



GE
159 Plastics Avenue
Pittsfield, MA 01201
USA

May 23, 2007

Ms. Susan Svirsky
U.S. Environmental Protection Agency
c/o Weston Solutions, Inc.
10 Lyman Street
Pittsfield, MA 01201

**Re: GE-Pittsfield/Housatonic River Site
Rest of River (GECD850)
Dispute Resolution on Certain Conditions and Directives in EPA's "Conditional
Approval" Letter for GE's Corrective Measures Study Proposal**

Dear Ms. Svirsky:

The General Electric Company (GE) has received your letter dated May 22, 2007, in response to GE's April 27, 2007 letter invoking dispute resolution under the Reissued RCRA Permit on certain conditions and directives in EPA's April 13, 2007 "conditional approval" letter for GE's Corrective Measures Study (CMS) Proposal for the Rest of River. Your May 22 letter included, as an Attachment, revisions of certain of the disputed conditions. Based on review of your letter and the Attachment, GE agrees that it will not proceed further at this time with the dispute resolution proceeding that it initiated on April 27, 2007. However, GE reserves all its future rights regarding these or any of the other conditions and directives in EPA's April 13, 2007 letter – including its right, pursuant to Special Condition II.N.5 of the Permit, to raise objections to these or any of the other conditions or directives in EPA's April 13, 2007 letter in a challenge to EPA's modification of the Permit to select corrective measures for the Rest of River, as well as any other rights that GE has under the Permit, the CD, or applicable law to raise such objections in the future.

Please let me know if you have any questions about this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Andrew T. Silfer'.

Andrew T. Silfer, P.E.
GE Project Coordinator

Ms. Susan Svirsky

May 23, 2007

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cc: Dean Tagliaferro, EPA
Timothy Conway, EPA
Holly Inglis, EPA
Susan Steenstrup, MDEP
Anna Symington, MDEP
Jane Rothchild, MDEP
Nancy E. Harper, MA AG
Dale Young, MA EOE
Susan Peterson, CDEP
Michael Carroll, GE
Jane Gardner, GE
Roderic McLaren, GE
Kevin Mooney, GE
James Bieke, Goodwin Procter
Samuel Gutter, Sidley Austin