

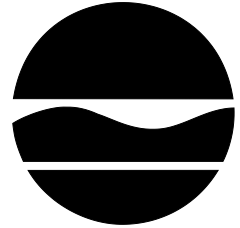
New York State Department of Environmental Conservation

Division of Environmental Remediation, Region 9

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Alexander B. Grannis
Commissioner

November 16, 2007

Mr. James J. Hamula Esq.
Gallagher & Kennedy, P.A.
2575 East Camelback Rd., Ste 110
Phoenix, Arizona 85016-9225

Dear Mr. Hamula,

**Vanadium Corporation of America
Site # 932001 Operable Unit #3
Remedial Design Work Plan
Town of Niagara, Niagara County**

The New York State Department of Environmental Conservation (NYSDEC) and the New York State Department of Health (NYS DOH) have reviewed the revised Remedial Design Work Plan for Operable Unit 3 of the Vanadium Corporation of America site dated May 2007. This revised work plan has addressed our comments and concerns and is approved.

A copy of the revised work plan must be placed in the document repository located at the Town of Niagara Town Hall.

If you have any question please call me at 716-851-7220.

Sincerely,

Michael J. Hinton P.E.
Division of Environmental Remediation

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cc: Mr. Gregory Sutton, NYSDEC Division of Environmental Remediation, Region 9
Ms. Maura Desmond Esq., Division of Environmental Enforcement, Buffalo Field Office
Mr. Matthew Forcucci, New York State Department of Health, Buffalo Region
Mr. Joseph Flynn, c/o Freeport McMoran Inc., Phoenix, Arizona 85004-2306
Mr. Mark Malone Esq, New York Power Authority, White Plains, NY 10601
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Ms. Suzette D. Kosikowski, Niagara Power Project, Lewiston NY 14092
Mr. William J. Holzhauer/Mr. Edward Neuhauser, Niagara Mohawk, Syracuse, NY
Mr. Jamie Puskas, P. Eng. Conestoga-Rovers & Associates, Waterloo Ontario, Canada,