



Matthew Rodriguez
Secretary for
Environmental Protection



Department of Toxic Substances Control

Barbara A. Lee, Director
8800 Cal Center Drive
Sacramento, California 95826-3200



Edmund G. Brown Jr.
Governor

May 7, 2015

Mr. Thomas Strang, V.P.
Exide Technologies
Environmental Health & Safety – Americas
Building 200
13000 Deerfield Parkway
Milton, Georgia 30004

**TERMINATION OF INTERIM STATUS, EXIDE TECHNOLOGIES, VERNON,
CALIFORNIA; ENVIRONMENTAL PROTECTION AGENCY ID. NO. CAD097854541**

Dear Mr. Strang:

The Department of Toxic Substances Control (DTSC) has reviewed the letter dated April 7, 2015, from Exide Technologies (Exide) (Letter). The Letter provided notice that Exide is withdrawing its Part B Permit Application and provided notice of its intent to permanently close the facility located at 2700 and 2717 South Indiana Street in Vernon (Vernon facility). The Letter also acknowledges that a revised Closure Plan will be submitted by May 15, 2015.

California Health and Safety Code, section 25200.5(a) provides DTSC authorization to grant interim status to certain facilities "pending the review and decision of the department on the permit application. . ." Health and Safety Code section 25200.5(c) further provides that "Interim status shall not be valid beyond the date of the decision of the department on the permit application." DTSC considers Exide's withdrawal of its Part B Permit Application to be the equivalent of a DTSC decision on the permit application because it terminates the application. There is no further action for DTSC to take on the application. Therefore, DTSC is providing notice to Exide in this letter that DTSC's grant of interim status to operate the Vernon facility as approved in the Interim Status Document (ISD) issued to Gould Inc. Metals Division effective December 18, 1981, including all subsequent modifications to the ISD, ended on April 7, 2015, the date of withdrawal of the permit application.

Notwithstanding the termination of interim status for the Vernon facility, Exide remains subject to applicable requirements under the Hazardous Waste Control Law and requirements for interim status, including, but not limited to closure and post-closure requirements. (See, e.g., Cal. Code Regs., tit. 22, § 66265.1, subd. (a), (b).) DTSC will continue to enforce all such requirements. DTSC acknowledges that it may be necessary to continue operation of certain existing hazardous waste activities at the

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Vernon facility in order to prevent the release of hazardous waste or constituents or otherwise protect human health and the environment up until the time that a decision is made by DTSC on the revised Closure Plan. Any request submitted by Exide to DTSC for approval to undertake certain hazardous waste activity or operations prior to DTSC's decision on the revised Closure Plan must include a detailed explanation of: (1) the activity/operation to be undertaken; (2) why the activity/operations must be undertaken prior to DTSC's decision on the revised Closure Plan; and (3) why the activity/operation is necessary to protect human health and the environment.

If you have any questions regarding this letter you may call me at (916) 327-1194.

Sincerely,



Rizgar Ghazi, P.E.,
Division Chief
Hazardous Waste Management Program

cc: Sent Via Email

Exide Technologies, Inc.

Mr. Thomas Strang
Vice President - Environmental Health & Safety – Americas
Tom.Strang@na.exide.com

Mr. Chuck Giesige
Vice President – Recycling Operations – Americas
Chuck.Giesige@na.exide.com

Mr. Fred Ganster
Environmental Health and Safety
Fred.Ganster@exide.com

Mr. John Hogarth
Vernon Recycling Center
John.Hogarth@exide.com

Ms. Christine Graessle
Assistant General Counsel
Christine.Graessle@exide.com

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cc: Sent Via Email

Advanced Geoservices

Mr. Paul Stratman
pstratman@advancedgeoservices.com

Ms. Barbara Forslund
bforslund@advancedgeoservices.com

Ms. Jennifer DiJoseph
jdijoseph@advancedgeoservices.com

Department of Toxic Substances Control

Ms. Elise Rothschild
Deputy Director
Hazardous Waste Management Program
Elise.Rothschild@dtsc.ca.gov

Mr. Richard Sherwood
Assistant Chief Counsel
Office of Legal Affairs
Richard.Sherwood@dtsc.ca.gov

Ms. Nancy Bothwell, Attorney
Office of Legal Affairs
Nancy.Bothwell@dtsc.ca.gov

Mr. Keith Kihara, Chief
Enforcement and Emergency Response Division
Hazardous Waste Management Program
Keith.Kihara@dtsc.ca.gov

Ms. Christie Bautista
Senior Environmental Scientist Supervisor
Enforcement and Emergency Response Division
Hazardous Waste Management Program
Christie.Bautista@dtsc.ca.gov

Ms. Suhasini Patel
Senior Environmental Scientist Supervisor
Office of Permitting
Hazardous Waste Management Program
Suhasini.Patel@dtsc.ca.gov

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cc: Sent Via Email

Mr. Wayne Lorentzen
Senior Hazardous Substances Engineer
Office of Permitting
Hazardous Waste Management Program
Wayne.Lorentzen@dtsc.ca.gov

Mr. Bill Veile
Hazardous Substances Engineer
Office of Permitting
Hazardous Waste Management Program
Bill.Veile@dtsc.ca.gov