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October 10, 2014

Mr. Donn Diebert
Department of Toxic Substances Control
1001 I Street
Sacramento, CA 95812-0806

Re: Letter dated July 3, 2014 captioned "SUMMARY OF VIOLATIONS - Invensys Controls" and subsequent communications

Dear Mr. Diebert,

Reference is made to the above-captioned letter, the series of subsequent communications relating to the violations alleged in that letter, and to DTSC's review of TRC's 2013 Annual Report for California (the "Review"). In particular, this letter provides the Invensys response to DTSC's request to provide, by today's date, a complete response to the Review.

As we discussed in our call last week, Invensys is fully committed to improving collection rates in California. We also believe that many of the points raised by DTSC in its Review do need to be considered as TRC looks at ways to enhance the current collection program as implemented in California. Invensys will work with the TRC to ensure each of those points is adequately considered in any future enhancement to the program. If other TRC members choose to propose additional or alternative specific enhancements to you during this process, we will do our best to ensure those proposals are also considered carefully by the TRC and the rest of its membership. At the same time, Invensys continues to believe that collection rates can only be efficiently increased through a single program that has the full support of all or at least the vast majority of TRC members.

Invensys therefore commits to working with the TRC and its membership to identify and implement any enhancement that has a reasonable prospect of increasing collection rates and has a level of member support that will allow the TRC to be an effective administrator of such enhancements. Of course, DTSC has a role to play here too - in administering current and future regulations in a way that encourage the TRC and its members to "do the right thing" without unnecessarily fragmenting or distracting the membership with unattainable goals and premature enforcement actions.

In that regard, Invensys understands that at least some members of TRC are interested in commissioning a new study that would provide a more realistic assessment of what collection rates are achievable. Since we believe it is in the interests of all parties to base collection targets and future regulatory activity on a credible study accepted as such by all stakeholders, Invensys is prepared to encourage TRC and its members to support commissioning such a study.

For the reasons we discussed on our call, some of which are repeated above, Invensys is not yet prepared to commit to any specific enhancement beyond those contemplated in the TRC's 2013 Report. Nevertheless, we do recognize the importance of making further concrete improvements and taking the other action mentioned above in the relatively near term.

Accordingly, once we have had a chance to review the submissions made by other members of the TRC as part of this process (and therefore be in a better position to evaluate the current consensus on future action) we will be prepared to discuss and encourage the TRC to meet any reasonable timetable you may propose for such action.

Very truly yours,



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cc. Ms. Pauline Batarseh