



**FORMOSA PLASTICS CORPORATION DELAWARE**

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

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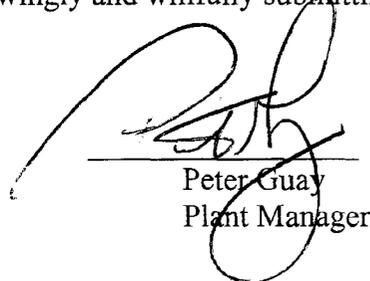
Director's Office  
Air & Waste Mgmt.

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

On 12/20/07 Formosa Plastics Corporation, Delaware deviated from EPA Test Method 107, as required under Paragraph 20 of the Consent Decree. According to EPA Method 107, all batch samples are to be analyzed within twenty four hours. Formosa batches #4071-4074 from the E2 plant were not delivered to the lab in time to meet the twenty four hour deadline for analysis. The operator had inadvertently taken the samples home. The site was unable to reach the operator in time to have the samples returned and the testing completed within twenty four hours. In order to prevent future deviations, duplicate samples will be taken for every batch and held until all required testing is completed.

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.



Peter Guay  
Plant Manager

Cc: Civil Chief US Attorney's Office, District of DE  
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