

OFFICE OF THE PROSECUTING ATTORNEY  
KING COUNTY, WASHINGTON  
CIVIL DIVISION  
Natural Resources

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November 2, 2006

Mr. Brian Sato  
Department of Ecology -- Toxics Cleanup Program  
Northwest Regional Office  
3190 - 160<sup>th</sup> Avenue S.E.  
Bellevue, WA 98008-5452

RE: Determination of Potentially Liable Person Status  
South Park Custodial Landfill -- Parcel Nos. 3224049005 & 7328400005  
Facility/Site No. 2180

Dear Mr. Sato:

I am writing on behalf of my clients, Kevin E. Kiernan, Engineering Services Manager for the King County Solid Waste Division, and King County at-large, concerning the above matter. Specifically, I am writing to call to your attention that Ecology's letter of October 16, 2006 incorrectly identifies "Kevin Kiernan" as "...a Potentially Liable Person for a release of hazardous substances at the South Park Landfill" site. While we are confident that Mr. Kiernan's identification as a PLP was simply a typographical error since he is the County's primary contact person for this matter, we want to be sure that Ecology's record is accurate. Accordingly, by this letter, I am asking on Mr. Kiernan's behalf that you revise your record to clarify that "**King County**" should be listed as the party of record by the Department of Ecology for this matter and not "Kevin Kiernan." Please note that Kevin Kiernan will continue to serve as the County's representative and primary contact for this matter, but that is his only role. Would you please correct your record accordingly? In making this request, King County reiterates that it affirmatively reserves any and all defenses it is provided or possesses related to the South Park Landfill. If you have any questions, please contact me at (206) 296-9037 or via email at [Kathryn.Killinger@metrokc.gov](mailto:Kathryn.Killinger@metrokc.gov). Thank you in advance for your prompt attention.

Sincerely,



Kathryn A. Killinger  
Senior Deputy Prosecuting Attorney

cc: Kevin E. Kiernan, Engineering Services Manager, King County Solid Waste Division  
Melissa Rourke, Assistant Attorney General, Attorney General's Office