	Challenge to Permit Conditions - Spectra Request for Hearing on Permit dated January 15, 2009
March 12, 2009	John Nelson and Frank Peduto met with DEC Region 3 (Dave Pollock/Mike Merriman) to discuss resolution of Permit Conditions
March 23, 2009	Letter Confirming Resolution of Permit Conditions
March 31, 20 09	RASCO letter to DEC – 5 day notice of intent to commence activities pursuant to #21 of permit conditions.
March 31, 2009	Check #16305 - \$28,300 paid to NYDEC for monitor.
April 3, 2009	Submission of revised Closure Plan as requested by Dave Pollock in March 12, 2009 meeting.

April 7, 2009

Fire Prevention Plan submitted to Dover Fire Marshal for review and approval.

April 13, 2009

Building Permit application submitted to Dover for review and approval.

April 20, 2009

Meeting with George Hearn at RASCO site.

SUPPLEMENTAL CHRONOLOGY – RASCO/DEC

03/03/03	Permit Application renewal submitted to DEC
10/11/03	TT Materials. Permit expiration date
05/07/04	DEC – Notice of incomplete application
08/04	RASCO took over
10/07/04	DEC Consent Order – RASCO – R3-20030703-90 RASCO paid \$18,000
2/8/05	DEC -- Denial of permit renewal & permit transfer
2/11/05	Dover – Stop work order
7 /19/05	DEC Consent Order – RASCO – R-3-20050216-23- RASCO paid \$10,000 Operate under consent order until November 15, 2005
7/22/05	DEC – Notice of incomplete application
08/10/05	In operation receiving soil
10/24/05	DEC – Notice of incomplete application
11/15/05	Operation at RASCO discontinued
11/29/05	DEC – Notice of incomplete application
04/05/06	DEC – Notice of incomplete application
06/28/06	DEC – Application complete
11/08/07	DEC – Rock piles on site clean and not regulated by NY DEC
01/15/09	Permit issued