



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

Eastern Region Office

4601 North Monroe St., Spokane, WA 99205-1295 • 509-329-3400

July 9, 2024

Stephen Tan
Cascadia Law Group
1201 Third Avenue, Suite 320
Seattle, WA 98101

Re: Request for Extension- Draft Agreed Order and Scope of Work

- **Site Name:** Whitten Oil 1
- **Site Address:** 370 West 5th Avenue, Colville
- **Cleanup Site ID:** 9440
- **Facility/Site ID:** 49354234

Dear Stephen Tan:

On July 8, 2024, the Department of Ecology (Ecology) received your request for an extension to provide comments on the draft Agreed Order and Scope of Work (SOW) for the Whitten Oil 1 Site. Ecology has reviewed and approves your request. Please provide your comments on the draft Order to me no later than September 8, 2024. Please note that Ecology has already named Whitten Oil, Inc. as a potentially liable party (PLP) under the Model Toxics Control Act (MTCA),¹ and disagreements between the PLPs are not legitimate reasons for schedule extensions.

Please also note that the purpose of the Remedial Investigation (RI) required under the Agreed Order is to adequately characterize the nature and extent of contamination at the Site. This work is not based on any party accepting or denying liability and Ecology expects this work to be planned and completed in an expedited manner to assess the threat to human health and the environment.

¹ <https://apps.leg.wa.gov/wac/default.aspx?cite=173-340>

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Ecology looks forward to completing the agreed order and moving forward with the RI in a cooperative manner.

Sincerely,



Ted M. Uecker
Toxics Cleanup Program
Eastern Regional Office

cc: Ankur and Aditi Sood, Whitty's LLC
Jeff Whitten, Whitten Oil, Inc.
Dianne Conway, Gordon Thomas Honeywell
Jon Welge, Tetra Tech
Nicholas Acklam, Ecology
John Level, Office of the Attorney General
Dan Lawler, Office of the Attorney General