

ADLER POLLOCK & SHEEHAN

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VIA FEDERAL EXPRESS

April 1, 1999

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Sharon Fennelly, Enforcement Coordinator
USEPA
Region 1 - New England
One Congress Street, Suite 1100 (HBR)
Boston, MA 02114

Re: ADP Marshall, Inc. Response to Request for Information
re Centredale Manor Superfund Site

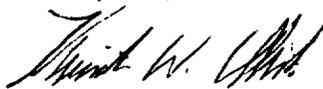
Dear Ms. Fennelly:

This office represents ADP Marshall, Inc. ("ADP Marshall") in connection with your February 22, 1999 Request for Information regarding the above-referenced site. ADP Marshall thanks you for granting it an extension of time until April 2, 1999 to respond to the Information Request Questions and encloses herewith its responses, as well as the supporting documents. As you will see from the enclosed materials, ADP Marshall is the successor in interest of Marshall Contractors, Inc., the contractor for the Centredale Manor project. Marshall Contractors, Inc. was consolidated into ADP/Fluor Daniel, Inc., and at the same point in time, the name of the legal entity was changed to ADP Marshall, Inc.

Please be advised that due to an inadvertant error, we will forward the Declaration page signed by David R. Benoit, Vice President, Administration, at ADP Marshall separately via facsimile and Federal Express on April 2, 1999. Please be advised that any further correspondence concerning this matter should be forwarded to my attention at the address identified in response to Question 1.c.

If you have any additional questions, please do not hesitate to contact me.

Very truly yours,



KRISTEN W. ULBRICH

KWU:af
Enclosures

cc: David R. Benoit
Dennis H. Esposito, Esq.

**Response of ADP Marshall, Inc. to Information
Request Questions**

1. General Information about Respondent

- a. Provide the full legal name and mailing address of Respondent.**

RESPONSE:

ADP Marshall, Inc. ("ADP Marshall")
75 Newman Avenue
Rumford, RI 02916

- b. For each person answering these questions on behalf of Respondent, provide:**

- i. Full name;**
- ii. Title;**
- iii. Business address;**
- iv. Business telephone number and FAX machine number.**

RESPONSE:

- i. David R. Benoit**
- ii. Vice-President, Administration**
- iii. Newman Avenue, Rumford, RI 02916**
- iv. Tel.: (401) 438-3500; Fax: (401) 432-2184**

- c. If Respondent wishes to designate an individual for all future correspondence concerning this Site, including any legal notices, please so indicate here by providing that individual's name, address, telephone number, and FAX number.**

RESPONSE:

Kristen W. Ulbrich, Esq.
Adler Pollock & Sheehan, P.C.
One BankBoston Plaza
Providence, RI 02903
Tel: (401) 274-7200; Fax: (401) 351-4607

- d. **State every address in Rhode Island at which the Respondent conducted business during the period being investigated.**

RESPONSE:

5 Dunellen Road, East Providence, RI 02914
75 Newman Avenue, Rumford, RI 02916

- e. **State the dates during which Respondent conducted business at each location listed in response to question 1d.**

RESPONSE:

Dunellen Road 1976-1977
Newman Avenue 1977-Present

- f. **Describe the nature of Respondent's current business at each location listed in response to question 1d, including but not limited to a brief description of the major products or services Respondent manufactures or provides.**

RESPONSE:

ADP Marshall, Inc. provides construction, construction management and design/build services.

- g. **List the Standard Industrial Classification (SIC) code for the business at each location listed in response to question 1d.**

RESPONSE:

1541 and 1542

- h. **Describe the nature of the Respondent's business at each location listed in response to question 1d. during the period being investigated.**

RESPONSE:

ADP Marshall and its predecessor-in-interest, Marshall Contractors, Inc., both provided construction, construction management and design/build services from the locations identified

in response to Question 1.d.

- i. **Provide the names of all Superfund sites throughout the country for which Respondent has received notification of its potential liability from EPA and the dates of such notification(s).**

RESPONSE:

ADP Marshall has never received notification of its potential liability from EPA at any Superfund site. However, its predecessor-in-interest, Marshall Contractors, Inc., received notification from the EPA on 10/23/87 regarding the Martha C. Rose Chemicals, Inc. Site in Holden, Missouri.

- j. **Provide the names of all Superfund sites in Region I (New England) for which Respondent has received a request for information from EPA.**

RESPONSE:

ADP Marshall has not received any USEPA requests for information other than the instant one.

2. **Respondent's Legal and Financial Status**

- a. **If the Respondent has ever done business under any other name:**
- i. **List each such name; and**
 - ii. **List the dates during which such name was used by Respondent.**

RESPONSE:

- i. **Marshall Building Systems**
 - ii. **2/71 through 12/86**
- b.
- i. **Marshall Contractors, Inc. And its divisions Rumford Builders, Algonquin Builders, Advanced Technology, and M&M Equipment**
 - ii. **3/63 through 7/97**

- c.
 - i. Metro Partners
 - ii. 1/90 through 7/97

- d.
 - i. Marshall Development Corporation
 - ii. 12/75 through present

- f. **If Respondent is a corporation, provide:**
 - i. **The date of incorporation;**
 - ii. **State of incorporation;**
 - iii. **Agent for service of process;**
 - iv. **The names of current officers;**
 - v. **The names of current directors;**
 - vi. **The names of current shareholders owning more than 5% of Respondent's stock;**
 - vii. **The names of all officers during the period being investigated;**
 - viii. **The names of all directors during the period being investigated; and**
 - ix. **The names of all shareholders owning more than 5% of the Respondent's stock at any time during the period being investigated.**

RESPONSE:

- i. May, 1971
- ii. Arizona
- iii. National Registered Agents
- iv. Robert A. McNamara
David M. Pereira
E. Michael Stanley
Lawrence Fisher (Secretary)
Stephen Hull (Treasurer)
Dale D. Harman
Solomon Su Pan
- v. Robert A. McNamara
David L. Myers
- vi. Fluor Daniel, Inc. (100%)
- vii. John L. Marshall, III
Robert A. McNamara
Joanne Marshall
Lawrence W. Jamison
- viii. John L. Marshall, III and Joanne Marshall
- ix. John L. Marshall, III and Joanne Marshall

g. If the Respondent is a partnership, provide:

RESPONSE:

As ADP Marshall is not a partnership, no response is required.

h. If Respondent is a trust, provide:

RESPONSE:

As ADP Marshall is not a trust, no response is required

i. If Respondent is, or was at any time during the period being investigated, a subsidiary of, otherwise owned or controlled by, or otherwise affiliated with another corporation or entity, then describe the nature of each such corporate relationship, including but not limited to:

- i. A general statement of the nature of the relationship;**
- ii. The dates such relationship existed;**
- iii. The percentage of ownership of Respondent that is held by such other entity; and**
- iv. For each such affiliated entity provide the names and complete addresses of the entity, its parent, subsidiary, and otherwise affiliated entries.**

RESPONSE:

- i. Marshall Properties, Inc. which Respondent shareholders held common ownership**
- ii. 1976 - 1986**
- iii. 0%**
- iv. Marshall Properties, Inc., 700 Narragansett Park Drive, Pawtucket, RI 02861.**

- j. If Respondent conducted any activity at the Site during the period being investigated through a subcontractor or other entity, then describe the nature of each such contracting relationship, including but not limited to:**
- i. A general statement of the nature of the relationship including but not limited to the extent of the involvement that the subcontractor or other entity had in the activities Respondent conducted at the site;**
 - ii. The dates such relationship existed;**
 - iii. For each such affiliated entity provide the names and complete addresses of the subcontractor or other entity, its parent, subsidiary, and otherwise affiliated entries.**

RESPONSE:

Many subcontractors were used by Marshall Contractors, Inc. as the contractor at the site. See Subcontractor List provided herewith at Bates Nos. 000001-2. In particular, Marshall Contractors, Inc. contracted with C. Pezza & Son, Inc. by agreement dated February 17, 1982 (Bates Nos. ADP 000121-210) to do site work. Under that contract, C. Pezza & Son, Inc. was responsible for removing and disposing of thirty or so above grade surface identified barrels and below grade surface barrels discovered at the site during the site grading and excavation of structural footings, foundations, utilities and appurtenances. See Attached documents at Bates No. ADP 000174-5.

- k. Identify all of Respondent's predecessors-in-interest and provide a description of the relationship between Respondent and each of those predecessors-in-interest.**

RESPONSE:

John L. Marshall, III and Joanne Marshall

- l. If Respondent no longer exists as the same legal entity it was during the period being investigated because of**

transactions involving asset purchases or mergers, provide:

- i. the titles and dates of the documents that embody the terms of such transactions (i.e. purchase agreements, merger and dissolution agreements, etc.);**
- ii. the identities of the seller, buyer, and any other parties to such transactions; and**
- iii. a brief statement describing the nature of the asset purchases or mergers.**

RESPONSE:

- i. Stock Purchase Agreement dated October 22, 1996 by and among Fluor Daniel, Inc., Marshall Contractors, Inc., John L. Marshall, III, and Robert McNamara.**
- ii. Buyer: Fluor Daniel, Inc.
3353 Michelson Drive
Irvine, CA 92698**
**Seller: John L. Marshall, III
760 Elmgrove Avenue
Providence, RI 02906**
**Entity Sold: Marshall Contractors, Inc.
75 Newman Avenue
Rumford, RI 02916**
**Other Party: Robert A. McNamara
536 Pine Street
Seekonk, MA 02771**
- v. The transaction was deemed a purchase by Fluor Daniel, Inc. of 100% of the outstanding stock of Marshall Contractors, Inc.**

3. Operations

- a. **Describe the nature of the Respondent's operations at the Site for every one year period during the period being investigated.**

RESPONSE:

ADP Marshall did not conduct any operations at the Site during the period being investigated. ADP Marshall's predecessor-in-interest, Marshall Contractors, Inc., contracted with Centredale Manor Associates to perform contracting services, including the management of subcontractors, during the period in which this project was performed. The specific responsibilities of Marshall Contractors, Inc. are detailed in the March 16, 1982 contract with Centredale Manor Associates and its Amendments. See Attached documents at Bates Nos. ADP 000003-120.

- b. **State the beginning and ending dates of the Respondent's operations at the Site.**

RESPONSE:

Marshall Contractors, Inc. contracted with Centredale Manor Associates on March 16, 1982. A copy of the contract with its Amendments is attached hereto as Bates Nos. 000003-120. ADP Marshall's records indicate that the project site was mobilized on or about February 22, 1982 and completed on or about January 28, 1983.

Also provided herewith are copies of the following documents: (1) "Permission to Occupy - Project Mortgages" form dated January 19, 1983 and signed by Centredale Manor Associates, Robinson Green Beretta Corporation, Marshall Contractors, Inc., and the Rhode Island Housing & Mortgage Finance Corporation; and (2) Certificate of Use and Occupancy dated January 18, 1982. See Attached documents at Bates Nos. ADP 000401-2.

- c. **Provide copies of all local, state, and federal permits or licenses for the Respondent's operations at the Site, including but not**

limited to permits for the transport, receipt, generation, handling, mixing, reclamation, recycling, storage, or disposal of wastes.

RESPONSE:

Marshall Contractors, Inc. was not responsible for any permits or manifests related to the transport, receipt, generation, handling, mixing, reclamation, recycling, storage, or disposal of any hazardous wastes. However, produced herewith is a copy of an application made by RIDEM in Marshall Contractors, Inc.'s name for an EPA hazardous waste management identification number (Bates Nos. ADP 000376-77).

Provided are also copies of two building permits, one made out to Marshall Contractors, Inc. dated 2/24/82, which ADP Marshall believes to be a temporary permit to mobilize the site to begin sitework operations. The second building permit is made out to Centredale Manor Associates and is dated 3/16/82. ADP Marshall believes this to be the actual building permit for the construction of the building. See Attached documents at Bates Nos. ADP 000403-4. During the period of the project, the State of Rhode Island did not require the licensing of contractors.

Finally, ADP Marshall produces herewith documents relating to an application for a wetlands permit (Bates Nos. ADP 000394-97) are included.

- d. List all Resource and Conservation Recovery Act (RCRA) identification numbers for the Site and facilities on the Site.**

RESPONSE:

A RCRA identification number was never assigned to the Site.

- e. Provide copies of all documents regarding Site operations by Respondent which were created or kept by Respondent, including but not limited to:**

- i. **construction permits and plans;**
- ii. **waste disposal permits and plans; and**
- iii. **construction debris disposal permits and plans.**

RESPONSE:

ADP Marshall does not have any permits or plans that are responsive to Question 3.e(i)-(iii). However, the attached documents at Bates Nos. 000003-400 all relate generally to site operations.

- f. **Describe each type of waste generated during operations by Respondent at the Site, including but not limited to:**
 - i. **The name of each type of waste (construction debris, demolition debris, soils, buried drums);**
 - ii. **The chemical composition of each type of waste;**
 - iii. **The color of each type of waste;**
 - iv. **The odor of each type of waste;**
 - v. **The physical state of each type of waste; and**
 - vi. **Whether the waste was hazardous, toxic, flammable, reactive, corrosive, or was otherwise a hazardous substance.**

RESPONSE:

As the contractor, Marshall Contractors, Inc. generated only household-type trash. Marshall Contractors, Inc. procured subcontractor agreements which required each subcontractor to be responsible for the removal of construction debris or waste generated by the subcontractors during the performance of their work. To the best of ADP Marshall's knowledge, only normal non-hazardous construction debris and waste was generated, and no specific records or documentation regarding such debris and waste exist except for the copy of the "rubbish removal" file. See Attached documents at Bates Nos. ADP 000369-93.

- g. **Provide all documents which indicate that the chemical**

compositions of the wastes generated during operations by Respondent at the Site were hazardous, toxic, flammable, reactive, corrosive, or were otherwise hazardous substances.

RESPONSE:

Except for documents indicating Marshall Contractors, Inc. retained Jet-Line Services, Inc. to remove and dispose of "hazardous material" (Bates Nos. ADP 000219, 000342-49 and 371-77), ADP Marshall does not have any documents indicating that any wastes generated at the Site were hazardous, toxic, flammable, reactive, corrosive, or were otherwise hazardous substances.

- h. State, by year, the approximate quantity of each type of waste generated during operations by Respondent at Site.**

RESPONSE:

Except for the records in the "rubbish removal" file produced at Bates Nos. ADP 000369-93, ADP Marshall does not have any documents that indicate the approximate quantity of each waste generated during operations at the Site. As set forth in response to Question 3.f. above, each subcontractor was to be responsible for the removal of construction debris or waste generated by it during the performance of its work and would likely have kept its own records.

- j. Describe in general how and where each type of waste was handled at the Site by Respondent (e.g. drums were dug up from the ground, placed in a truck and hauled away for disposal, drums were dug up from the ground, emptied into the Woonasquatucket River, placed in a truck and hauled away for disposal).**

RESPONSE:

The documents in the project "rubbish removal" file indicate that the routine construction waste was placed in dumpsters on site and hauled away by Ocean State Disposal, Inc. See Attached documents at Bates Nos. ADP 000369-93.

ADP Marshall's records also indicate Marshall Contractors, Inc. encountered pre-existing buried or partially buried waste drums during construction. In October 1991, a barrel containing sulfuric acid as well as other barrels of unknown contents were discovered at the site. At RIDEM's direction, Marshall Contractors, Inc. retained Jet-Line Services, Inc. to remove and dispose of the sulfuric acid barrel. The other barrels found were relocated on site and segregated according to their suspected contents, if any. All work was done under the Supervision of RIDEM personnel.

Drums adjudged to contain no chemical wastes were crushed and stockpiled on site for later disposal off site at an approved landfill. Drums of unknown contents were placed in a containment area for sampling. Drums containing hazardous waste were sent to a secured, hazardous waste landfill. A single drum was neutralized with a caustic before being sent to a licensed landfill. The waste drums were, upon information and belief, disposed of by C. Pezza & Son, Inc. and Jet-Line Services, Inc. at the Central and/or Davis Landfills in Rhode Island.

Contaminated fill material, ultimately determined by RIDEM not to be hazardous waste, was also removed from the Site and disposed of at a landfill, the identity of which cannot be determined from ADP's records. See Attached documents at Bates No. ADP 000248.

- k. If different types of waste were disposed/treated/stored or generated by Respondent in specific areas:**
- i. describe where specific types of waste were disposed/treated/stored/generated at the Site;**
 - ii. indicate when those wastes were disposed/treated/stored/generated there; and**
 - iii. provide a sketch indicating where each type of waste was disposed/treated/stored/generated**

RESPONSE:

- i. As set forth above, the waste barrels discovered**

During construction were isolated in three groups and classified as "empty" "questionable" or "possible" with referenced to their waste content. Those drums classified as "questionable" or "possible" were enclosed with a chain link fence in a concrete containment area. Those drums that were empty were crushed and stockpiled on site for removal.

- ii. ADP Marshall has no information concerning the generation of the waste in the drums discovered on site. However, ADP Marshall directed the proper disposal of the drums between approximately October 1981 and April 1982.
- iii. ADP Marshall lacks sufficient information to prepare an accurate sketch of the waste containment area.

- I. **Describe the types of containers in which each type of waste discovered at the Site, including but not limited to drums, cartons, and pails.**

RESPONSE:

ADP Marshall's records indicate that virtually all of the waste discovered was contained in or took the form of drums. In addition, the field summary records reflect that three single pint jars, a one-gallon plastic jug and a 1.5 liter bottle of "unidentified liquid contents" were unearthed and placed in the containment area on site. See Attached documents at bates Nos. ADP 000275.

- m. **Describe the approximate quantity of each type of waste which was discovered in each type of container.**

RESPONSE:

ADP Marshall has no specific information about the volumes of waste in the unearthed drums. Many of the drums were empty or partially empty. ADP Marshall does not have an inventory or any other record of the drum contents.

- n. For each individual and entity which took waste away from the Site:
- i. identify (see Definitions) each such individual and entity who took waste away from the Site, including but not limited to each driver and his or her employer;
 - ii. describe the type and color of vehicle used by each individual and entity which took waste away from the Site including any distinctive markings or color;
 - iii. describe the types of wastes taken away from the Site by each individual and entity by date;
 - iv. describe the quantity of wastes taken away from the Site by each individual and entity by date; and
 - v. indicate where the waste taken away from the Site by each such individual or entity was placed or disposed

RESPONSE:

- i. Leonard Pezza
C. Pezza & Sons, Inc.
100 Irons Ave.
Johnston, RI 02919

Jet-Line Services, Inc.
R-441 Canton St
Stoughton, MA

Ocean State Disposal, Inc.
Shun Pike, Pole #15
Johnston, RI 02919.
- ii. Unknown
- iii. C. Pezza & Son, Inc. transported solid waste in the form of barrels, debris and fill from the Site on several dates between approximately February 26, 1982 to April 20, 1982. Jet-Line Services, Inc. was retained to dispose of eight drums of "hazardous material" from the Site on or about May 19, 1982. Ocean State Disposal, Inc. was also retained to furnish dumpsters and do rubbish

removal for a period of 13 months beginning on or around May 21, 1982.

- iv. The volume of waste taken from the Site is unknown. The only evidence as to the quantity of waste taken from the Site is the attached records indicating the number of barrels or truckloads transported. See Attached documents at Bates Nos. ADP 000219, 274-78, 289, 304-10, 315-39, 342-49, 353-68, 371-77 and 380-87.
 - v. Upon information and belief, C. Pezza & Sons, Inc. disposed of waste at the Davis and/or Central Landfills in Rhode Island.
- o. Provide copies of all documents, including photographs, which describe or depict the Site, its operations, all wastes taken from the Site, the arrangements for taking waste from the Site, who took those wastes and/or where the wastes were taken. Identify (see Definitions) who else may have such documents or photographs.**

RESPONSE:

See Attached documents at Bates Nos. ADP 000003-72, 96-219, 233-41, 274-99, 304-39, and 342-93. The following individuals and entities may also have documents that are responsive to Question 3.n:

Leonard Pezza/Dave Carnevale
C. Pezza & Sons, Inc.
100 Irons Ave.
Johnston, RI 02919

Walter Rayley
Jet-Line Services, Inc.
R-441 Canton St
Stoughton, MA 02072

Ocean State Disposal, Inc.
Shun Pike, Pole #15
Johnston, RI 02919

Michael A. Powers
GZA Geoenvironmental, Inc.
140 Broadway St.
Providence, RI 02903

Peabody Clean Industry
Bldg. 7, Rm. 201
Davisville, RI 02854

Bill Greig/Gerry Graf
Robinson Green Beretta Corp.
50 Holden Street
Providence, RI 02908

Mr. John L. Marshall
710 Narragansett Park Drive
Pawtucket, RI 02861

John P. Leo/Allen Brodd
RIDEM
235 Promenade Street
Providence, RI 02908-5767

- p. **Describe any manufacturing, recycling, recovery, or other industrial or chemical processes involved in Site operations during the period being investigated. Provide schematic diagrams or flow charts of such processes.**

RESPONSE:

ADP Marshall has no information indicating that any manufacturing, recycling, recovery or other industrial or chemical processes occurred on the Site during the period being investigated.

- q. **For each legal action brought against Respondent regarding Site operations, permitting, or environmental matters, provide:**
- i. **the caption name, jurisdiction, and docket number (e.g. U.S. v. Owner (D.N.H. 92-003));**
 - ii. **the names of the parties to the action; and**
 - iii. **the date such action was initiated;**
 - iv. **the final disposition or current status of the action.**

RESPONSE:

No legal actions have been brought against ADP Marshall regarding Site operations, permitting, or environmental matters.

4. **Site Characteristics**

- a. **Describe the physical layout and characteristics of the Site for each one year period during the period being investigated, including but not limited to:**
- i. **surface structures (e.g. buildings, gates, fences, tanks, lagoons, settling ponds, etc.);**
 - ii. **subsurface structures (e.g. underground tanks, storm water systems, sanitary sewer systems, leach fields, septic systems, etc.); and**
 - iii. **ground water wells.**

RESPONSE:

This narrative is based on information taken from the project construction drawings dated March 10, 1982 as prepared by The Robinson Green Beretta Corporation. See Attached documents at Bates Nos. ADP 000405-10.

The site was a long narrow section of land running mostly north to south in length and east to west in width. The west side of the site bordered on the Woonasquatucket river along the southwest corner of the site for a distance of approximately 480 feet. The remainder of the site along the west side bordered two other sites that had an approximate setback of 150 feet east of the river edge.

The existing site prior to construction consisted of open ground with one physical structure. There was a concrete slab at the north end of the site. No other structures on this site existed at the time. The slope of the site as determined by the site survey drawing indicated that the slope of the surface material went down away from the river.

There were some marsh areas and wet areas at the south east corner of the site. Wetland permits were applied for in the construction process. Hay bale erosion control was set in place and open soil areas were seeded to protect the river and marshland / wet areas. A minimum 25 foot buffer zone was maintained from all wetland areas.

The site evolved during construction to include two new asphalt parking areas and a new 123 unit eight story elderly housing building. The new building was located at approximately 500 feet north of the south lot line of the site and 140 feet east of the edge of the river at it's closet point to the river.

Roof water drainage systems ran east from the building and away from the river. All sanitary sewer piping ran from the east side of the new structure and away from the river. Surface water drainage ran both east and west from the center of the site.

- b. Provide a map depicting each of these characteristics and its location on the Site.**

RESPONSE:

See Attached documents at Bates Nos. ADP 000405-10.

- c. Describe how the Site characteristics referred to in questions 4a. and b changed over time (e.g., when they were built, installed, altered, damages, demolished, etc.) and the dates of each change.**

RESPONSE:

See Response to Question 4.a above and the attached site plans, Construction Progress Chart; and Project Schedule attached hereto as Bates Nos. ADP 000405-12.

- d. Provide copies of all documents concerning sampling, testing or other technical or analytical information concerning the surface water, groundwater, soils, sediments, and/or air at and adjacent to the Site conducted by private entities (including but not**

limited to Respondent) or by local, regional, state or federal agencies.

RESPONSE:

See Attached documents at Bates Nos. ADP 000218-36, 239-79, 287-88, 292-99, 305-11, 351, and 398-400.

- e. Describe all leaks, spills, or releases at or from the Site of materials that were or may have been hazardous, toxic, flammable, reactive, or corrosive, or may have contained hazardous substances, including, but not limited to:
- i. the date of each such occurrence;
 - ii. the specific location on the Site of each such occurrence; and
 - iii. the materials that were involved in each such occurrence in terms of the nature, composition, color, smell, and physical state (solid or liquid) of such material.

ADP Marshall does not have any information indicating a specific leak, spill or release of hazardous materials occurred at the Site. Documents relating to test pit results indicate that test pits on the Site emitted "chemical odors." See Attached documents at Bates Nos. ADP 000220-32.

It is ADP Marshall's belief that GZA performed on-site fill and groundwater tests for Owner(s) or Engineer(s), the results of which indicated low levels of volatile organic compounds. GZA was hired by Marshall Contractors to perform a number of field density tests for structural bearing capacity of on-site soils. See Attached documents at Bates Nos. ADP 000242-73. The fill was determined to be non-hazardous (non-toxic) but was not clean fill, and therefore was unsuitable for structural backfill, and RIDEM allowed it to be disposed of at a licensed in-state landfill. See Attached documents at Bates Nos. ADP 000247-8.

- f. Describe all *threats* of leaks, spills or releases at or from the Site of materials that were or may have been hazardous, toxic, flammable, reactive, or corrosive, or may have contained hazardous substances, including but not limited to:
- i. the date of each such occurrence;
 - ii. the specific location on the Site of each such occurrence; and
 - iii. the materials that were involved in each such occurrence in terms of the nature, composition, color, smell, and physical state (solid or liquid) of such material.

RESPONSE:

Possibly, failure to remove and properly dispose of the known barrels containing material may have posed a threat of a release. ADP Marshall does not have any information concerning specific *threats* of leaks, spills or releases from the Site.

- g. Describe all *threats* of leaks, spills or releases at or from the Site of materials that were or may have been hazardous, toxic, flammable, reactive, or corrosive, or may have contained hazardous substances, including but not limited to:

- iv. the date of each such occurrence;
- v. the specific location on the Site of each such occurrence; and
- vi. the materials that were involved in each such occurrence in terms of the nature, composition, color, smell, and physical state (solid or liquid) of such material.

RESPONSE:

While a failure to have removed and properly disposed of the barrels containing waste may have posed a threat of a release, ADP Marshall does not have any information concerning specific *threats* of leaks, spills or releases from the Site.

- h. Describe and provide the dates of all activities undertaken by Respondent and others to:

- i. address all leaks, spills, or releases of materials at or from the Site;**
- ii. to prevent a threatened leak, spill, or release at or from the Site.**

RESPONSE:

- i. Aside from the aforementioned barrel removal and soil/groundwater testing, ADP Marshall cannot identify any activities addressing specific leaks, spills or releases.**
- ii. Both the barrel and fill removal and the soil/groundwater testing described above was done to prevent a leak, spill or release at or from the Site.**

- i. Describe all fires, explosions, or similar occurrences at the Site, including but not limited to:**

- i. the dates of such occurrences;**
- ii. the specific locations on the Site of such occurrences;**
- iii. the nature of such occurrences; and**
- vii. the measures taken to respond to them.**

RESPONSE:

ADP Marshall has no information indicating that a fire, explosion, or similar occurrence took place at the Site.

- j. Provide all documents related to government inspections of the Site, including but not limited to inspection reports and communications between the Respondent and the government entity concerning the Respondent's operations at the Site.**

RESPONSE:

See Attached documents at Bates Nos. ADP - 000098-99, 121-22, 219, 233-36, 239-41, 247-779, 283, 287-90, 292-93, 305-10, and 394-400.

5. **Information About Others**

- a. **If you have information concerning any operations (including but not limited to operations by Crown Chemical, Metro Atlantic, Crown Metro, Crown Metro Atlantic, Atlantic chemical Company, Inc., Metro Chemical, Inc., Marshall Contractors, Inc., ADP Flour Daniel, Jet-Lines Services, Acme services, Peloquin & Sons, Inc., peloquin Construction, C. Pezza & Sons, Inc., Goldberg, Zoino & Associates ("GZA"), Inc., of the Site or the source content or quantity of any materials placed/disposed at the Site that is not included in the information you have already provided, provide all such information.**

RESPONSE:

Aside from the information in the above responses and the attached documents, ADP Marshall has no information about the above-referenced entities.

- b. **If not already included in your response, if you have reason to believe that there may be persons, including persons currently or formerly employed by Respondent, who are able to provide a more detailed or complete response to any of these questions or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.**

RESPONSE:

ADP Marshall does not know of any people other than those identified in previous responses that would be able to provide a more detailed or complete response to these questions.

- c. **If not already provided, identify all persons, including Respondent's current and former employees, who have knowledge or information about the generation, use, purchase, treatment, storage or disposal, placement or other handling of materials at, or transportation of materials to, the Site.**

RESPONSE:

All persons who might have knowledge or information about the generation, use, purchase, treatment, storage or disposal, placement or other handling of materials at, or transportation of materials to, the Site have previously been identified in earlier responses.

6. Compliance with This Request

Describe all sources reviewed or consulted in responding to this request, including but not limited to:

- i. The names of all individuals consulted;**
- ii. The current job title and job description of each individual consulted;**
- iii. The job title and job description during the period being investigated of each individual consulted;**
- iv. Whether each individual consulted is a current or past employee of Respondent;**
- v. The names of all divisions or offices of Respondent for which records were reviewed;**
- vi. The nature of all documents reviewed; and**
- vii. The locations where those documents reviewed were kept prior to review; and**
- viii. The location where those documents reviewed are currently kept.**

RESPONSES:

i.	ii.	iii.	iv.
David R. Benoit	Vice-President, Administration	N/A	Current
Donna A. Costa	Legal Administrator	N/A	Current
Richard Sampson	QA/QC Coordinator	N/A	Current
Charles Caranci	Controller	N/A	Current
William Lund	Project Manager	Project Manager	Former

- v. Records of the specific project in question, Centredale Manor, were reviewed as well as general financial records of the Corporation being reviewed in order to respond to Section 1.**

- vi. Documents reviewed included records maintained by the Project Manager and the Superintendent assigned to the Centredale Manor project, as well as those maintained by the Corporate Purchasing Department.
- vii. The documents were located in Marshall Contractors, Inc.'s warehouse facility at 175 Greenwood Avenue, Rumford, RI 02916.
- viii. Documents reviewed are currently located in the Rumford Office of ADP Marshall, Inc. at 75 Newman Avenue, Rumford, RI 02916.

Centdale.doc