



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
JACKSON DISTRICT OFFICE



LIESL EICHLER CLARK
DIRECTOR

February 10, 2022

CERTIFIED MAIL – 7019 1640 0002 1318 8164
RETURN RECEIPT REQUESTED

Mr. Raymond B. Ludwiszewski
Gibson, Dunn & Crutcher LLP
1050 Connecticut Avenue, N.W.
Washington, DC 20036-5306

Dear Mr. Ludwiszewski:

SUBJECT: Violation Notice, Request for Information, Gelman Sciences Inc.,
Facility ID 81000018
600 South Wagner Road, Ann Arbor, Washtenaw County, Michigan

On December 2, 2021, the Michigan Department of Environment, Great Lakes, and Energy (EGLE) requested information regarding the source, extent, and nature of the release or threatened release of hazardous substances on property located at 600 South Wagner Road, Ann Arbor, Washtenaw County, Michigan (Property). The Property is part of a "Facility" as that term is defined in Part 201, Environmental Remediation, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA). Under Section 20101(1)(s) of the NREPA, Facility means any area, place, or property where a hazardous substance in excess of the concentrations that satisfy the cleanup criteria for unrestricted residential use has been released, deposited, disposed of, or otherwise comes to be located. As of the date of this letter, Gelman Sciences Inc. has failed to provide the requested information and is in violation of Section 20117 of Part 201.

As previously communicated, Section 20117(1) of the NREPA provides that EGLE may require a person to furnish information relating to:

- (a) the identification, nature, and quantity of materials that have been generated, treated, stored, handled, or disposed of at or transported to a Facility.
- (b) the nature or extent of a release or threatened release at or from a Facility.

Section 20117(7) of the NREPA further states that if a person refuses to provide information pursuant to Section 20117(1), the Attorney General on behalf of the State may commence a civil action to compel compliance with a request for information.

EGLE is aware of investigations, sample collection and analyses performed in the vicinity of the Property/Facility by or on behalf of Danaher Corporation or its legal representatives in 2016 and 2017 (2016/2017 Investigations). Within 30 days of receipt

of this letter, please provide, or provide access to, the following information regarding the 2016/2017 Investigations, including, but not limited to, data and documents containing information related to soil, groundwater, surface water, geology, and hydrogeology. The requested information includes, but is not limited to, boring logs, Waterloo APS boring logs, maps (and/or X and Y information is expressed as U.S. State Plane coordinates (NAD83) or longitude and latitude) showing locations of investigation and sample collection, analytical results, bench tests, and pilot tests. The requested information also includes any such information that may have been previously provided subject to the March 23, 2017, Stipulated Settlement Negotiation and Confidentiality Order entered in Washtenaw County Case No. 88-34734-CE. The requested information excludes any data and documents containing information related to soil, groundwater, surface water, geology, hydrogeology, boring logs, maps, and analytical results, previously provided in progress reports.

The information should be sent to:

Dan Hamel
301 E. Louis Glick Highway
Jackson, MI 49201
Jackson District Office
Remediation and Redevelopment Division
Michigan Department of Environment, Great Lakes, and Energy
Telephone No: 517-745-6595
hameld@michigan.gov

If you have any questions regarding this request, please contact Dan Hamel prior to the end of the time period specified above.

Thank you for your cooperation in this matter.

Sincerely,



Andrea Munoz-Hernandez, Ph.D., GISP
District Supervisor
Jackson District Office
Remediation and Redevelopment Division
517-599-7525

cc: Mr. Michael L. Caldwell, Zausmer, P.C.
Mr. Lawrence Gelb, Gelman Sciences, Inc.
Mr. Brian Negele, Michigan Department of Attorney General
Ms. Mary Miller, EGLE
Mr. Dan Yordanich, EGLE
Mr. Dan Hamel, EGLE