

Toll Brothers

America's Luxury Home Builder™

JEFFREY A. BARTOS
Division President

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June 14, 2007

BY FAX (302-739-6242) and OVERNIGHT MAIL

The Honorable John A. Hughes
Secretary

Delaware Department of Natural Resources and Environmental Control
89 Kings Highway
Dover, DE 19901



Dear Secretary Hughes:

I have reviewed your June 8, 2007 letter to Senator Blevins. Toll Brothers remains committed to using the best available science to ensure complete cleanup of the site in a way that is fully protective of human health and the environment. Your request for sampling, however, appears instead to be based on an effort "to be responsive to [Sen. Blevins'] concerns and those of [her] constituents," not good science. In fact, the issue of whether any sampling for dioxin was warranted at this and other golf courses has been analyzed repeatedly, including recent reviews by your own DNREC/Site Investigation and Remediation Branch technical staff, your own independent technical consultant (Camp Dresser and McKee) and our consultant, BrightFields, Inc. Every review has reached the same conclusion: there is no basis for undertaking sampling.

Nevertheless, in order to continue to demonstrate our good faith and in an effort to move forward, we will agree to provide our reasonable cooperation with your sampling request for 2,3,7,8-TCDD. To that end, we request that the Department coordinate the sampling with our consultant and provide split samples so that we may have them independently analyzed. Please provide us with you specific plans for sampling and necessary mechanism for providing access to the site for your staff. In addition, we would like your commitment that this sampling will resolve the dioxin testing issue, once and for all, and we will not be subject to an unending series of requests.

We look forward to resolving this last remaining issue and implementing the Remedial Action Work Plan.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey A. Bartos".

Jeffrey A. Bartos

Cc: James D. Werner, DNREC
Mark Lannan, BrightFields