



State of New Jersey

Christine Todd Whitman
Governor

Department of Environmental Protection

Robert C. Shinn, Jr.
Commissioner

Responsible Party Cleanup Element
401 East State Street-5th floor
Trenton, New Jersey 08625

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
NO. 2 749 643 855

APR - 7 1995

Accutherm, Inc.
Philip J. Giuliano, President
4736 Capt. John Smith
Williamsburg, VA 23185

Re: Accutherm, Inc. Site
Franklinville, Gloucester County

Dear Mr. Giuliano:

Enclosed find for service upon you a Directive and Notice to Insurers for Accutherm, Inc. to arrange for the cleanup and removal of the discharges at the referenced site. The Department issues this Directive and Notice to Insurers pursuant to the Spill Compensation and Control Act, N.J.S.A. 58:10-23.11 et seq.

Accutherm, Inc. shall communicate its response to the Department in writing pursuant to N.J.A.C. 7:26C-2.5(g) within the timeframe set forth in this Directive. If Accutherm, Inc. wishes to comply with the Directive, it must memorialize its commitment to perform the required remedial activities by entering into an Administrative Consent Order (ACO).

If Accutherm, Inc. is interested in signing an ACO with the Department, negotiations of an ACO must be completed within the timeframe designated in the Directive. If an ACO has not been signed by that time, the required remedial activities will be conducted using public funds.

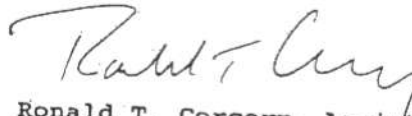
If Accutherm, Inc. does not wish to enter into an ACO, it may nonetheless participate in the remediation pursuant to N.J.A.C. 7:26C-5.5(d) by paying all or part of the remediation costs. Any partial payment will mitigate but will not satisfy Accutherm, Inc.'s liability for the Department's cleanup and removal costs, statutory penalties or treble damages.

If Accutherm, Inc. does not enter into an ACO, enclosed is a site access agreement which you shall execute and return to the Department. The site access agreement allows the Department to begin the remediation activities which are necessary to clean up the referenced site. The Department will contact you when it is prepared to initiate remediation activities at the Site.

If you wish to conduct a review of the files the Department utilized to develop the Directive, please submit a written request, using the attached model, to Anthony Cinque immediately so the Department may expedite the review. You may fax your request for a file review to Mr. Cinque at (609) 633-1454.

If you have any questions, please do not hesitate to contact Jerri Weigand of my staff at (609) 633-0719 regarding this matter.

Sincerely,



Ronald T. Corcory, Assistant Director
Responsible Party Cleanup Element

RTC/jlw
Enclosures

c: Jerri Weigand (w/enclosure)
Anthony Cinque, BAC
R. Yarsinsky, ECA
Bill Atkinson, Gloucester County Health Department