

EXHIBIT 71



FILE : NEWARK/Agency/correspondence/2006

December 20, 2006

Entered

JAN 12 2007

File Copy

Transmitted via Overnight Mail

Mr. Stephen Kehayes
Office of Brownfield Reuse
New Jersey Department of Environmental Protection
Post Office Box 28
401 East State Street, 6th Floor
Trenton, New Jersey, 08625-0028

Re: Copies of Remedy Evaluation Work Plan – Diamond Alkali Site, Newark, NJ

Dear Stephen:

As requested, enclosed are two additional copies of the above referenced document. If you have any questions please call me at (732) 246-5851.

Sincerely,

Tierra Solutions, Inc.

A handwritten signature in black ink, appearing to read "P. S. Brzozowski", with a stylized flourish at the end.

Paul S. Brzozowski, P.E.
Remediation Manager
On behalf of Occidental Chemical Corporation
(as successor to Diamond Shamrock Chemicals Company)

Enclosure(s)

To: File
Newark/Agency/Correspondence/ 2006

Date: 12/13/06

From: Paul S. Brzozowski *PSB*

cc: D. Rabbe

Re: Lister Ave. Site - Telephone
Conversation w/Elizabeth Butler (EPA) -
12/12/06

On December 12, 2006, the writer spoke with Ms. Elizabeth Butler (USEPA) regarding the following:

1. Residual Waste Classification – Tierra’s letter of August 9, 2002

Ms. Butler stated she has not forgotten the referenced letter and has been speaking with the RCRA branch regarding this matter. She stated that the determination on waste classification ultimately needs to be made by the RCRA branch and that they are meeting to resolve this issue as well as other related questions. She apologized profusely and stated that she would have an answer in 3 months.

2. Approval of Final Report for Remedial Construction

Ms. Butler stated that USEPA’s July 20, 2006 approval letter of the Final Report for Remedial Construction stands as the final approval letter (despite its request for some minor modifications/amended pages). She confirmed receipt of Tierra’s Aug. 29, 2006 correspondence providing the amended pages for the Final Report as requested in USEPA’s July 2006 approval letter. No subsequent letter will be sent by USEPA as she stated such is not necessary.

3. Change of Project Coordinator

Tierra issued an October 25th letter notifying EPA of the change in Project Coordinator to Paul Brzozowski. Ms. Butler confirmed her receipt of this letter and explained that according to the Consent Decree EPA is not required to respond in writing approving such change.



Navin Agnew Paul
Correspond 2006

Transmitted Via Federal Express

October 23, 2006

Ms. Elizabeth Butler
New Jersey Superfund Branch - 2
Emergency and Remedial Response Division
United States Environmental Protection Agency, Region II
290 Broadway, 20th Floor
New York, NY 10007-1866

**Re: Notification of Change of Project Coordinator
Diamond Alkali Superfund Site - Newark, New Jersey
Consent Decree Civil Action No. 89-5064**

Dear Ms. Butler:

In accordance with Section X.B.4. of the above referenced Consent Decree, please be advised that Tierra Solutions, Inc. is changing the designated Project Coordinator from Mr. Rick McNutt to Paul S. Brzozowski. This change will be effective seven days from date of this correspondence. The Contact information for Mr. Brzozowski is as follows:

Paul S. Brzozowski, P.E.
Tierra Solutions, Inc.
Two Tower Center Blvd. / 10th Flr.
East Brunswick, NJ 08816
732.246.5851 (Office) / 908.328.8395 (Cell) / 732.246.5858
Paul.brzozowski@tierra-inc.com

Please contact me at (732) 247-3400 or Mr. Brzozowski with any questions.

Sincerely,

Tierra Solutions, Inc.

A handwritten signature in black ink, appearing to read "Dave Rabbe", is written over a horizontal line.

Dave Rabbe
President
On behalf of Occidental Chemical Corporation
(as successor to Diamond Shamrock Chemicals Company)

cc: Diamond Alkali Superfund Attorney, United States Environmental Protection Agency
Mr. Bob Pender, United States Army Corps of Engineers
Mr. Stephen Kehayes, New Jersey Department of Environmental Protection

Ms. Elizabeth Butler
October 23, 2006

Re: Change in Project Coordinator - Diamond Alkali Superfund Site - Newark, New Jersey

bcc:

Mr. Paul S. Brzozowski, P.E. Tierra Solutions, Inc.
Mr. Tony Wolfskill, Wolfskill & Associates
Ms. Diane Waldschmidt, Environmental Data Services
Mr. Gordon McDonald, Severson Environmental Services, Inc.
Mr. Robert Romagnoli, Blasland, Bouck & Lee, Inc., an ARCADIS company
Mr. Joseph Molina, Blasland, Bouck & Lee, Inc., an ARCADIS company