



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

1250 W Alder St • Union Gap, WA 98903-0009 • (509) 575-2490

January 18, 2019

Mark M. Myers
Independent Counsel for Exxon Mobil Corporation
Williams, Kastner & Gibbs PLLC
Two Union Square
601 Union St, Ste 4100
Seattle, WA 98101

Re: Final Determination of Liability for Release of Hazardous Substances at the following Contaminated Site:

- **Site Name:** L & L Exxon (Leo's Lineup & Tires)
- **Site Address:** 1315 Lee Boulevard, Richland
- **Cleanup Site ID:** 7128
- **Facility/Site ID:** 78835792

Dear Mark M. Myers,

On December 19, 2017, the Department of Ecology (Ecology) sent you written notice of our preliminary determination that Exxon Mobil Corporation is a potentially liable person (PLP) for a release of hazardous substances at the L&L Exxon facility (Site). On January 22, 2018, Ecology received your written comments and public records request. On February 14, 2018, Ecology fulfilled your public records request. The thirty-day comment period has expired for this PLP notification.

Based on available information, Ecology finds that credible evidence exists that Exxon Mobil Corporation is liable for a release of hazardous substances at the Site. On the basis of this finding, Ecology has determined that Exxon Mobil Corporation is a PLP with regard to the Site.

The purpose of the Model Toxics Control Act (MTCA) is to identify, investigate, and cleanup facilities where hazardous substances have been released. Liability for environmental contamination under MTCA is strict, joint and several (RCW 70.105D.040(2)). Ecology ensures that contaminated sites are investigated and cleaned up to the standards set forth in the MTCA statute and regulations. Ecology has determined that it is in the public interest for remedial actions to take place at this Site. Ecology will contact you regarding the actions necessary for the Exxon Mobil Corporation to bring about the prompt and thorough cleanup of hazardous substances at this Site. Failure to cooperate with Ecology or comply with MTCA in this matter will result in Ecology employing enforcement tools as it deems necessary and appropriate. This includes, but is not limited to, the issuance of an administrative order.



Mark M. Myers
January 18, 2019
Page 2

Failure to comply with such an order may result in a fine of up to \$25,000 per day and liability for up to three times the costs incurred by the state (RCW 70.105D.050(1)).

Your rights and responsibilities as a PLP are outlined in Chapter 70.105D RCW, and Chapters 173-340 and 173-204 WAC. Ecology's cleanup project manager for the Site, Mary Monahan, will contact you with information about how Ecology intends to proceed with the cleanup.

If you have any questions regarding this notice, please contact Mary Monahan at 509-454-7840 or Mary.Monahan@ecy.wa.gov

Sincerely,



Valerie Bound
Section Manager
Toxics Cleanup Program
Central Regional Office

By certified mail: 7018 0360 0000 1740 8995

cc: Leland Davis
Ecology Site File