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July 7, 1998

RECEIVED

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Robert J. Shostak, Esq.

Robert J. Shostak, Esq.
Shostak Law Office
14 N. Court St., Suite 301
Athens, Ohio 45701-2429

Re: GEC v. Southdown, Inc.

Dear Mr. Shostak:

I am certainly willing to arrange for your expert to visit the site to take both water and soil samples at or near- the discharge point from the landfill. If you want to accompany your expert, then I have no objection to that but I am not willing to agree to have your clients enter onto the land.

As in any testing I will require that split samples be taken and marked, and at the time of taking we be delivered one of each of the split samples. Please also furnish to me the credentials of the expert who will be taking the samples and who will be doing the testing, or both. In addition, I must be furnished with a copy of all test results and all opinions relating to this proposed testing. Please also indicate to me the location of the discharge point that you are referring to where these samples will be taken. Either I will be present or my representative will be present to view whatever sampling is done. Please let me know if these conditions are acceptable, and if so we can set up a time for the testing.

The property is secured by a fence with no trespassing signs posted there, so please make sure that nobody attempts to illegally enter the property without permission. I will look forward to hearing from you.

Very truly yours,



Jacob A. Myers

JAM/cjw

cc: Frank Merrill
Tina Fletcher Woods

Dirtvest Ltd. / Green County Coalition
Shostak Robert J. Jr.
7/7/98 / 2 / cjw / sec 2