



FORMOSA PLASTICS CORPORATION DELAWARE

P.O. BOX 320 • DELAWARE CITY, DELAWARE 19706 • TEL (302) 836-2200

Received

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Director's Office
Air & Waste Mgmt.

February 5, 2009

Chief, Environmental Enforcement Section
Environment and Natural Resources Division
U.S. Department of Justice
Box 7611 Ben Franklin Station
Washington, D.C. 20044-7611

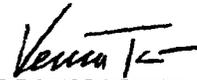
Re: USA et al v. Formosa Plastics Corporation, Delaware
Quarterly Consent Decree Report

Pursuant to paragraph 51.a of the Consent Decree, the following is the quarterly consent decree report submitted by Formosa Plastics Corporation, Delaware (FPC-DE).

- i. The notification accepting the 550 ppm 12 month rolling average limit for residual vinyl chloride was submitted on December 19, 2008. Also a request to the State of Delaware, Department of Natural Resources to have this limit incorporated into the site's Title V permit has been submitted.
- ii. There are no items to be addressed in this section.
- iii. There are no known deviations to report.
- iv. The twelve month rolling average RVCM data is attached.

Should you have any questions or require further information please contact Kimberly Bennett at (302) 836-2256.

I certify under penalty of law that I have examined and am familiar with the information submitted in this document and all attachments and that this document and its attachments were prepared either by me personally or under my direction or supervision in a manner designed to ensure that qualified and knowledgeable personnel properly gather and present the information contained therein. I further certify, based on my personal knowledge or on my inquiry of those individuals immediately responsible for obtaining the information, that the information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowingly and willfully submitting a materially false statement.



Kevin Tsai
Operations Director SPVC Division

Cc: Civil Chief, District of Delaware
Joyce Howell USEPA Region III
Jeffrey Boylan USEPA Region III
James Werner DNREC DAWM
Kevin Maloney Deputy Attorney General
Bob Chou, FPC SPVC VP/GM
Robert W. Whetzel, Esq.

12 MONTH ROLLING AVERAGE

January 2008	527	3716.15	1958411.05
February	454	4072.325	1848835.55
March	545	3956.985	2156556.825
April	503	2926.179	1471868.037
May	529	3822.9	2022314.1
June	614	3861.024	2370668.736
July	486	3000.125	1458060.75
August	583	4024.744	2346425.752
September	506	4001.15	2024581.9
October	577	3607.475	2081513.075
November	590	2436	1437240
December	501	2143.375	1073830.875
12 Month Average			535.2693277

12 MONTH ROLLING AVERAGE

November	516	2872.075	1481990.7
December	644	4037.75	2600311
January 2008	527	3716.15	1958411.05
February	454	4072.325	1848835.55
March	545	3956.985	2156556.825
April	503	2926.179	1471868.037
May	529	3822.9	2022314.1
June	614	3861.024	2370668.736
July	486	3000.125	1458060.75
August	583	4024.744	2346425.752
September	506	4001.15	2024581.9
October	577	3607.475	2081513.075
12 Month Average			542.6456527

12 MONTH ROLLING AVERAGE

December	644	4037.75	2600311
January 2008	527	3716.15	1958411.05
February	454	4072.325	1848835.55
March	545	3956.985	2156556.825
April	503	2926.179	1471868.037
May	529	3822.9	2022314.1
June	614	3861.024	2370668.736
July	486	3000.125	1458060.75
August	583	4024.744	2346425.752
September	506	4001.15	2024581.9
October	577	3607.475	2081513.075
November	590	2436	1437240
12 Month Average			547.0605425