



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

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Seattle, WA 98101-3140

OFFICE OF
ENVIRONMENTAL CLEANUP

January 22, 2010

Phil Benning
Ketchikan Pulp Company
P.O. Box 6600
Ketchikan, AK 99901

Re: Certification of Completion, Requirements of Consent Decree
Marine and Uplands Operable Units, Ketchikan Pulp Company Site
CERCLA Remedial Design/Remedial Action Consent Decree No. A00-225 CV (JKS)

Dear Mr. Benning:

Pursuant to Paragraph 66(b) of the above-referenced Consent Decree (CD), this letter provides Certification of Completion of the Remedial Action for the Marine Operable Unit (OU) of the Ketchikan Pulp Company Site (KPC) Site. Pursuant to Paragraph 66(c) of the CD, this Marine OU Certification, together with the Uplands OU Certification dated January 21, 2010, constitutes Certification of Completion of the Remedial Action for the entire KPC Site.

EPA's Certification of the Marine OU is based on the Remedial Action Report (Integral Consulting, Inc.; September 30, 2009), which was certified by KPC/Louisiana-Pacific (L-P) on September 30, 2009 and approved by the U.S. Environmental Protection Agency (EPA) on October 1, 2009 (see Record of Preparation, Review, and Approval in the Remedial Action Report, p. v). EPA's approval of the Remedial Action Report constitutes EPA's conclusion and certification that KPC has completed Remedial Action for the Marine OU in full satisfaction of the requirements of the CD, and that the Remedial Action Objectives have been achieved.

This Certification shall not affect KPC's remaining obligations under this CD. In response to KPC's questions regarding certain remaining requirements under the CD, EPA clarifies the following:

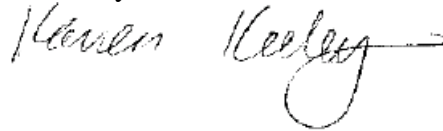
- Annual progress reports for the Marine OU. Pursuant to Paragraph 48 of the CD, KPC/L-P submitted its last annual progress report in November 2009. No further progress reports need to be submitted.

- Section XII, Assurance of Ability to Complete Work. Now that Remedial Action is complete, KPC/L-P is no longer required to submit annual financial assurance pursuant to Section XIII of the CD.
- Section XVII, Indemnification and Insurance, Paragraph 75. KPC/L-P must maintain insurance until the first anniversary of EPA's Certification of Completion of the Remedial Action (i.e., until January 2011), as described in Section XVII of the CD.
- Section XXV, Retention of Records. Pursuant to Paragraph 114 of the CD, KPC/L-P shall preserve and retain all records and documents now in its possession or control or which come into its possession or control that relate in any manner to the performance of the Work or liability of any person for response actions at the Site for ten (10) years after receipt of this certification (i.e., until January 2020). KPC/L-P shall also instruct their contracts and agents to do the same for ten (10) years.

This certification does not limit EPA's right to perform periodic reviews of the Site pursuant to Section 121(c) of CERCLA, 42 U.S.C. § 9621(c), or to take or require any action that in the judgment of EPA is appropriate at the Site in accordance with Section 98 of the CD, and in accordance with 42 U.S.C. §§ 9604, 9606, or 9607.

If you have any questions, please contact me at 206-553-2141 or keeley.karen@epa.gov.

Sincerely,



Karen Keeley
EPA Project Manager

cc: Kelly Cole, EPA Office of Regional Counsel
Sheila Eckman, Unit Manager, EPA Office of Environmental Cleanup
Jacques Gusmano, EPA Alaska Operations Office
Lucinda Jacobs, Integral Consulting, Inc.
Bill Janes, Alaska Department of Environmental Conservation