



GE
159 Plastics Avenue
Pittsfield, MA 01201
USA

September 17, 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" Letters for GE's Model Input Addendum and Supplement**

Dear Ms. Svirsky:

On September 11, 2007, the General Electric Company (GE) invoked dispute resolution under the Reissued RCRA Permit on certain conditions and directives set forth in: (1) EPA's letter of May 24, 2007 providing "conditional approval" of GE's April 16, 2007 Model Input Addendum (MIA) to its Corrective Measures Study (CMS) Proposal for the Rest of River; and (2) EPA's letter of August 28, 2007 providing "conditional approval" of GE's August 3, 2007 Supplement to the MIA. GE has received your letter of September 17, 2007, in response to that submission. That letter includes a revision to EPA's conditions, eliminating one of the disputed directives. Based on review of your letter, GE agrees that it will not proceed further at this time with the dispute resolution proceeding that it initiated on September 11, 2007. However, GE reserves all its future rights regarding these or any of the other conditions and directives in EPA's letters of May 24 and August 28, 2007 – 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 May 24 and August 28, 2007 letters 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 Consent Decree, 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 blue ink that reads "Andrew T. Silfer".

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

cc: Dean Tagliaferro, EPA
Timothy Conway, EPA
Holly Inglis, EPA
Rose Howell
Susan Steenstrup, MDEP
Anna Symington, MDEP
Jane Rothchild, MDEP
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