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MRO - IHSB

Reply To
WESTON ADAMS, III
Direct Dial: (803) 227-2322
wadams@mgclaw.com

May 5, 2014

Ms. Trudy Beverly, LG
NCDENR - Division of Waste Management
Superfund Section - Inactive Hazardous Sites Branch
Mooresville Regional Office
610 East Center Ave., Suite 301
Mooresville, NC 28115

RE: Wix Filtration Corp LLC
Ozark Plant, Gastonia, NC

Dear Ms. Beverly:

I am writing on behalf of my client Wix Filtration Corp LLC regarding its Ozark Plant in Gastonia, NC. This letter is intended to update NCDENR records as to the new owner of the Ozark Plant, which is located at 1301 East Ozark Avenue in Gastonia, North Carolina, 28054. Through a January 23, 2014 real estate closing, my client sold the Ozark Plant to B&B Recycling, an Oklahoma Corporation.

As background, note that on December 19, 2012, my client wrote to NCDENR's John Walch to inform NCDENR under N.C.G.S. § 130A-310.1(b) of two findings regarding the Ozark Plant in both a Phase I and a Phase II undertaken by my client. (See Exhibit 1 for the December 19, 2012 letter.) Further, on February 15, 2013, on behalf of my client, environmental consulting firm WSP wrote to you on the same topic to submit both: 1) a Notification of an Inactive Hazardous Substance or Waste Disposal Site, and 2) a Site Cleanup Questionnaire, both for the Ozark Plant. (See Exhibit 2 for the February 15, 2013 letter, without its enclosures.) Please update NCDENR records as to the identity of the new owner of the Ozark Plant.

I have cced both the new owner, B&B Recycling, and its attorney Lamar Robinson, with a copy of this letter.

Very best regards,

Weston Adams III

Weston Adams, III

cc: Mr. John Walch, Eastern Regional Supervisor
North Carolina Department of Environment and Natural Resources
217 West Jones Street
Raleigh, NC 27603

Lamar Robinson, Esq.
Robinson Law Firm
West Main Avenue
Gastonia, North Carolina 28052

B&B Recycling
PO Box 1301
Gastonia, NC, 28053

Exhibit 1

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Wix Filtration Corporation
Allen Plant
2900 Northwest
Boulevard
Gastonia, NC 28052

December 19, 2012

Mr. John Walch, Eastern Regional Supervisor
North Carolina Department of Environment and Natural Resources
217 West Jones Street
Raleigh, NC 27603

RE: Wix Filtration Corp LLC
Ozark Plant, Gastonia, NC

Dear Mr. Walch:

This letter is a follow-up to my telephone call with you today regarding Wix Filtration Corp LLC ("Wix"), which owns a facility located at 1301 East Ozark Avenue in Gastonia, North Carolina 28054. Although the facility is no longer an active manufacturing facility, former operations include automotive filter manufacturing and, prior to that, a cotton mill.

Per my voicemail left to you on December 19, 2012, as part of a vendor due diligence process, Wix conducted a Phase I Environmental Site Assessment in early October 2012, and a subsequent Phase II investigation in late October 2012. The Phase II investigation revealed one reading in one soil boring sample, underneath the concrete slab of the former press room, that exceeds the North Carolina protection of groundwater PSRG for tetrachlorethene by a small margin. No tetrachlorethene was detected in any groundwater samples collected. As a separate matter, samples of cinder material located beneath a wooden basement floor contained Polynuclear Aromatic Hydrocarbons (PAHs) at levels in excess of industrial, residential and protection of groundwater PSRGs. Because we understand that cinder material was used as fill or building material in the original construction of the Ozark Plant, Wix does not believe the PAHs are a result of a chemical release.

Pursuant to N.C.G.S. § 130A-310.1(b), Wix is hereby providing notice to the North Carolina Department of Environment and Natural Resources of these two findings.

Very truly yours,

Josh Schieffer
EH&S Manager
Wix Filtration Corp LLC

Certified mail # 7004 1160 0005 8745 6583

Exhibit 2

WSP

February 15, 2013

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Ms. Trudy Beverly, LG
NCDENR - Division of Waste Management
Superfund Section - Inactive Hazardous Sites Branch
Mooresville Regional Office
610 East Center Ave., Suite 301
Mooresville, NC 28115

Re: Wix Filtration Corp – Ozark Plant
Gastonia, North Carolina
NCD 003153301
Notification Form and Cleanup Questionnaire

Dear Ms. Beverly:

On behalf of Wix Filtration Corp, enclosed is the completed Notification of an Inactive Hazardous Substance or Waste Disposal Site and Site Cleanup Questionnaire for the Wix Filtration Corp – Ozark Plant located at 1301 East Ozark Avenue in Gastonia, North Carolina. Enclosed are the original notarized forms and an electronic copy, including all enclosures, on compact disk.

If you have any questions concerning the forms or need any additional information, please do not hesitate to contact me.

Sincerely yours,

Robert E. Johnson

Robert E. Johnson, Ph.D., LG
NC Licensed Geologist 1858

Enclosures

REJ:EMH
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cc/encl: James Hiller, Affinia Group, Inc.
Weston Adams III, Esquire, McAngus Goudelock & Courie
Josh Schieffer, Wix Filtration Corp

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