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June 27, 1988

Ellen M. Mahan, Esq.  
Environmental Enforcement Section  
Land & Natural Resources Division  
U.S. Department of Justice  
P.O. Box 7415  
Washington, DC 20044-7415



SDMS DocID 64697

Re: United States of America v. AVX Corporation  
Civil Action No. 83-3882-Y

Dear Ms. Mahan:

Enclosed for filing please find the Request for Production  
of Documents to Plaintiff by Defendants.

Very truly yours,

Roscoe Trimmier, Jr.

RT, Jr./dfs  
Enclosures

cc: Counsel of Record

90-11-2-178

DEPT. OF JUSTICE  
LANDS DIV.

June 30, 1988

ENFORCEMENT Record 41

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,  
Plaintiff,

v.

AVX CORPORATION, ET AL.,  
Defendants.

COMMONWEALTH OF MASSACHUSETTS,  
Plaintiff,

v.

AVX CORPORATION, ET AL.,  
Defendants.

Civil Action  
No. 83-3882-Y

REQUEST FOR PRODUCTION OF  
DOCUMENTS TO PLAINTIFF BY DEFENDANTS

Pursuant to Fed. R. Civ. P. 34, Defendants, AVX Corporation, Belleville Industries, Inc., Cornell-Dubilier Electronics Co., Aerovox Incorporated, and Federal Pacific Electric Co. request the production of certain documents designated below which are in the possession, custody or control of the plaintiff, United States of America, within thirty days of the date of service hereof.

Defendants request the production of said documents for their inspection and copying, the requested inspection and

copying of said documents to be during normal business hours at a place as may be agreed upon by the parties.

DEFINITIONS AND INSTRUCTIONS

The definitions and instructions set forth in Joint First Set of Interrogatories to Plaintiff by Defendants Aerovox Incorporated, AVX Corporation, Belleville Industries, Inc., Cornell-Dubilier Electronics Co., and Federal Pacific Electronic Company are incorporated herein by reference, with the following addition.

The term "evidencing," when used in connection with a request for documents, means any and all documents which pertain in any way to the subject matter of the request, including, without limitation, documents containing a reference thereto, documents themselves constituting the item requested, documents which reflect, evidence, or show any information regarding the subject matter of the request, documents used or relied on by plaintiffs in connection with the subject matter of the request, or documents which are part of other documents requested.

REQUESTS FOR PRODUCTION OF DOCUMENTS

*SITE FILE*  
*Sent*  
✓  
✓  
1. All documents evidencing "Draft Tech, Review Report, Evaluation of the N.B. Wastewater Treatment Plant and Sewage System for PCB Discharges to the Acushnet River Estuary, N.B.H. and Buzzards Bay", dated September, 1986.

sent

Site File

✓ 2. All documents evidencing "Draft Initial Screening Report: Non-Removal and Removal Technologies", dated April, 1987.

✓ 3. All documents evidencing "Statement of Work for Drilling Services for Preliminary Geotechnical Investigation of Engineering Properties", dated August, 1987.

✓ 4. All documents evidencing "Field Operations Plan, Site Management Plan".

✓ 5. All documents evidencing "Field Operations Plan, Field Sampling and Analysis Plan".

✓ 6. All documents evidencing "Field Operations Plan, Health and Safety Plan".

✓ 7. All documents evidencing "Detailed Evaluation of Detoxification/Destruction Technologies, Initial Screening Report", dated January, 1987.

EBASCO ?  
8. All documents evidencing "Technical Memorandum-Pilot Testing of Detoxification/Destruction Technologies", dated February, 1987.

✓ 9. All documents evidencing "Request for Proposal-Bench Testing of Selected Technologies for PCB Detoxification/Destruction", dated March, 1987.

✓ 10. All documents evidencing "Draft Report: Exposed Species Analysis", dated July, 1987.

✓ 11. All documents evidencing "Draft Report: Selection of Contaminants of Concern", dated July, 1987.

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Alto-side  
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12. All documents evidencing "Final Report on Exploration Program, N.B.H. Superfund Site", dated November, 1987.

13. All documents evidencing "N.B.H./Acushnet River, Benthic Sampling Cruise Report", dated December 1986.

14. All documents evidencing "N.B.H./Acushnet River, Benthic Sampling Cruise Report", dated March, 1986.

15. All documents evidencing "N.B. Superfund Project, Benthic Sampling", dated January, 1987.

16. All documents evidencing "Study Objectives and Scope", dated February, 29, 1988.

17. All documents evidencing "Sediment and Contaminant Hydraulic Transport Investigation", dated February 29, 1988.

18. All documents evidencing "Characterization and Elutriate Testing of Acushnet River Estuary Sediment", dated February 2, 1988.

19. All documents evidencing "Surface Runoff Quality Evaluation for Confined Disposal", dated February 2, 1988.

20. All documents evidencing "Leachate Testing", dated March 31, 1988.

21. All documents evidencing "Laboratory Testing for Subaqueous Capping", dated February 2, 1988.

22. All documents evidencing "Settling and Chemical Clarification Tests", dated February 2, 1988.

*Not completed*

23. All documents evidencing "Compatability of Liner Systems with New Bedford Harbor Dredged Material", dated February 2, 1988.

24. All documents evidencing "Laboratory-Scale Application of Solidification/Stabilization Technology", dated February 29, 1988.

25. All documents evidencing "Evaluation of Dredging and Dredging Control Technologies", dated February 2, 1988.

26. All documents evidencing "Evaluation of Conceptual Dredging and Disposal Alternatives", dated April 30, 1988.

27. All documents evidencing "Executive Summary", dated April 30, 1988.

28. All documents evidencing "Controls for Dredging", dated January 5, 1987.

29. All documents evidencing "Dredged Material Settling Tests for New Bedford Harbor Sediment", dated January 22, 1987.

30. All documents evidencing "Baseline Conditions for Containment and Sediment Migration", dated January 26, 1988.

31. All documents evidencing "Suspended Material Transport at New Bedford".

32. All documents evidencing "Numerical Modeling of Sediment Migration from Pilot Dredging and Disposal", dated May 6, 1987.

✓  
Not  
completed

33. All documents evidencing "Interim Results from Chemical Clarification Testing", dated June 15, 1987.

34. All documents evidencing "Interim Results from Laboratory Scale Application of Solidification/Stabilization Technology", dated August, 1987.

35. All documents evidencing "Compatability of Linear Systems with New Bedford Harbor Dredged Material Contaminants", dated August, 1987.

36. All documents evidencing "Capping Effectiveness Testing", dated October, 1987.

37. All documents evidencing "Surface Runoff Water Quality from New Bedford Harbor Sediment", dated November, 1987.

38. All documents evidencing "Deposition and Erosion Testing on the Composite Sediment Sample", dated November, 1987.

39. All documents evidencing "Settling Tests for New Bedford Harbor Hot Spot Sediments", dated October, 1987.

40. All documents evidencing "Interim Results from Leachate Testing", dated November, 1987.

41. All documents evidencing "Estimated Contaminant Release from Pilot Study Ops.", dated January, 1987.

42. All documents evidencing "Chemical Analysis of Composite Sediment and Site Water", dated January, 1987.

43. All documents evidencing "Field Investigations and Analytical Testing, N.B.H. Superfund Site", dated January, 1987.

✓ 44. All documents evidencing "Pilot Study of Dredging and Dredged Material Disposal Alternatives Superfund Site N.B.H.", dated November, 1987.

45. All documents evidencing the "Infaunal Community of a PCB Polluted Harbor", dated January, 1988.

46. All documents evidencing the "N.B.H. Superfund Site, Acushnet River Estuary", dated June, 1986.

47. All documents evidencing "Superfund Site, N.B.H. MA Chem. and Physical Analysis of Sediments from Hot Spot Area", dated November, 1987.

48. All documents evidencing "Hydrographic Survey of Upper Estuary".

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51. All documents evidencing Battelle. "Response to questionnaire to New Bedford Harbor", June 1987.

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59. All documents evidencing Coron, Robert. Telephone conversation with E.C. Jordan staff, November 11, 1986.

60. All documents evidencing d'Angramond, Kees et al. "Dredging of Polluted Sediments in the 1st Petroleum Harbor Rotterdam"; U.S. Army Corps of Engineers; Vicksburg, Mississippi.

61. All documents evidencing des Rosiers, Paul E. "APEG Treatment of Dioxin- and Furan-Contaminated Oil at an Inactive Wood Treating Site in Butte, Montana"; October, 1986.

62. All documents evidencing E.C. Jordan Co. 1987a. Personal communication with Mr. Jeffrey Newton of International Waste Technologies; Wichita, Kansas.

63. All documents evidencing E.C. Jordan Co. 1987b. Personal communication with VFL Technology Corp., Malvern, Pennsylvania.

64. All documents evidencing E.C. Jordan Co. 1987c. Personal communication with Enreco, Inc., Marillo, Texas.

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68. All documents evidencing E.C. Jordan Co. Telephone conversation with Hazardous Organic Waste Destruction Inc., (301) 757-0100, 1/9/87; 1987a.

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161. All documents evidencing "Draft Technical Review Report; Evaluation of the New Bedford Wastewater Treatment Plan and Sewage System for PCB Discharges to the Acushnet River Estuary, New Bedford Harbor and Buzzards Bay, Bristol County, Massachusetts" - September 1986. E.C. Jordan/Ebasco Services, Inc. ✓

162. All documents evidencing "Draft Initial Screening Report: Non-removal and Removal Technologies" - April 1987. E.C. Jordan/Ebasco Services, Inc. ✓

163. All documents evidencing "Final Draft Initial Screening Report: Non-removal and Removal Technologies" - November 1987. E.C. Jordan/Ebasco Services, Inc.

164. All documents evidencing "Draft Detailed Analysis of Remedial Technologies for the New Bedford Harbor Feasibility Study" - August 1987. E.C. Jordan/Ebasco Services, Inc. ↓

165. All documents evidencing "Upper Estuary Sediment Characterization - Field Investigation and Analytical Testing by Woodward Clyde Consultants" - January 1987. ✓

166. All documents evidencing "Contaminant Migration Analysis":

- A. Baseline Conditions for Contaminant and Sediment Migration - January 1987. USACE-WES.
- B. Estimated Contaminant Release from Pilot Study Operations - July 1987. USACE-WES.
- C. Controls for Dredging - January 1987. USACE-WES.
- D. Numerical Modeling of Sediment Migration from Dredging and Disposal - May 1987. USACE-WES.
- E. Suspended Material Transport at New Bedford Harbor (ASCE paper by Al Teeter) - May 1987. USACE-WES.

167. All documents evidencing "Composite Sample Sediment Testing (USACE-WES)":

- A. Chemical Analysis of Composite Sediment and Site Water - January 1987.
- B. Surface Runoff Water Quality from New Bedford Harbor Sediment - June 1987.
- C. Interim Results from Leachate Testing - May 1987.
- D. Capping Effectiveness Testing - June 1987.
- E. Dredged Material Settling Tests for new Bedford Sediment - January 1987.
- F. Chemical Clarification Testing - May 1987.

168. All documents evidencing "Field Operations Plan, E.C. Jordan/Ebasco Services, Inc."

- A. Site Management Plan
- B. Field Sampling and Analysis Plan
- C. Health and Safety Plan

169. All documents evidencing "Disposal Site Selection, E.C. Jordan/Ebasco Services Inc."

- A. Final Draft Report - Alternative Disposal Site Selections - February 1987. ✓
- B. Statement of Work for Drilling Services for Preliminary Geotechnical Investigation of Engineering Properties - August 1987.
- C. Statement of Work for Survey Services for Preliminary Geotechnical Investigation of Engineering Properties - August 1987.

170. All documents evidencing "Preliminary Flood Plain Assessment Investigation" - September 1987. USACE-NED.

171. All documents evidencing "Detailed Evaluation of Detoxification/Destruction Technologies, Initial Screening Report" - January 1987. E.C. Jordan/Ebasco Services, Inc.

172. All documents evidencing "Detailed Evaluation of Detoxification/Destruction Technologies, Initial Screening Report (Final Draft)" - September 1987. E.C. Jordan/Ebasco Services, Inc.

173. All documents evidencing "Technical Memorandum - Pilot Testing of Detoxification/Destruction Technologies" - February 1987. E.C. Jordan/Ebasco Services, Inc.

174. All documents evidencing "Requests for Proposals" - May 1987. E.C. Jordan/Ebasco Services, Inc.

- A. Bench Testing of Selected Technologies for PCB Detoxification/Destruction
- B. Bench Scale Testing of Biodegradation Technologies for PCBs in New Bedford Harbor Sediment

175. All documents evidencing "Draft Report: Exposed Species Analysis" - July 1987. E.C. Jordan/Ebasco Services, Inc. ✓

176. All documents evidencing "Draft Report: Selection of Contaminants of Concern" - July 1987. E.C. Jordan/Ebasco Services, Inc.

177. All documents evidencing "Technical Memorandum - Hot Spot Feasibility Study" - March 1987. E.C. Jordan/Ebasco Services, Inc. ✓

178. All documents evidencing "Pilot Study of Dredging and Dredged Material Alternatives" - September 1987.

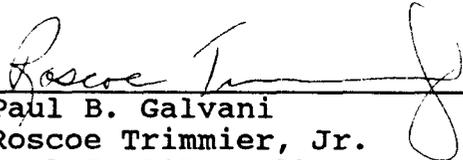
179. All documents evidencing "Project Management Plan for New Bedford Harbor Massachusetts" - August 1986. E.C. Jordan/Ebasco Services, Inc. ✓

180. All documents evidencing Regulation Assessment (ARARs) for New Bedford Harbor - October 1986. E.C. Jordan/Ebasco Services, Inc. ✓

181. All documents evidencing all completed tasks under the REM III Program (Remedial Planning activities at Selected Uncontrolled Hazardous Substance Disposal Sites within EPA Regions I-IV) for the New Bedford Harbor Project, EPA Contract Number 68-01-7250, EPA Work Assignment Number 04-

1643 including, without limitation, completed project reports and all data, whether confirmed or unconfirmed.

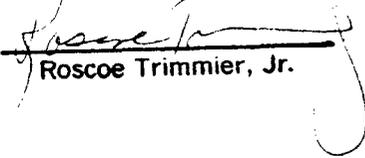
By its attorneys,

  
\_\_\_\_\_  
Paul B. Galvani  
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Dated: June 27, 1988

**CERTIFICATE OF SERVICE**

I hereby certify that on this day a true copy of the above document was served upon the attorney of record for each party by mail/by hand.

Date: 6/27/88   
\_\_\_\_\_  
Roscoe Trimmier, Jr.