



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



DAN WYANT
DIRECTOR

August 16, 2011

VIA E-MAIL and U.S. MAIL

Mr. Farsad Fotouhi
Corporate Vice President
Environmental Engineering
Pall Life Sciences, Inc.
600 South Wagner Road
Ann Arbor, Michigan 48103-9019

Mr. Michael L. Caldwell
Zausmer, Kaufman,
August & Caldwell, P.C.
31700 Middlebelt Road
Suite 150
Farmington Hills, Michigan 48334-2301

Dear Sirs:

SUBJECT: Gelman Sciences, Inc. Remedial Action
Western Area Groundwater Monitoring Plan (WAGMP), April 18, 2011

The Department of Environmental Quality (DEQ) provided detailed comments on the WAGMP to Pall Life Sciences, Inc. (PLS) in a letter dated May 25, 2011. That letter provided the DEQ's conditional approval of the WAGMP. By that letter the DEQ also invited PLS to informally discuss possible alternative approaches to the DEQ's conditional approval for a reasonable period of time, which, if the parties were able to reach agreement on, may have resulted in the DEQ's decision to modify its conditional-approval.

The DEQ and PLS did discuss such alternative approaches; however, the parties did not reach agreement on a satisfactory alternative within a reasonable period of time, so DEQ, through its attorney, notified PLS's attorney on July 15, 2011, that the DEQ's offer to informally discuss an alternative approach was being withdrawn and that PLS must implement the DEQ's conditionally approved WAGMP (subject to its right of dispute under the Consent Judgment). It is the DEQ's understanding that PLS may dispute the DEQ's conditionally approved WAGMP, but to date, the DEQ has not received any written notification from PLS of its intentions in this regard.

The Consent Judgment, as amended, requires the establishment of a compliance monitoring well network and monitoring plan that is adequate to monitor the no-expansion objective of the Western Area, which the DEQ's conditionally approved WAGMP provides. To ensure continued compliance with the Consent Judgment, Pall Life Sciences, Inc. must begin implementing the DEQ's conditionally approved WAGMP no later than September 12, 2011.

Should you require further information, please contact me at 517-780-7937; kolons@michigan.gov; or the DEQ Jackson District Office, 301 East Louis Glick Highway, Jackson, Michigan 49201.

Sincerely,

Sybil Kolon
Senior Environmental Quality Analyst
Gelman Sciences Project Coordinator
Remediation Division

cc: Ms. Celeste Gill, Department of Attorney General
Mr. Mitchell Adelman, DEQ/Gelman File