

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION IV

IN THE MATTER OF:

Enterprise Recovery Systems Site Byhalia, Marshall County, Mississippi,

ADMINISTRATIVE ORDER ON CONSENT

Proceeding Under Section 122(g)(4) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. § 9622(g)(4)

Docket No.: 94-14-C

I. JURISDICTION

This Administrative Order on Consent ("Consent Order") is issued pursuant to the authority vested in the President of the United States by Section 122(g)(4) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986 ("CERCLA"), Pub. L. No. 99-499, 42 U.S.C. § 9622(g)(4), to reach settlements in actions under Sections 106(a) and 107(a) of CERCLA, 42 U.S.C. §§ 9606(a) and 9607(a). The authority vested in the President has been delegated to the Administrator of the United States Environmental Protection Agency ("EPA") by Executive Order 12580, 52 Fed. Reg. 2923 (January 29, 1987) and delegated to the Regional Administrators of the EPA by EPA Delegation No. 14-14-E (issued September 13, 1987, amended by memorandum June 17, 1988), and further re-delegated to the Director, Waste Management Division, EPA, Region IV.

This Consent Order is issued to the Respondents identified in Appendix A and Settling Federal Agencies. Respondents and Settling Federal Agencies agree to undertake all actions required

by the terms and conditions of this Consent Order. Respondents and Settling Federal Agencies further consent to and will not contest EPA's jurisdiction to issue this Consent Order or to implement or enforce its terms.

II. DEFINITIONS

A. "Site" shall mean the Enterprise Recovery Systems Site, located in Marshall County, Mississippi on Cayce Road between Byhalia, Mississippi and Collierville, Tennessee.

B. "Respondents" shall mean those parties identified in Appendix A.

C. "Settling Federal Agencies" shall mean the United States Department of Interior - Bureau of Reclamation; the United States Department of Agriculture; the United States Department of Agriculture - United States Forest Service; and the United States Department of Veterans Affairs.

D. "United States" shall mean the United States of America, its departments, agencies and instrumentalities.

E. "Matters Addressed" shall mean all removal response activities at the Site, authorized pursuant to CERCLA, 42 U.S.C. § 9601 et seq., resulting from existing releases or threatened releases at the Site and addressed in the executed Administrative Order on Consent for Removal Action at the Site, Docket Number 93-43-C.

III. STATEMENT OF FACTS

1. The Site is located in Mississippi on Cayce Road between Byhalia, Mississippi and Collierville, Tennessee. The land

surrounding the Site has a small residential population, but several homes are located within 200 yards of the Site. The Site includes a single story sheet metal building, two distinct storage tank areas, a small retention pond, and several outdoor drum storage areas.

2. Enterprise Recovery Systems, Inc., facility ID number MSD000693176, ("Enterprise") is the owner and operator of an abandoned solvent recycling facility which operated on the Site. Enterprise recycled solvents and operated under a permit issued in accordance with the Resource Conservation and Recovery Act, 42 U.S.C. § 6901 et seq., as amended ("RCRA"). Enterprise began operations as early as 1978; Enterprise closed in October 1991 when its insurer discovered significant soil and groundwater contamination at the Site and canceled insurance coverage.

3. Hazardous substances found on or about the Site include benzene, xylene, toluene, tetrachloroethylene, trichloroethylene, 1,1,1-trichloroethane, perchloroethylene, naphthalene, acetone, ethanol, methanol, bis(2-ethylhexyl)phthalate, methyl ethyl ketone, isopropyl alcohol, oils, methylene chloride, and chlorinated waste water.

4. Hazardous substances within the definition of Section 101(14) of CERCLA, 42 U.S.C. § 9601(14), have been or are threatened to be released into the environment at or from the Site.

5. As a result of the release or threatened release of hazardous substances into the environment, EPA has undertaken

response actions at the Site under Section 104 of CERCLA, 42 U.S.C. § 9604, and may undertake additional response actions in the future. On September 27, 1993, EPA entered into an Administrative Order on Consent for Removal Action at the Site, Docket Number 93-43-C, with a number of potentially responsible parties.

6. In performing these response actions, EPA has incurred response costs at or in connection with the Site. For purposes of this Consent Order, the estimate of past costs incurred by EPA at the Site, prior to August 31, 1993, are \$115,370.37.

7. Information currently known to EPA indicates that each Respondent and Settling Federal Agency arranged for disposal or treatment, or arranged with a transporter for disposal or treatment, of a hazardous substance owned or possessed by such Respondent and Settling Federal Agency at the Site, or accepted a hazardous substance for transport to the Site.

8. Information currently known to EPA indicates that the amount of hazardous substances contributed to the Site by each Respondent and Settling Federal Agency does not exceed 10,000 gallons, or 0.45 percent of the hazardous substances at the Site, and that the hazardous substances contributed to the Site by each Respondent and Settling Federal Agency are not significantly more toxic or of significantly greater hazardous effect than other hazardous substances at the Site.

9. In evaluating the settlement embodied in this Consent Order, EPA has considered the potential costs of the removal

action at or in connection with the Site taking into account possible cost overruns.

10. Payments required to be made by each Respondent and Settling Federal Agency pursuant to this Consent Order are a minor portion of the total response costs at the Site which EPA, based upon currently available information, estimates to be approximately \$1,340,000.00.

IV. DETERMINATIONS

Based upon the Findings of Fact set forth above and on the administrative record for this Settlement, EPA has determined that:

1. The Enterprise Recovery Systems Site is a "facility" as defined in Section 101(9) of CERCLA, 42 U.S.C. § 9601(9).

2. Each Respondent and Settling Federal Agency is a "person" as defined in Section 101(21) of CERCLA, 42 U.S.C. § 9601(21).

3. Each Respondent and Settling Federal Agency is a "potentially responsible party" under Sections 107(a) and 122(g)(1) of CERCLA, 42 U.S.C. §§ 9607(a) and 9622(g)(1).

4. There has been an actual or threatened "release" of a hazardous substance from the Site as that term is defined in Section 101(22) of CERCLA, 42 U.S.C. § 9601(22).

5. Prompt settlement with the Respondents and Settling Federal Agencies is practicable and in the public interest in accordance with Section 122(g)(1) of CERCLA, 42 U.S.C. § 9622(g)(1).

6. This Consent Order involves at most only a minor portion of the response costs at the Site in accordance to Section 122(g)(1) of CERCLA, 42 U.S.C. § 9622(g)(1).

7. The amount of hazardous substances contributed to the Site by each Respondent and Settling Federal Agency and the toxic or other hazardous effects of the hazardous substances contributed to the Site by each Respondent and Settling Federal Agency are minimal in comparison to other hazardous substances at the Site in accordance with Section 122(g)(1)(A) of CERCLA, 42 U.S.C. § 9622(g)(1)(A).

V. ORDER

Based upon the administrative record for this Settlement and the Findings of Fact and Determinations set forth above, and in consideration of the promises and covenants set forth herein, it is hereby AGREED TO AND ORDERED:

PAYMENT

1(a). Each Respondent shall pay the amount set forth in Appendix B to this Consent Order, which is incorporated herein by reference, in accordance with Section V of this Consent Order, within thirty (30) days of the effective date of this Consent Order.

1(b). Each Settling Federal Agency shall pay the amount set forth in Appendix B to this Consent Order, which is incorporated herein by reference, in accordance with Section V of this Consent Order, within one hundred twenty (120) days of the effective date of this Consent Order.

2. The total amount to be paid by each Respondent and Settling Federal Agency includes a payment for: (a) past response costs incurred at or in connection with the Site; (b) projected future response costs to be incurred at or in connection with the Site; and (c) a premium to cover the risk that response costs to be incurred at or in connection with the Site will exceed \$1,340,000.00.

3. Each payment shall be made by certified or cashier's check and paid to:

Enterprise Recovery Systems Site Group
C/O Eugene E. Smary, Esquire
Warner, Norcross & Judd
900 Old Kent Building
111 Lyon Street, N.W.
Grand Rapids, Michigan 49503-2489

4. Each Respondent and Settling Federal Agency shall simultaneously transmit a copy of its check to:

Carolyn McCall
Waste Programs Branch
Waste Management Division
U.S. Environmental Protection Agency
Region IV
345 Courtland Street, N.E.
Atlanta, Georgia 30365

5. Payments by or on behalf of Settling Federal Agencies are subject to availability of appropriated funds. Nothing in this Consent Order shall be interpreted as or constitute a commitment or requirement that the Settling Federal Agencies obligate or pay funds in contravention of the Anti-Deficiency Act, 31 U.S.C. § 1341.

CIVIL PENALTIES

6. In addition to any other remedies or sanctions available to EPA, any Respondent who fails or refuses to comply with any term or condition of this Consent Order shall be subject to a civil penalty of up to \$25,000 per day for each failure or refusal to comply pursuant to Section 122(1) of CERCLA, 42 U.S.C. § 9622(1).

CERTIFICATION OF RESPONDENTS AND SETTLING FEDERAL AGENCIES

7. Each Respondent and Settling Federal Agency certifies individually that, to the best of its knowledge and belief, it has conducted a thorough, comprehensive, good faith search for information and for any evidence of destruction of or tampering with information or documents, and has fully and accurately disclosed to EPA all information currently in its possession, or in the possession of its officers, directors, employees, contractors or agents, which relates in any way to the ownership or control of the Site, or to the ownership, operation, generation, treatment, transportation, storage or disposal of hazardous substances, pollutants or contaminants at or in connection with the Site. Each Respondent further certifies, individually, that it has disclosed to EPA any and all evidence of destruction or tampering with any documents or other information relating to its potential liability or the filing of a suit against Respondent regarding the Site and that it has fully and accurately complied with any and all EPA requests for information pursuant to Sections 104(e) and 122(e) of CERCLA, 42

U.S.C. §§ 9604(e) and 9622(e), and Section 3007 of RCRA, 42 U.S.C. § 6927. Provision of false, fictitious, or fraudulent statements or representations to the United States may subject a Respondent to criminal penalties pursuant to 18 U.S.C. § 1001.

COVENANTS BY EPA

8. In consideration of the payments that will be made by the Respondents and Settling Federal Agencies under the terms of this Consent Order, and except as specifically provided in Section V, Paragraphs 10 and 11, of this Consent Order, EPA covenants not to sue any Respondent or take administrative action against any Respondent or Settling Federal Agency pursuant to Sections 106(a) or 107(a) of CERCLA, 42 U.S.C. §§ 9606(a) or 9607(a), and Section 7003 of RCRA, 42 U.S.C. § 6973, relating to the Matters Addressed. With respect to present and future liability, these covenants shall take effect with respect to each Respondent and Settling Federal Agency upon the receipt of the payment from that Respondent or Settling Federal Agency required by Section V, Paragraph 1, of this Consent Order. With respect to each Respondent and Settling Federal Agency, these covenants are conditioned upon the complete and satisfactory performance by that Respondent of its obligations under this Consent Order. These covenants extend only to the Respondents and Settling Federal Agencies and do not extend to any other person.

COVENANTS BY RESPONDENTS AND SETTLING FEDERAL AGENCIES

9. The Respondents and Settling Federal Agencies covenant and agree not to assert any claims or causes of action against

the United States or any of its agencies or its contractors or employees with respect to the Matters Addressed or this Consent Order, including, but not limited to, any direct or indirect claim for reimbursement from the Hazardous Substance Superfund (established pursuant to the Internal Revenue Code, 26 U.S.C. § 9507) through Sections 106(b)(2), 111, 112 or 113 of CERCLA, 42 U.S.C. §§ 9606(b)(2), 9611, 9612 or 9613, or any other provision of law, or any claims arising out of response activities at the Site. Nothing in this Consent Order shall be deemed to constitute preauthorization of a claim within the meaning of Section 111 of CERCLA, 42 U.S.C. § 9611, or 40 C.F.R. § 300.700(d).

RESERVATIONS OF RIGHTS

10. The covenants by EPA set forth in Section V, Paragraph 8, of this Consent Order, do not pertain to any matters other than those expressly specified in Paragraph 8. The United States, including EPA, reserves, and this Consent Order is without prejudice to, all rights against Respondents and Settling Federal Agencies with respect to all other matters, including but not limited to the following:

- a) claims based on a failure to make the payments required by Section V, Paragraph 1, of this Consent Order;
- b) criminal liability; or
- c) liability for damages for injury to, destruction of, or loss of natural resources.

11. Notwithstanding any other provision of this Consent Order, the United States, including EPA, reserves, and this Consent Order is without prejudice to, the right to institute judicial proceedings or to issue an administrative order seeking to compel the Respondents and Settling Federal Agencies 1) to perform response actions relating to the Site, or 2) to reimburse the United States, including EPA, for additional costs of response if:

a) information not currently known to EPA is discovered which indicates that any Respondent or Settling Federal Agency contributed hazardous substances to the Site in such greater amount or of such greater toxic or other hazardous effects that the Respondent or Settling Federal Agency no longer qualifies as a de minimis party at the Site because the Respondent or Settling Federal Agency contributed greater than 10,000 gallons, or 0.45 percent of the hazardous substances at the Site, or contributed hazardous substances which are significantly more toxic than or are of significantly greater hazardous effect than other hazardous substances at the Site; or

b)(i) conditions at the Site, previously unknown to EPA, are discovered, or ii) information, previously unknown to EPA, is received, in whole or in part, and the previously unknown conditions or information together with other information indicates that the removal action consistent with the Administrative Order in Consent for Removal Action,

Docket Number 93-43-C, is not protective of human health or the environment.

c) For purposes of Section V, paragraph 11(b), of this Consent Order, the information and the conditions known to EPA shall include only that information and those conditions set forth in the Administrative Order in Consent for Removal Action, Docket Number 93-43-C, and the administrative record supporting the removal action.

EFFECT OF SETTLEMENT: CONTRIBUTION PROTECTION

12. Nothing in this Consent Order shall be construed to create any rights in, or grant any cause of action to, any person not a party to this Consent Order. The preceding sentence shall not be construed to waive or nullify any rights that any person not a signatory to this Consent Order may have under applicable law. The United States, including EPA and Settling Federal Agencies, and the Respondents each reserve any and all rights (including, but not limited to, any right to contribution), defenses, claims, demands, and causes of action which each party may have with respect to any matter, transaction, or occurrence relating in any way to the Site against any person not a party hereto.

13. EPA and the Respondents and Settling Federal Agencies agree that the actions undertaken by the Respondents and Settling Federal Agencies in accordance with this Consent Order do not constitute an admission of any liability by any Respondent or Settling Federal Agency. The Respondents and Settling Federal

Agencies do not admit and retain the right to controvert in any subsequent proceedings, other than proceedings to implement or enforce this Consent Order, the validity of the Statement of Facts or Determinations contained in this Consent Order.

14. With regard to claims for contribution against each Respondent and Settling Federal Agency for Matters Addressed by this Consent Order, EPA and Respondents and Settling Federal Agencies agree that each Respondent and Settling Federal Agency is entitled, as of the date of this Consent Order, to such protection from contribution actions or claims as is provided by Sections 113(f)(2) and 122(g)(5) of CERCLA, 42 U.S.C. §§ 9613(f)(2) and 9622(g)(5). Such protection with respect to each Respondent and Settling Federal Agency is conditioned upon that Respondent's or Settling Federal Agency's compliance with the requirements of this Consent Order.

PARTIES BOUND

15. This Consent Order shall apply to and be binding upon EPA, the Settling Federal Agencies, and the Respondents and their heirs, successors and assigns. Any change in ownership or corporate status of a Respondent including, but not limited to, any transfer of assets or real or personal property, shall in no way alter each Respondent's responsibilities under this Consent Order. Each signatory to this Consent Order represents that he or she is fully authorized to enter into the terms and conditions of this Consent Order and to bind legally the Respondent or Settling Federal Agency which he or she represents.

PUBLIC COMMENT

16. This Consent Order shall be subject to a thirty-day public comment period pursuant to Section 122(i) of CERCLA, 42 U.S.C. § 9622(i). In accordance with Section 122(i)(3) of CERCLA, 42 U.S.C. § 9622(i)(3), EPA may withdraw or modify consent to this Consent Order if comments received disclose facts or considerations which indicate that this Consent Order is inappropriate, improper, or inadequate.

ATTORNEY GENERAL APPROVAL

17. The Attorney General or her designee has issued prior written approval of the settlement embodied in this Consent Order in accordance with Section 122(g)(4) of CERCLA, 42 U.S.C. § 9622(g)(4).

EFFECTIVE DATE

18. The effective date of this Consent Order shall be the date upon which EPA issues written notice to the Respondents and Settling Federal Agencies that the public comment period pursuant to Section V, Paragraph 16, of this Consent Order has closed and that comments received if any, do not require modification of or EPA withdrawal from this Consent Order.

IT IS SO AGREED AND ORDERED:

Respondent: _____
(Typed)

By: _____
Name (Typed):
Title (Typed):

Date

**Enterprise Recovery Systems Site
Administrative Order on Consent
EPA Docket No.:**

U.S. Environmental Protection Agency

By: *Joseph R. Franzmathes* *3/23/92*
Joseph R. Franzmathes **Date**
Director, Waste Management Division

ENTERPRISE RECOVERY SYSTEMS SITE
RESPONDENTS TO DE MINIMIS AOC
APPENDIX "A"

1. 4/Flight Industries
2. 22nd District Agricultural Association
3. ABC Industries, Inc. (a/k/a Peabody ABC Corporation)
4. A/C Fuel Cells Worldwide
5. ACF Industries, Inc.
6. A.S. Martin & Sons, Inc.
7. Abtrex Industries, Inc.
8. Adgraphics Group Pacific, Inc.
9. Aero Tanks and Floats, Inc. (f/k/a Aviation Fuel Cells International, Inc.)
10. Aircap Industries
11. Aircraft Contours Limited Partnership
12. Airtex Products
13. Alamogordo Public Schools
14. Alcoa Fujikura Ltd. (a/k/a FEP Industries)
15. Amana Refrigeration, Inc.
16. American Bank Note Company (f/k/a Jeffries Banknote Company)
17. American & Import Collision Repair
18. Amtrol, Inc.
19. Angus Biotech, Inc.
20. Apache Products Company
21. Aqua Yacht Harbor Corporation
22. Arco Industries Corporation
23. Artisan Frame & Moulding Company
24. B & B Custom Automotive
25. Barth, Inc.
26. Benchmark Graphics, Inc.
27. Biloxi Regional Medical Center
28. Boulevard Printing & Graphics
29. Brunswick Corporation
30. California Coast Color, Inc.
31. California Litho Company
32. Calsonic Miura Graphics, Inc.
33. Capitol Press
34. Carey's Body Shop
35. The Castle Press
36. Central News-Wave Publications, Inc.
37. Challenge Door Company
38. Charles Martin Inspection and Controls, Inc. (d/b/a Inspectorate)
39. Chromatic Ink Lithographers
40. Chrysler Corporation
41. Chuck Hutton Chevrolet Company
42. City of Kansas City, Missouri (f/k/a Missouri Public Works Dept.)
43. City of Los Angeles, California (on behalf of General Services Department)
44. City of Natchitoches, Louisiana
45. City of Newport Beach, California
46. City of Norwalk
47. Cleaver Brooks, a Division of Aqua-Chem
48. Coca-Cola Foods, a Division of the Coca-Cola Company
49. Colourcraft Printing, Inc.
50. Commercial Clear Print
51. Compuartist
52. Con Pac, Inc.
53. Constar Plastics, Inc. (f/k/a Sewell Plastics)
54. Continental PET Technologies, Inc.
55. Costello Brothers Lithographers, Inc.
56. Coyne Cylinder Company
57. Cray, Inc.
58. Crest Graphics, Inc.
59. Croft Metals, Inc.
60. Crown Printing
61. Cyclear, Inc.
62. Delta Industrial Coatings, Inc.
63. Deluxe Corporation (a/k/a Deluxe Check Printers)
64. Desert Printing Company, Inc.
65. Dick Diggon's Body Works, Inc.
66. Dimensional Designs, Inc.
67. Dixee Wire Cloth Products
68. Dixie Rubber Stamp & Seal Company of Mississippi, Inc.
69. Dover Elevator Systems, Inc.
70. Dual Graphics, Inc.
71. Duplex Products, Inc.
72. Durand-Raute Corporation
73. EAC Corporation (d/b/a EckAdams)
74. Eaton Corporation (f/k/a King Sealey Corporation)
75. Economy Printing & Mailing Services, Inc.

76. Electra Corporation (Dennis Foster)
 77. Electro Painters, Inc.
 78. Eljer Corporation
 79. Engineered Cooling Systems, Inc.
 80. Engraph, Inc.
 81. Engstrom-Smith Lithography (a/k/a The Workshop)
 82. Environmental Resource Associates, Inc.
 83. Eureka Lithograph Company
 84. ffi Corporation (a/k/a Farm Fans)
 85. FKI Industries, Inc. (f/k/a Babcock Industries, Inc.)
 86. FMC Corporation
 87. FM Pathology Laboratory
 88. Faust Printing, Inc.
 89. Federal Express Corporation
 90. Flinns Lithograph Company
 91. Friction Materials Company
 92. GE Appliances
 93. The Gates Rubber Company
 94. Gem, Inc.
 95. General Printing Ink Division
 Sun Chemical Corporation
 Sequa Corporation
 96. Genesco, Inc.
 97. Gerwin Corporation
 98. Gossett Body Shop
 99. Greens, Inc.
 100. Grenada Lake Medical Center
 101. Griffin Printing & Lithograph Company, Inc.
 102. Hager Hinge Company
 103. Halstead Industries, Inc.
 104. Hamilton Displays, Inc. (f/k/a Dimensional Designs, Inc.)
 105. Hansberger Precision Golf (a/k/a Ram Golf)
 106. The Harman Press
 107. Hart's Manufacturing Company
 108. Hartzell Fan, Inc.
 109. Hi-Lo Oil - #811, #662, #663
 110. Hoffinger Industries, Inc.
 111. The Hoosier Company, Inc.
 112. Hospital Corporation of America
 113. Hunter Fan Company
 114. Hurco Manufacturing Company
 115. IMC-Agrico Company
 116. IPC Corinth Division, Inc. a/k/a Intex Plastics Corporation
 117. IPS Corporation
 118. I.R. Construction Products Company, Inc. (f/k/a Inryco, Inc.)
 119. ITT Automotive
 120. Indiana Bell Telephone Company, Inc.
 121. Indiana Michigan Power Company
 122. Industrial Printers of California
 123. Inland Steel Flat Products Company
 124. Intergraph Corporation
 125. J & A Enterprises
 126. J & D Litho, Inc.
 127. J.T. Parsons Cabinet Company, Inc.
 128. Jim's Auto Body Shop, Inc.
 129. Joamca Chemical Products Company, Inc.
 130. Jomac Products, Inc.
 131. Jostan's, Inc.
 132. KCI Corporation
 133. K&W Products
 134. Kater Litho, Inc.
 135. Kauffman Engineering, Inc.
 136. Kentucky Mountain Industries, Inc.
 137. Lake City Heat Treating Corporation
 138. Larry Brown Lithographers, Inc.
 139. Laycock Products Company, Inc.
 140. Leggett & Platt, Inc.
 141. Lincoln County Sheriff's Department
 142. Lithographix, Inc.
 143. Lockheed - Georgia Company
 144. London Press, Inc.
 145. Long Beach City College
 146. Louisiana Department of Wildlife and Fisheries
 147. Lydall, Inc. - Composite Materials Division
 148. Marley Electric Heating Company (a/k/a Berko Electric)
 149. Masonite Corporation
 Reynolds and Reynolds (f/k/a Shumate Business Forms)
 International Paper Company

150. Media Lithographics
 151. Memorial Hospital of Holly Springs, Inc.
 152. Memphis Light, Gas and Water Division
 153. Methodist Haywood Park Hospital, Inc.
 154. Methodist Hospital of Indiana, Inc.
 155. Metropolitan School District of Washington Township, Marion County, Indiana
 156. Midway Ford, Inc.
 157. Mid-West Spring Manufacturing Company
 158. Mike Shad Ford - Memphis, Inc.
 159. Mississippi Crime Laboratory
 160. Mississippi Department of Environmental Quality
 161. Mississippi Department of Transportation
 162. Mobile Drilling Company, Inc.
 163. Modine Manufacturing Company
 164. Moeller Marine Products, a Division of the Moore Company
 165. Monarch Litho, Inc.
 166. Monticello Spring Corporation
 167. Moore & Sons, Inc.
 168. Morris Machine Company, Inc.
 169. Mueller Brass Company
 170. Mulay Plastics, Inc.
 171. Naegele Outdoor Advertising (a/k/a Morris Communications)
 172. National Industrial Constructors, Inc.
 173. Navistar International Transportation Corporation
 174. News-Type Service, Inc.
 175. Neyensch Printers, Inc.
 176. Northern Consulting Communications & Equipment, Inc.
 177. Northern Electric Company
 178. Northern Telecom, Inc.
 179. North Hollywood Printing Company, Inc.
 180. PSP Graphics
 181. Pacific Rim Printers/Mailers
 182. Pathologists' Laboratory, P.C.
 183. Paul and Beekman Company, Inc.
 184. Peavey Electronics Corporation
 185. Penn Lithographics
 186. Peterbilt of Memphis, Inc.
 187. Plumley Companies
 188. Potter Company
 189. Precision Propeller, Inc. (f/k/a Indiana Precision Casting, Inc.)
 190. Premier Printing Corporation
 191. Presentation Media, Inc.
 192. Printing Plus
 193. Process Engineering Co., Inc.
 194. The Quaker Oats Company
 195. R.B. Graphics
 196. R.R. Donnelley & Sons Company
 197. Rayloc Company
 198. Reichhold Chemicals, Inc.
 199. Reliance Comm/Tec Corporation
 200. Republic Environmental Systems (f/k/a ECOLOTEC, Inc.)
 201. Research Solvents & Chemicals
 202. Rheem Manufacturing Company
 203. Rinehart Research
 204. Ripley Industries, Inc.
 205. Robertshaw - Tennessee
 206. Ron Ink Company, Inc.
 207. Rose Hill, Inc.
 208. Rotan Independent School District
 209. Russell & Miller, Inc.
 210. Rust College
 211. S.K. Wellman Corporation
 212. St. Dominic-Jackson Memorial Hospital
 213. St. Tammany Parish Hospital
 214. San Fernando Valley Board of Realtors, Inc.
 215. Scienco, Inc.
 216. Scoles Cadillac of Nashville, Inc.
 217. Selmer Company, Inc.
 218. The Shannon Group, Inc. (a/k/a Kolpak Industries)
 219. Shelby Williams Industries, Inc. (a/k/a Madison Furniture Ind.)
 220. Sinclair Printing
 221. Sir Speedy Printing
 222. SmithKline Beecham
 223. Smith Lithographic Arts, Inc.
 224. Smoker-Craft Division, Goshen Sash & Door Company, Inc.
 225. Snell & Sons Investment, Inc. (a/k/a The Paint Shop)
 226. Southern California Graphics
 227. Southern California Lithographics

- 228. Spectro Chem, Inc.
- 229. The Stackpole Corporation (a/k/a Pure Industries)
- 230. Stow Davis Furniture, Inc. (f/k/a Interior Woodworking Corporation)
- 231. Sundance Litho, Inc.
- 232. Sunland Associates
- 233. Sun Litho, Inc.
- 234. Teleflora, a Division of Roll International Corporation
- 235. Texas Boot Company
- 236. Textron, Inc. (a/k/a Avco Electronics)
- 237. Thomas & Betts Corporation
- 238. Tom Martin's, Inc.
- 239. Trimm Industries, Inc.
- 240. Tube Processing Corporation
CTP Corporation
Commercial Tube Processing
- 241. Union Oil Company of California (d/b/a Unocal)
- 242. The Union Tool Corporation
- 243. United Technologies Automotive, Inc. (for Harding Machine)
- 244. United Technologies Automotive Systems, Inc. (f/k/a Sheller Globe Corporation)
- 245. Universal-Rundle Corporation for Ingress Plastene
- 246. University of Mississippi Medical Center
- 247. University of Notre Dame
- 248. Vanguard Manufacturing Co., Inc.
- 249. Vanier Business Forms & Services
- 250. Vaughn Printing
- 251. The Vendo Company
- 252. Ventra Corporation
- 253. Viking Lithograph, Inc.
- 254. WHC, Inc.
- 255. WKM Realty (d/b/a Kansas Avenue Industrial Park)
- 256. W&M Manufacturing Company, Inc.
- 257. Walker Manufacturing Company
- 258. Warsaw Chemical Company, Inc.
- 259. Weber Printing Company, Inc.
- 260. Western Kentucky University
- 261. Westform Industries
- 262. Westland Graphics
- 263. West Point Casket Company
- 264. Williams Cabinet Shop, Inc.
- 265. Wilmoth Color
- 266. Woodridge Press, Inc.
- 267. Woodshaft, Inc. (a/k/a True Temper Sports)
- 268. Yoder Kitchen Corporation
- 269. Z Graphics
- 270. Z.H. Indiana (f/k/a Mobile Drilling Company, Inc.)
- 271. Zimmer Paper Products, Inc.

SETTLING FEDERAL AGENCIES

- 1. United States Department of Agriculture
- 2. United States Department of Agriculture - United States Forest Service
- 3. United States Department of Interior - Bureau of Reclamation
- 4. United States Department of Veterans Affairs

Appendix B

Page No. 1
03/21/94ENTERPRISE RECOVERY SYSTEMS SITE/BYHALIA, MISSISSIPPI
DE MINIMIS PRP COST MATRIX

PRP NAME	VOLUME (GALLONS)	PERCENT	PAST COSTS \$115,370.37	FUT. COSTS \$1,225,000.00	PREMIUM 100% FUT. COSTS	ORPHAN SHARE \$17,580.10	TOTAL
22ND DISTRICT AGRICULTURAL ASSOC.	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
A. S. MARTIN & SONS	110.00	0.0050	5.73	60.83	60.83	4.69	132.08
A.C. FUEL CELLS WORLDWIDE, INC	440.00	0.0199	22.91	243.31	243.31	18.77	528.30
ABSTRACTA DESIGNS	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
ABTRES INDUSTRIES, INC	441.97	0.0200	23.02	244.40	244.40	18.85	530.67
ACCO BABCOCK, INC	660.00	0.0298	34.37	364.96	364.96	28.15	792.44
ACF SHIPPERS CAR LINE INC	2860.00	0.1291	148.95	1581.51	1581.51	121.99	3433.96
ADGRAPHICS GROUP PACIFIC, INC	187.50	0.0085	9.76	103.68	103.68	8.00	225.12
AGRICO CHEN. CO.	155.00	0.0070	8.07	85.71	85.71	6.61	186.10
AIRCAP INDUSTRIES	2555.00	0.1153	133.06	1412.85	1412.85	108.98	3067.74
AIRCRAFT CONTOURS	500.00	0.0226	26.04	276.49	276.49	21.33	600.35
AIRTEX PRODUCTS	605.00	0.0273	31.51	334.55	334.55	25.80	726.41
ALAMOGORDO PUBLIC SCHOOLS	20.00	0.0009	1.04	11.06	11.06	0.85	24.01
ALLIED ELECTROPLATING, INC.	7425.00	0.3352	386.69	4105.85	4105.85	316.70	8915.09
AMANA REFRIGERATION, INC.	8000.00	0.3611	416.63	4423.81	4423.81	341.22	9605.47
AMERI-KAN	187.50	0.0085	9.76	103.68	103.68	8.00	225.12
AMERICAN & IMPORT COLLISION REPAIR	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
AMTROL, INC.	605.00	0.0273	31.51	334.55	334.55	25.80	726.41
ANGUS BIOTECH, INC.	4855.00	0.2192	252.84	2684.70	2684.70	207.08	5829.32
ANZA GRAPHIC	375.00	0.0169	19.53	207.37	207.37	15.99	450.26
APACHE PRODUCTS CO.	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
AQUA YACHT HARBOR	940.00	0.0424	48.95	519.80	519.80	40.09	1128.64
ARCO INDUSTRIES CORPORATION	935.00	0.0422	48.69	517.03	517.03	39.88	1122.63
ARTISAN FRAME & MOULDING CO.	220.00	0.0099	11.46	121.65	121.65	9.38	264.14
AUSTIN PRINTING CO.	665.00	0.0300	34.63	367.73	367.73	28.36	798.45
AVCO ELECTRONICS DIVISION	4586.26	0.2070	238.85	2536.09	2536.09	195.62	5506.65
AVIATION FUEL CELLS INTERNATIONAL, INC.	5940.00	0.2681	309.35	3284.68	3284.68	253.36	7132.07
B&B AUTO CUSTOM REPAIR SHOP	440.00	0.0199	22.91	243.31	243.31	18.77	528.30
BARTH, INC.	1040.98	0.0470	54.21	575.64	575.64	44.40	1249.89
BATH GENIE	110.00	0.0050	5.73	60.83	60.83	4.69	132.08
BENCHMARK GRAPHICS	265.63	0.0120	13.83	146.89	146.89	11.33	318.94
BERCO ELECTRIC CO.	2050.51	0.0926	106.79	1133.88	1133.88	87.46	2462.01
BILOXI REGIONAL MEDICAL CENTER	125.00	0.0056	6.51	69.12	69.12	5.33	150.08
BOULEVARD PRINTING	12.25	0.0006	0.64	6.77	6.77	0.52	14.70
BRUNSWICK MARINE	2505.00	0.1131	130.46	1385.21	1385.21	106.85	3007.73
CALIFORNIA COAST COLOR	250.00	0.0113	13.02	138.24	138.24	10.66	300.16
CALIFORNIA LITHO CO.	630.00	0.0284	32.81	348.38	348.38	26.87	756.44
CALSONIC GRAPHICS, INC.	150.00	0.0068	7.81	82.95	82.95	6.40	180.11
CAPITOL PRESS	200.00	0.0090	10.42	110.60	110.60	8.53	240.15
CAREY'S BODY SHOP	530.00	0.0239	27.60	293.08	293.08	22.61	636.37
CASTLE PRESS	465.00	0.0210	24.22	257.13	257.13	19.83	558.31
CBI-SYSTEMS	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
CENTRAL NEWS WAVE PUBLICATIONS, INC.	300.00	0.0135	15.62	165.89	165.89	12.80	360.20
CHALLENGE DOOR COMPANY	150.00	0.0068	7.81	82.95	82.95	6.40	180.11
CHROMATIC INC. LITHOGRAPHERS	200.00	0.0090	10.42	110.60	110.60	8.53	240.15
CHRYSLER ELECTRONICS	6490.00	0.2930	337.99	3588.82	3588.82	276.82	7792.45
CHUCK HUTTON CHEVROLET	770.00	0.0348	40.10	425.79	425.79	32.84	924.52

ENTERPRISE RECOVERY SYSTEMS SITE/BYHALIA, MISSISSIPPI
DE MINIMIS PRP COST MATRIX

PRP NAME	VOLUME (GALLONS)	PERCENT	PAST COSTS \$115,370.37	FUT. COSTS \$1,225,000.00	PREMIUM 100% FUT. COSTS	ORPHAN SHARE \$17,580.10	TOTAL
CLEAVER BROOKS CO.	7975.00	0.3600	415.33	4409.99	4409.99	340.16	9575.47
COCA COLA FOOD PRODUCTS	150.00	0.0068	7.81	82.95	82.95	6.40	180.11
COLOR LITHO	155.00	0.0070	8.07	85.71	85.71	6.61	186.10
COLOURCRAFT PRINTING, INC.	50.00	0.0023	2.60	27.65	27.65	2.13	60.03
COMMERCIAL CLEAR PRINT, INC.	260.00	0.0117	13.54	143.77	143.77	11.09	312.17
COMMERCIAL FILTERS	275.00	0.0124	14.32	152.07	152.07	11.73	330.19
COMPUARTIST	160.00	0.0072	8.33	88.48	88.48	6.82	192.11
CON PAC INC.	2035.00	0.0919	105.98	1125.31	1125.31	86.80	2443.40
CONTINENTAL PET TECHNOLOGIES	6480.00	0.2925	337.47	3583.29	3583.29	276.39	7780.44
COPPEE INC.	1100.00	0.0497	57.29	608.27	608.27	46.92	1320.75
COSTELLO BROTHERS LITHOGRAPHER	125.00	0.0056	6.51	69.12	69.12	5.33	150.08
COYNE CYLINDER	1155.00	0.0521	60.15	638.69	638.69	49.26	1386.79
CRAY, INC.	165.00	0.0074	8.59	91.24	91.24	7.04	198.11
CREST GRAPHICS INC.	50.00	0.0023	2.60	27.65	27.65	2.13	60.03
CROFT METALS, INC.	1709.75	0.0772	89.04	945.45	945.45	72.93	2052.87
CROWN PRINTING	725.00	0.0327	37.76	400.91	400.91	30.92	870.50
CYCLEAR, INC.	1066.00	0.0481	55.52	589.47	589.47	45.47	1279.93
DALE POE DEVELOPMENT CORPORATION	80.00	0.0036	4.17	44.24	44.24	3.41	96.06
DELTA INDUSTRIAL COATINGS	5335.00	0.2408	277.84	2950.13	2950.13	227.55	6405.65
DELUXE CHECK PRINTERS	919.38	0.0415	47.88	508.40	508.40	39.21	1103.89
DESERT PRINTING CO., INC.	55.88	0.0025	2.91	30.90	30.90	2.38	67.09
DIAMOND LITHO	50.00	0.0023	2.60	27.65	27.65	2.13	60.03
DIGGON'S BODY SHOP	210.00	0.0095	10.94	116.13	116.13	8.96	252.16
DIMENSIONAL DESIGNS	110.00	0.0050	5.73	60.83	60.83	4.69	132.08
DIXCEE WIRE CLOTH PRODUCTS	135.00	0.0061	7.03	74.65	74.65	5.76	162.09
DIXIE RUBBER CO.	720.00	0.0325	37.50	398.14	398.14	30.71	864.49
DOVER ELEVATOR SYSTEMS, INC.	1705.00	0.0770	88.80	942.82	942.82	72.72	2047.16
DUAL GRAPHICS, INC.	855.00	0.0386	44.53	472.79	472.79	36.47	1026.58
DUPLEX PRODUCTS, INC.	780.00	0.0352	40.62	431.32	431.32	33.27	936.53
DURAND-RAUTE CORP	110.00	0.0050	5.73	60.83	60.83	4.69	132.08
EATON CORP.	50.00	0.0023	2.60	27.65	27.65	2.13	60.03
ECK ADAMS, INC.	440.00	0.0199	22.91	243.31	243.31	18.77	528.30
ECOLOTEC, INC.	1485.00	0.0670	77.34	821.17	821.17	63.34	1783.02
ECONOMY PRINTING & MAILING SERVICE	19.50	0.0009	1.02	10.78	10.78	0.83	23.41
ELECTRA CORP.	1430.00	0.0646	74.47	790.76	790.76	60.99	1716.98
ELECTRO-PAINTERS, INC.	220.00	0.0099	11.46	121.65	121.65	9.38	264.14
ELJER CORP.	165.00	0.0074	8.59	91.24	91.24	7.04	198.11
ENGINEERED COOLING SYSTEMS, INC.	307.00	0.0139	15.99	169.76	169.76	13.09	368.60
ENVIRONMENTAL RESEARCH ASSOCIATES	10.00	0.0005	0.52	5.53	5.53	0.43	12.01
EUREKA LITHOGRAPH	155.00	0.0070	8.07	85.71	85.71	6.61	186.10
FARM FANS	110.00	0.0050	5.73	60.83	60.83	4.69	132.08
FAUST PRINTING	365.00	0.0165	19.01	201.84	201.84	15.57	438.26
FEDERAL EXPRESS CORP.	550.00	0.0248	28.64	304.14	304.14	23.46	660.38
FLINNS LITHOGRAPH COMPANY	150.00	0.0068	7.81	82.95	82.95	6.40	180.11
FM PATHOLOGY	145.00	0.0065	7.55	80.18	80.18	6.18	174.09
FMC CORP.	287.50	0.0130	14.97	158.98	158.98	12.26	345.19
FOUR FLIGHT INDUSTRIES	440.00	0.0199	22.91	243.31	243.31	18.77	528.30

ENTERPRISE RECOVERY SYSTEMS SITE/BYHALIA, MISSISSIPPI
DE MINIMIS PRP COST MATRIX

PRP NAME	VOLUME (GALLONS)	PERCENT	PAST COSTS \$115,370.37	FUT. COSTS \$1,225,000.00	PREMIUM 100X FUT. COSTS	ORPHAN SHARE \$17,580.10	TOTAL
FRICITION MATERIALS	270.00	0.0122	14.06	149.30	149.30	11.52	324.18
GARD GRAPHICS	450.00	0.0203	23.44	248.84	248.84	19.19	540.31
GATES RUBBER COMPANY	845.07	0.0381	44.01	467.30	467.30	36.04	1014.65
GEM, INC.	4792.54	0.2163	249.59	2650.16	2650.16	204.42	5754.33
GENERAL ELECTRIC CO.	1375.00	0.0621	71.61	760.34	760.34	58.65	1650.94
GENERAL PRINTING INK	2805.00	0.1266	146.08	1551.10	1551.10	119.64	3367.92
GENERAL SERVICES DEPARTMENT - LOS ANGELES	350.00	0.0158	18.23	193.54	193.54	14.93	420.24
GENESCO INC.	2396.88	0.1082	124.83	1325.42	1325.42	102.23	2877.90
GERWIN VANS, INC.	1312.50	0.0592	68.35	725.78	725.78	55.98	1575.89
GOSSETT BODY SHOP	385.00	0.0174	20.05	212.90	212.90	16.42	462.27
GREENS, INC.	325.00	0.0147	16.93	179.72	179.72	13.86	390.23
GRENADA LAKES MEDICAL CENTER	220.00	0.0099	11.46	121.65	121.65	9.38	264.14
GRIFFIN PRINTING	240.00	0.0108	12.50	132.71	132.71	10.24	288.16
HAGER HINGE COMPANY	2573.59	0.1162	134.03	1423.13	1423.13	109.77	3090.06
HALSTEAD INDUSTRIES	6932.84	0.3130	361.06	3833.70	3833.70	295.71	8324.17
HARMAN PRESS, THE	62.50	0.0028	3.25	34.56	34.56	2.67	75.04
HART'S MANUFACTURING COMPANY	7750.50	0.3499	403.64	4285.84	4285.84	330.58	9305.90
HARTZELL FAN	110.00	0.0050	5.73	60.83	60.83	4.69	132.08
HI-MARK COMPANY	11.25	0.0005	0.59	6.22	6.22	0.48	13.51
HILO OIL	495.00	0.0223	25.78	273.72	273.72	21.11	594.33
HOFFINGER INDUSTRIES, INC.	5170.00	0.2334	269.25	2858.89	2858.89	220.52	6207.55
HOLLY SPRINGS MEMORIAL	30.00	0.0014	1.56	16.59	16.59	1.28	36.02
HOOSIER COMPANY, THE	1130.00	0.0510	58.85	624.86	624.86	48.20	1356.77
HOSPITAL CORPORATION OF AMERICA	6320.00	0.2853	329.14	3494.81	3494.81	269.57	7588.33
HUNTER FAN COMPANY	4950.00	0.2234	257.74	2736.65	2736.65	211.50	5942.54
HURCO MANUFACTURING CO., INC.	227.50	0.0103	11.85	125.80	125.80	9.70	273.15
INDIANA AND MICHIGAN ELECTRIC COMPANY	1400.00	0.0632	72.91	774.17	774.17	59.71	1680.96
INDIANA BELL TELEPHONE CO.	5.00	0.0002	0.26	2.76	2.76	0.21	5.99
INDIANA PRECISION CASTINGS, INC.	361.76	0.0163	18.84	200.04	200.04	15.43	434.35
INDUSTRIAL PRINTERS OF CALIFORNIA	187.50	0.0085	9.76	103.68	103.68	8.00	225.12
INGRESS-PLASTENE	2546.63	0.1150	132.63	1408.23	1408.23	108.62	3057.71
INLAND STEEL CONTAINER	1265.00	0.0571	65.88	699.51	699.51	53.96	1518.86
INRYCO, INC.	660.00	0.0298	34.37	364.96	364.96	28.15	792.44
INSPECTORATE	275.00	0.0124	14.32	152.07	152.07	11.73	330.19
INTERGRAPH	5385.00	0.2431	280.45	2977.78	2977.78	229.69	6465.70
INTERIOR WOODWORKING CORP.	1751.88	0.0791	91.24	968.75	968.75	74.72	2103.46
INTERNATIONAL PAPER CO.	350.00	0.0158	18.23	193.54	193.54	14.93	420.24
INTEX PLASTICS CORP.	1320.00	0.0596	68.74	729.93	729.93	56.30	1584.90
IPS	715.00	0.0323	37.24	395.38	395.38	30.50	858.50
ITT BAYLOCK	1450.00	0.0655	75.51	801.82	801.82	61.85	1741.00
J & D LITHO, INC.	112.13	0.0051	5.64	62.01	62.01	4.76	134.64
J AND A ENTERPRISES	770.00	0.0348	40.10	425.79	425.79	32.84	924.52
JEFFRIES BANKNOTE COMPANY	8205.00	0.3704	427.31	4537.17	4537.17	349.97	9851.62
JIN'S AUTO BODY	275.00	0.0124	14.32	152.07	152.07	11.73	330.19
JOANCA CHEMICAL PRODUCTS, INC.	5720.00	0.2582	297.89	3163.02	3163.02	243.97	6867.90
JOMAC PRODUCTS, INC.	825.00	0.0372	42.97	456.21	456.21	35.19	990.58
JOSTEN'S INC.	715.00	0.0323	37.24	395.38	395.38	30.50	858.50

ENTERPRISE RECOVERY SYSTEMS SITE/BYHALIA, MISSISSIPPI
DE MININIS PRP COST MATRIX

PRP NAME	VOLUME (GALLONS)	PERCENT	PAST COSTS \$115,370.37	FUT. COSTS \$1,225,000.00	PREMIUM 100% FUT. COSTS	ORPHAN SHARE \$17,580.10	TOTAL
JT PARSONS CABINET CO.	110.00	0.0050	5.73	60.83	60.83	4.69	132.08
K & W PRODUCTS	1468.27	0.0663	76.47	811.92	811.92	62.63	1762.94
KANSAS AVENUE INDUSTRIAL PARK	25.00	0.0011	1.30	13.82	13.82	1.07	30.01
KATER LITHO	110.00	0.0050	5.73	60.83	60.83	4.69	132.08
KAUFFMAN ENGINEERING	147.50	0.0067	7.68	81.56	81.56	6.29	177.09
KCL CORP.	725.00	0.0327	37.76	400.91	400.91	30.92	870.50
KENTUCKY MOUNTAIN INDUSTRIES	6640.00	0.2997	345.81	3671.76	3671.76	283.21	7972.54
KING SEELEY	788.89	0.0356	41.08	436.24	436.24	33.65	947.21
KITCHEN INNOVATIONS/M.H. GRANAM CORP.	3960.00	0.1788	206.23	2189.79	2189.79	168.91	4754.72
KOGER'S INC.	205.00	0.0093	10.68	113.36	113.36	8.74	246.14
KOLPAK INDUSTRIES	9075.00	0.4097	472.62	5018.26	5018.26	387.07	10896.21
L.A. LITHOGRAPHICS	100.00	0.0045	5.21	55.30	55.30	4.27	120.08
LAKE CITY HEAT TREATING CORP.	1708.00	0.0771	88.95	944.48	944.48	72.85	2050.76
LARRY BROWN LITHO	1195.00	0.0539	62.23	660.81	660.81	50.97	1434.82
LAYCOOK PRODUCTS	1265.00	0.0571	65.88	699.51	699.51	53.96	1518.86
LEGGETT AND PLATT INC.	220.00	0.0099	11.46	121.65	121.65	9.38	264.14
LINCOLN CO. SHERIFF'S DEPT.	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
LITHOGRAPHIX, INC.	2800.00	0.1264	145.82	1548.33	1548.33	119.43	3361.91
LOCKNEED-GEORGIA CO.	880.00	0.0397	45.83	486.62	486.62	37.53	1056.60
LOGO 7	587.50	0.0265	30.60	324.87	324.87	25.06	705.40
LONDON PRESS	725.00	0.0327	37.76	400.91	400.91	30.92	870.50
LONG BEACH CITY COLLEGE	87.50	0.0039	4.56	48.39	48.39	3.73	105.07
LOUISIANA DEPARTMENT OF WILDLIFE AND FISHERIES	350.00	0.0158	18.23	193.54	193.54	14.93	420.24
LYDALL COMPOSITE MATERIALS	4675.00	0.2110	243.47	2585.16	2585.16	199.40	5613.19
MADISON FURNITURE IND.	275.00	0.0124	14.32	152.07	152.07	11.73	330.19
MASONITE CORPORATION	8195.00	0.3699	426.79	4531.64	4531.64	349.54	9839.61
MEDART, INC.	4400.00	0.1906	229.15	2433.10	2433.10	187.67	5283.02
MEDIA LITHOGRAPHICS	105.00	0.0047	5.47	58.06	58.06	4.48	126.07
MEMPHIS LIGHT, GAS & WATER - CENTRAL SHOPS	5349.71	0.2415	278.61	2958.27	2958.27	228.17	6423.32
METHODIST HAYWOOD	15.00	0.0007	0.78	8.29	8.29	0.64	18.00
METHODIST HOSPITAL	388.68	0.0175	20.24	214.93	214.93	16.58	466.68
METROPOLITAN SCHOOL DISTRICT OF WASHINGTON TOWNSHIP	61.00	0.0028	3.18	33.73	33.73	2.60	73.24
MID WEST SPRING MFG. CO.	337.48	0.0152	17.58	186.62	186.62	14.39	405.21
MID-SOUTH ELECTRIC	3190.00	0.1440	166.13	1763.99	1763.99	136.06	3830.17
MIDWAY FORD	330.00	0.0149	17.19	182.48	182.48	14.08	396.23
MISSISSIPPI BUREAU OF POLLUTION CONTROL	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
MISSISSIPPI CRIME LABS	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
MISSISSIPPI STATE HIGHWAY DEPARTMENT	715.00	0.0323	37.24	395.38	395.38	30.50	858.50
MISSOURI PUBLIC WORKS DEPARTMENT	605.00	0.0273	31.51	334.55	334.55	25.80	726.41
MOBILE DRILLING CO.	542.87	0.0245	28.27	300.19	300.19	23.15	651.80
MOODINE MANUFACTURING CO.	4272.00	0.1928	222.48	2362.31	2362.31	182.21	5129.31
MOELLER MANUFACTURING CO., INC.	495.00	0.0223	25.78	273.72	273.72	21.11	594.33
MONARCH LITHO INC.	420.00	0.0190	21.87	232.25	232.25	17.91	504.28
MONTICELLO SPRING	598.00	0.0270	31.14	330.68	330.68	25.51	718.01
MOORE AND SON	4345.00	0.1961	226.28	2402.68	2402.68	185.33	5216.97
MORRIS MACHINE COMPANY	875.00	0.0395	45.57	483.85	483.85	37.32	1050.59
MUELLER BRASS CO.	7377.00	0.3330	384.19	4079.31	4079.31	314.65	8857.46

ENTERPRISE RECOVERY SYSTEMS SITE/BYHALIA, MISSISSIPPI
DE MINIMIS PRP COST MATRIX

PRP NAME	VOLUME (GALLONS)	PERCENT	PAST COSTS \$115,370.37	FUT. COSTS \$1,225,000.00	PREMIUM 100% FUT. COSTS	ORPHAN SHARE \$17,580.10	TOTAL
NULAY PLASTICS, INC.	5675.00	0.2562	295.55	3138.14	3138.14	242.05	6813.88
NAEGELE OUTDOOR ADVERTISING	880.00	0.0397	45.83	486.62	486.62	37.53	1056.60
MATCHITOCHE'S CITY POLICE DEPARTMENT	5.00	0.0002	0.26	2.76	2.76	0.21	5.99
NATIONAL INDUSTRIAL CONTRACTORS	3960.00	0.1788	206.23	2189.79	2189.79	168.91	4754.72
NAVISTAR	2675.00	0.1208	139.31	1479.21	1479.21	114.10	3211.83
NEWPORT BEACH, CITY OF	275.00	0.0124	14.32	152.07	152.07	11.73	330.19
NEWS TYPE SERVICE	45.00	0.0020	2.34	24.88	24.88	1.92	54.02
NEYENESCH PRINTERS	790.00	0.0357	41.14	436.85	436.85	33.70	948.54
NORTH HOLLYWOOD PRINTING CO.	850.00	0.0384	44.27	470.03	470.03	36.25	1020.58
NORTHERN CONSULTING COMMUNICATION & EQUIPMENT	330.00	0.0149	17.19	182.48	182.48	14.08	396.23
NORTHERN ELECTRIC	4990.00	0.2253	259.88	2759.35	2759.35	212.84	5991.42
NORTHERN TELECON	550.00	0.0248	28.64	304.14	304.14	23.46	660.38
NORWALK, CITY OF	100.00	0.0045	5.21	55.30	55.30	4.27	120.08
PACIFIC RIM PRINTERS AND MAILERS	25.00	0.0011	1.30	13.82	13.82	1.07	30.01
PAINT SHOP, THE (SMELL & SONS INVESTMENT, INC.)	990.00	0.0447	51.56	547.45	547.45	42.23	1188.69
PATHOLOGISTS' LABORATORY, P.C.	277.00	0.0125	14.43	153.17	153.17	11.81	332.58
PATTON DIVISION	550.00	0.0248	28.64	304.14	304.14	23.46	660.38
PAUL & BEEKMAN CO.	295.00	0.0133	15.36	163.13	163.13	12.58	354.20
PEABODY ABC CORP	5500.00	0.2483	286.44	3041.37	3041.37	234.59	6603.77
PEAVEY ELECTRONICS	2035.00	0.0919	105.98	1125.31	1125.31	86.80	2443.40
PENN LITHOGRAPHICS	540.00	0.0244	28.12	298.61	298.61	23.03	648.37
PEP INDUSTRIES, INC.*	485.00	0.0219	25.26	268.19	268.19	20.69	582.33
PETERBILT OF MEMPHIS, INC.	165.00	0.0074	8.59	91.24	91.24	7.04	198.11
PLUMLEY COMPANIES	6490.00	0.2930	337.99	3588.82	3588.82	276.82	7792.45
POTTER CO.	440.00	0.0199	22.91	243.31	243.31	18.77	528.30
PREMIER PRINTING CO.	330.00	0.0149	17.19	182.48	182.48	14.08	396.23
PRESENTATION MEDIA, INC.	265.00	0.0120	13.80	146.54	146.54	11.30	318.18
PRINTING PLUS	6.75	0.0003	0.35	3.73	3.73	0.29	8.10
PRO LITHOGRAPHICS	155.00	0.0070	8.07	85.71	85.71	6.61	186.10
PROCESS ENGINEERING CO.	4148.65	0.1873	216.06	2294.10	2294.10	176.95	4981.21
PSP GRAPHICS	1610.00	0.0727	83.85	890.29	890.29	68.67	1933.10
PURE INDUSTRIES	3160.00	0.1426	164.57	1747.40	1747.40	134.78	3794.15
QUAKER OATS CO.	7068.63	0.3191	368.13	3908.78	3908.78	301.50	8487.19
R.B. GRAPHICS	490.00	0.0221	25.52	270.96	270.96	20.90	588.34
R.R. DONNELLEY & SONS	478.84	0.0216	24.94	264.79	264.79	20.42	574.94
RALEIGH BODY SHOP	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
RAM GOLF	440.00	0.0199	22.91	243.31	243.31	18.77	528.30
RAYLOC	1320.00	0.0596	68.74	729.93	729.93	56.30	1584.90
RDW INC.	825.00	0.0372	42.97	456.21	456.21	35.19	990.58
RESEARCH SOLVENTS	2200.00	0.0993	114.57	1216.55	1216.55	93.84	2641.51
RHEEM MANUFACTURING COMPANY	3700.00	0.1670	192.69	2046.01	2046.01	157.82	4442.53
RIECHOLD CHEMICAL, INC.	440.00	0.0199	22.91	243.31	243.31	18.77	528.30
RINEHART RESEARCH	55.00	0.0025	2.86	30.41	30.41	2.35	66.03
RIPLEY INDUSTRIES	1265.00	0.0571	65.88	699.51	699.51	53.96	1518.86
ROBERTSHAW CONTROLS CO.	7427.60	0.3353	386.82	4107.29	4107.29	316.81	8918.21
RON INK CO.	265.00	0.0120	13.80	146.54	146.54	11.30	318.18
ROSE HILL COMPANY, THE	2515.00	0.1135	130.98	1390.74	1390.74	107.27	3019.73

ENTERPRISE RECOVERY SYSTEMS SITE/BYHALIA, MISSISSIPPI
DE MINIMIS PRP COST MATRIX

PRP NAME	VOLUME (GALLONS)	PERCENT	PAST COSTS \$115,370.37	FUT. COSTS \$1,225,000.00	PREMIUM 100% FUT. COSTS	ORPHAN SHARE \$17,580.10	TOTAL	TOTAL
ROTAN HIGH SCHOOL	10.00	0.0005	0.52	5.53	5.53	0.43	12.01	7.20
RUSSELL & MILLER INC.	250.00	0.0113	13.02	138.24	138.24	10.66	300.16	0.11
RUST COLLEGE	10.00	0.0005	0.52	5.53	5.53	0.43	12.01	5.65
S.F. VALLEY BOARD OF REALTORS	12.25	0.0006	0.64	6.77	6.77	0.52	14.70	5.19
S.K. WELLMAN CORPORATION	2687.00	0.1213	139.94	1485.85	1485.85	114.61	3226.25	0.08
SCIENTO, INC.	660.00	0.0298	34.37	364.96	364.96	28.15	792.44	0.38
SCOLES CADILLAC	250.00	0.0113	13.02	138.24	138.24	10.66	300.16	0.19
SELMER CO., THE, VINCENT BACH DIVISION	700.00	0.0316	36.46	387.08	387.08	29.86	840.48	5.45
SEWELL PLASTICS	5987.00	0.2703	311.80	3310.67	3310.67	255.36	7188.50	5.32
SHELLER GLOBE	9295.00	0.4196	484.08	5139.91	5139.91	396.46	11160.36	0.75
SHUMATE BUSINESS FORMS COMPANY	500.00	0.0226	26.04	276.49	276.49	21.33	600.35	5.86
SINCLAIR PRINTING	2610.00	0.1178	135.93	1443.27	1443.27	111.32	3133.79	5.27
SIR SPEEDY PRINTING CENTER	15.00	0.0007	0.78	8.29	8.29	0.64	18.00	5.37
SKBL-METRO	1750.00	0.0790	91.14	967.71	967.71	74.64	2101.20	0.15
SMITH LITHOGRAPHIC ARTS INC.	455.00	0.0205	23.70	251.60	251.60	19.41	546.31	5.03
SMOKERCRAFT	900.00	0.0406	46.87	497.68	497.68	38.39	1080.62	0.15
SOUTHERN CALIFORNIA GRAPHICS	1535.00	0.0693	79.94	848.82	848.82	65.47	1843.05	0.67
SOUTHERN CALIFORNIA LITHOGRAPHERS	1310.00	0.0591	68.22	724.40	724.40	55.88	1572.90	5.28
SPECTRO CHEM.	55.00	0.0025	2.86	30.41	30.41	2.35	66.03	
ST. DOMINIC JACKSON MEMORIAL HOSPITAL	20.00	0.0009	1.04	11.06	11.06	0.85	24.01	
ST. TAMMANY PARISH HOSPITAL	55.00	0.0025	2.86	30.41	30.41	2.35	66.03	
SUN LITHO	700.00	0.0316	36.46	387.08	387.08	29.86	840.48	
SUNDANCE LITHO INC.	500.00	0.0226	26.04	276.49	276.49	21.33	600.35	
SUNLAND ASSOCIATES	300.00	0.0135	15.62	165.89	165.89	12.80	360.20	
TELEFLORA	4.88	0.0002	0.25	2.70	2.70	0.21	5.86	
TEXAS BOOT	500.00	0.0226	26.04	276.49	276.49	21.33	600.35	
THOMAS & BETTS	255.00	0.0115	13.28	141.01	141.01	10.88	306.18	
TOM MARTIN INC.	495.00	0.0223	25.78	273.72	273.72	21.11	594.33	
TRANSLIFT SYSTEMS, INC.	220.00	0.0099	11.46	121.65	121.65	9.38	264.14	
TRIMM INDUSTRIES	220.00	0.0099	11.46	121.65	121.65	9.38	264.14	
TRUE TEMPER SPORTS	375.00	0.0169	19.53	207.37	207.37	15.99	450.26	
TUBE PROCESSING CORP./CTP CORP.	962.50	0.0434	50.13	532.24	532.24	41.05	1155.66	
U OF MISSISSIPPI MEDICAL CENTER	550.00	0.0248	28.64	304.14	304.14	23.46	660.38	
U.S. BUREAU OF RECLAMATION	210.00	0.0095	10.94	116.13	116.13	8.96	252.16	
U.S. FORESTRY SERVICE	240.00	0.0108	12.50	132.71	132.71	10.24	288.16	
UNION TOOL COMPANY, THE	150.00	0.0068	7.81	82.95	82.95	6.40	180.11	
UNITED TECHNOLOGIES, HARDING MACHINE	8525.00	0.3848	443.98	4714.12	4714.12	363.62	10235.84	
UNIVERSITY OF NOTRE DAME	148.37	0.0067	7.73	82.05	82.05	6.33	178.16	
UNOCAL MARKETING	1462.50	0.0660	76.17	808.73	808.73	62.38	1756.01	
USDA - ARS	450.00	0.0203	23.44	248.84	248.84	19.19	540.31	
UTILITY PRODUCTS DIV./RELIANCE COMM TEC	1925.00	0.0869	100.25	1064.48	1064.48	82.11	2311.32	
VAMC	1500.00	0.0677	78.12	829.46	829.46	63.98	1801.02	
VANGUARD MANUFACTURING	385.00	0.0174	20.05	212.90	212.90	16.42	462.27	
VANIER GRAPHICS CORP	160.00	0.0072	8.33	88.48	88.48	6.82	192.11	
VAUGHN PRINTING	62.50	0.0028	3.25	34.56	34.56	2.67	75.04	
VENGUARD	1595.00	0.0720	83.07	882.00	882.00	68.03	1915.10	
VENTRA CORPORATION (VERNCO CORP.)	2426.52	0.1095	126.37	1341.81	1341.81	103.50	2913.49	

**ENTERPRISE RECOVERY SYSTEMS SITE
BYHALIA, MARSHALL COUNTY, MISSISSIPPI**

**ADMINISTRATIVE ORDER ON CONSENT FOR DE MINIMIS SETTLEMENT
RESPONSE TO COMMENTS**

On February 18, 1994, EPA published notice of the proposed settlement in the Federal Register. During the subsequent 30-day public comment period, EPA received three comments. In consideration of the comments, EPA made three very minor revisions to the Administrative Order on Consent for De Minimis Settlement. The revisions are appropriate as they clarify and improve the fairness of the settlement. However, none of the revisions are significant.

Comment One: Memphis Light, Gas and Water Division notified EPA that Memphis Light, Gas and Water Division contributed an additional 550 gallons of hazardous substances to the Site.

Response: EPA recalculated the payment due under the De Minimis AOC from Memphis Light, Gas and Water Division. The payment due changed from \$5,762.95 to \$6,423.32.

Comment Two: The U.S. Department of Justice, Environmental Defense Section, (DOJ Defense) on behalf of the Settling Federal Agencies, objected to the requirement that Settling Federal Agencies make payment under the De Minimis AOC within 30 days of the effective date of the De Minimis AOC because the United States could not guarantee processing payment within 30 days.

Response: In recognition of the limitations placed on the Settling Federal Agencies in processing such payments, EPA has revised the payment provisions of the De Minimis AOC to allow the Settling Federal Agencies only 120 days to make payment.

Comment Three: DOJ Defense, on behalf of the Settling Federal Agencies, requested a minor clarification of the Anti-Deficiency Act language contained in the De Minimis AOC. Specifically, DOJ Defense requested that the following statement be added to Paragraph V(5) of the De Minimis AOC: "Payments by or on behalf of Settling Federal Agencies are subject to availability of appropriated funds."

Response: EPA allowed the clarification in the spirit of cooperation and because the requested language in no way changes the meaning or requirements of the De Minimis AOC.

The comments set out above are the only comments EPA received during the public comment period. The comments did not disclose facts or considerations which indicate that the Cost Recovery Agreement is inappropriate, improper or inadequate. The requested revisions are minor and do not affect the private party Respondents to the De Minimis AOC. Therefore, EPA incorporated the comments into the enclosed De Minimis AOC.