

JAN 20 2006

STATE OF NEBRASKA

IN THE DISTRICT COURT OF DOUGLAS COUNTY, NEBRASKA
STATE OF NEBRASKA, ex rel.,)
MICHAEL J. LINDER, Director)
DEPARTMENT OF ENVIRONMENTAL)
QUALITY,)
Plaintiff,)
v.)
SMC ACQUISITIONS CORP.,)
A Delaware Corporation)
Defendant.)

Case No. 1056-401

CONSENT DECREE

COPY

COME NOW the parties, Plaintiff, the Department of Environmental Quality (hereinafter "NDEQ"), proceeding on its Complaint filed herein and appearing through its counsel, Jon C. Bruning, Attorney General, and the Defendant, SMC Acquisitions Corp (hereinafter "SMC"), appearing through its counsel, and each party having consented to the making and entering of this Consent Decree without trial, the Court finds that the Consent Decree should be and hereby is entered.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED as follows:

1. The Court has jurisdiction of the parties and the subject matter of this action pursuant to Neb. Rev. Stat. §81-1501 *et seq.* (Reissue 1999, Cum Supp. 2004, Supp. 2005), the Nebraska Environmental Protection Act, and all rules, regulations, and orders promulgated thereunder.
2. The Complaint filed herein contains allegations that constitute a justiciable cause of action against SMC.
3. In its Complaint, the NDEQ alleges that SMC violated certain provisions of the Nebraska Environmental Protection Act, Neb. Rev. Stat. §81-1501 *et seq.*, and the rules and regulations promulgated thereunder, specifically, Title 128, the Nebraska Hazardous Waste Regulations, by failing to obtain the required permit for the treatment,

storage, or disposal of any hazardous waste ; failing to file the amended notification of a change in the information or status of the owner or operator of a facility for treatment, storage, or disposal of hazardous waste, within thirty (30) days of such change; and failing to meet the conditions and requirements of 40 CFR Part 264, Subparts F, G, and H, requiring all owners and operators of facilities that treat, store, or dispose of hazardous wastes to satisfy the conditions and requirements pertaining to solid waste management units or regulated units, closure and post-closure, and financial requirements, as required by Title 128.

4. The parties agree that settlement of these matters is in the public interest and that entry of this Consent Decree is the most appropriate means of resolving their dispute. The parties desire to conclude this case without trial or adjudication of any issues of fact or law, and agree that this Consent Decree shall not constitute an admission or a waiver of defenses by SMC of any allegation contained in the Complaint or in this Consent Decree. SMC agrees to the form and entry of this Consent Decree for the purposes of settlement only. Therefore, and for only the purposes of this Consent Decree, the parties agree to the entry of this Consent Decree by the Court.

5. This Consent Decree shall be in full satisfaction of all claims alleged in the Complaint filed herein, and any and all claims or actions arising out of the same transaction or occurrence referenced above and in the Complaint herein, provided that such claims were known to the State of Nebraska, or were reasonably ascertainable from information in the State's possession, as of the date of the filing of this Consent Decree.

6. Accordingly, upon SMC's completing of its obligations under Paragraphs nine (9) through fifteen (15) herein, the State of Nebraska, including the NDEQ, covenants not to sue or take administrative action against SMC pursuant to the Nebraska Environmental Protection Act or the Nebraska Hazardous Waste Regulations for all matters alleged in the Complaint.

7. The NDEQ asserts, and the parties agree, that the steps to be taken under this Consent Decree satisfy Resource Conservation and Recovery Act (RCRA) closure requirements under State and Federal Law. The Defendants do not admit that RCRA closure is required in this matter, but have agreed to undertake closure as described in paragraphs nine (9) through thirteen (13) under this Consent Decree in an effort to resolve this matter.

8. The provisions of this Consent Decree shall be binding on the parties and upon any successors in interest to the parties.

9. SMC will comply with closure requirements for the basement warehouse portion of the Douglas Street facility by completing the closure plan, attached hereto and incorporated herein by reference as "Attachment A." The closure plan has been prepared consistent with 40 CFR §264.112, adopted and incorporated by reference by the NDEQ in Title 128, Chapter 21 §007, and has been approved by the NDEQ. SMC will begin implementing the closure plan within thirty (30) days of the approval of this Consent Decree by the Court.

10. SMC has provided financial assurance, in the amount of the estimated closure cost found in the closure plan, in the form of a surety bond guaranteeing

performance of closure, consistent with 40 CFR §264.143, adopted and incorporated by reference by the NDEQ in Title 128, Chapter 21, § 008.

11. SMC shall notify the NDEQ fourteen (14) days before SMC conducts any sampling activities under the closure plan.

12. SMC shall certify closure to the NDEQ within sixty (60) days of the completion of closure, consistent with 40 CFR §264.115, adopted and incorporated by reference by the NDEQ in Title 128, Chapter 21, §007. Closure certification must include supporting documentation, including but not limited to, field logs, photographs, analytical results, sample collections, preservation, decontamination procedures, and details of the work effort, including any deviations from the sampling plan and/or closure plan.

13. If corrective action is found to be required at the facility, based on the results of the tests performed pursuant to the closure plan above, the NDEQ will issue a "Complaint, Compliance Order, and Notice of Opportunity for Hearing," which will be an appealable Order under the Administrative Procedures Act, requiring that SMC comply with the requirements of 40 CFR §§ 264.90- 264.101, adopted and incorporated by reference by the NDEQ in Title 128, Chapter 21, §006.

14. IT IS ORDERED that SMC shall pay to the Clerk of the District Court the court costs herein in the amount of seventy-nine dollars (\$79.00).

15. IT IS FURTHER ORDERED that SMC shall pay, as a voluntary supplemental environmental project, the sum of thirty thousand dollars (\$30,000.00) into the Attorney General's Environmental Protection Fund to be used for environmental

safety, training, public awareness, or other related uses as permitted by state law, at the sole discretion of the Nebraska Attorney General.

16. The undersigned hereby agree to the form of this Consent Decree and agree to its entry without further notice.

DATED THIS 18 day of January, ~~2005~~ ²⁰⁰⁶.

BY THE COURT:


District Judge

Dated this 4th day of ~~November~~ ^{January}, 2005.

Dated this 3rd day of ~~November~~ ^{January}, 2006.

STATE OF NEBRASKA ex rel.,
MICHAEL J. LINDER, Director
Department of Environmental
Quality, Plaintiff,

SMC ACQUISITIONS CORP.

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10-05-03

RCR 50597
NER000005848
(P)

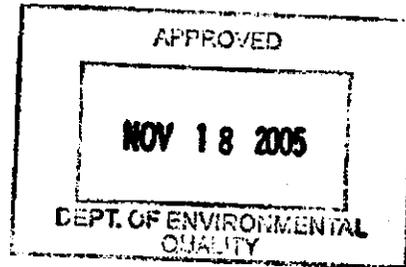
FILE COPY

SITE CLOSURE PLAN
FORMER PAINT PRODUCT STORAGE AREA
2702 DOUGLAS STREET
OMAHA, NEBRASKA

ITSI Project Number: 03-333
Document Control Number: 03.333.04

Prepared for:

SMC Acquisition Corporation
2702 Douglas Street
Omaha, Nebraska 68131



Prepared by:

Innovative Technical Solutions, Inc.
2730 Shadelands Drive, Suite 100
Walnut Creek, CA 94598

September 2005



64295005002

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- Appendix A Copies of Waste Manifests and Supporting Documentation
- Appendix B Copy of September 25, 2002 Letter from NDEQ
- Appendix C Sampling and Analysis Plan
- Appendix D Cost Estimate for Closure Activities
- Appendix E Bond

1.0 INTRODUCTION

This work plan identifies the steps necessary to support closure activities that include the inspection, cleaning, and testing of the concrete flooring at the former Paint Product Storage Area of the SMC Acquisitions (SMC) facility located at 2702 Douglas Street, Omaha, Nebraska (and formerly occupied by Sophir-Morris Company).

Closure of this former Paint Product Storage Area will be a clean closure, as described in Section 3.0 of this plan. This closure plan is designed to ensure the area will require no additional maintenance or controls to minimize or eliminate threats to human health and the environment.

2.0 SITE BACKGROUND

The SMC Facility located at 2702 Douglas Street, Omaha, Nebraska, contains a paint and wall coverings retail store, corporate offices and a warehouse. Paint is not manufactured at the facility. The former Paint Product Storage Area, an approximately 800 square foot area located in the southwest corner of the facility's basement, had been used for the storage of unsold paint, thinner, solvents, lacquers, and adhesives returned from retail stores.

On 17 January 2002, the SMC Facility was inspected by Jeffrey L. Edwards, Waste Compliance Program Specialist with the Nebraska Department of Environmental Quality (NDEQ), under a Compliance Evaluation Inspection (CEI). At the time, SMC personnel were in the process of identifying materials for off-site disposal as waste. According to the report completed by Mr. Edwards, there were some containers in the Paint Product Storage Area that were left open and there was evidence of past spilled materials on the floor.

An inventory of the materials to be disposed of as waste was provided to NDEQ by James Letcher of SMC on 30 January 2002. The following materials were inventoried in the former Paint Product Storage Area:

- 63,830 pounds flammable materials

- 24,440 pounds latex materials
- 4,910 pounds of materials held in 55-gallon drums

Flammable materials included lacquers, solvents, thinners, traffic marking paint, oil-based paints, deck stain, sealants, and enamel paint finishes. Latex and non-flammable materials included wallpaper coatings and paints, adhesives, stains, enamels, and glues. The materials were held in containers that included pint; quart; and one, five and 55-gallon containers; as well as spray containers.

Through its contractor Vopak, SMC properly disposed of the waste during the period of March-April 2002 consistent with state and federal requirements. A portion of the waste was removed offsite under Uniform Hazardous Waste Manifests as "Waste Paint Related Materials" using waste codes D001, D035, F003, and F005. The waste was classified as F003 based on the potential presence of methyl isobutyl ketone (MIBK) and xylenes, and classified F005 for the potential presence of methyl ethyl ketone (MEK) and toluene. The remaining waste was removed offsite under non-hazardous waste manifests as "non-RCRA Regulated Material (Latex Paint)". Copies of the manifests and supporting documentation are provided in Appendix A.

SMC provided manifests documenting the proper off-site disposal to NDEQ, and NDEQ acknowledged the proper disposal by letter dated 25 September 2002. A copy of this letter is attached as Appendix B. ITSI has been contracted to support and document closure activities of the former Paint Product Storage Area.

3.0 CLOSURE ACTIVITIES

The former Paint Product Storage Area will be closed by SMC in a manner that eliminates the need for further maintenance; and controls, minimizes, or eliminates potential environmental contamination to the extent necessary to protect human health and the environment. As stated in Section 2.0, wastes in the former Paint Product Storage Area were properly disposed of in September 2002. The remaining activities left to complete closure of the site include:

1. Prepare paint product storage area by assuring area is free and clear to facilitate inspection and cleaning of concrete pad.

2. Inspect concrete floor within the former Paint Product Storage Area for stains or other evidence of spillage or releases. A preliminary inspection in April 2005 indicated the concrete pad is visibly stained, but is in good condition with no visible cracks.
3. Pressure wash the concrete floor within the former Paint Product Storage Area.
4. Containerize and sample the rinsate from the pressure washing adequate for profiling of rinsate for offsite treatment and/or disposal, consistent with RCRA generator requirements.
5. Decontaminate the equipment.
6. Restore the area; and
7. Prepare completion report and Certification.

3.1 AREA PREPARATION

Assure the former Paint Product Storage Area is free and clear to facilitate the inspection and cleaning of the concrete pad.

3.2 VISUAL INSPECTION OF FORMER PAINT PRODUCT STORAGE AREA FLOOR

The Paint Product Storage Area is an entirely indoor location with a concrete floor. The floor and area have been visually inspected, and staining was noted. There is no exposed soil in the vicinity of the former Paint Product Storage Area, and the concrete slab is intact and in good condition with no visible cracks.

3.3 PRESSURE WASHING OF CONCRETE FLOOR

The former Paint Product Storage Area is located in the southwest corner of the basement warehouse. Decontamination activities will be performed by or under the direction of ITSI. The approximately 800 square feet of floor of the former storage area will be cleaned by pressure washing with a SIOUX Model 160-C combination Steam Cleaner/Pressure Washer or equivalent. This equipment is designed to provide 290°F steam at 85-90 psi. If necessary, the equipment is capable of providing a high-pressure water wash of 470 psi at 180°F to 200°F.

A biodegradable liquid detergent, such as SIOUX Liquid "A" Steam and Pressure Cleaning Compound, or similar alkaline phosphate-based detergent, may be used during the cleaning process if pressure washing alone does not remove the staining. If used, the cleaning compound will be applied directly to the floor after initial cleaning efforts and left for up to 15 minutes to

react with the stain. The minimum volume of detergent necessary to remove the stain will be used, to minimize its potential impact to the pH of the rinsate. The area will then be pressure washed to remove the detergent. If an alkaline-based detergent is used to remove the staining, a neutralizing cleaner will also be used on the concrete to neutralize residual alkaline detergent and prevent discoloration of the concrete.

Absorbent booms, plastic sheeting, and duct tape will be utilized, as needed, to contain the cleaning compound and the rinsate water within the limits of the former Paint Product Storage Area. Modified Level D with the addition of rubber boots or latex booties, latex gloves, and safety goggles (or a splash-guard mounted on hard hat) will be utilized during cleaning activities.

3.4 CONTAINERIZATION AND SAMPLING OF RINSATE

The rinsate will be collected using a wet-dry vacuum and placed in 55-gallon drums. Floor squeegees will be used to assist the flow of water to the vacuum, if necessary. An additional second pass using clear water will be used for the final rinse. The drums of rinsate will be initially labeled as containing "rinsate pending analysis" and placed into the hazardous waste accumulation area.

The drums of rinsate will be sampled as described in Section 4.0 and be analyzed for toxicity characteristic leaching procedure (TCLP) volatile organic compounds, TCLP metals, and reactivity, corrosivity, and ignitability (RCI).

The results of the analyses will be compared to US Environmental Protection Agency (EPA) TCLP regulatory levels to demonstrate achievement of clean closure.

Following receipt of sampling results that meet the above requirements, the rinsate will be properly removed for treatment and/or disposal by SMC. All wastes generated during decontamination will be transport by licensed haulers and disposed off-site in appropriately permitted disposal/recycling facilities, consistent with RCRA generator requirements.

3.5 DECONTAMINATION OF EQUIPMENT

Decontamination of non-disposable equipment, such as the pressure washer, will consist of running a triple cycle of clean water through the equipment (approximately 5 gallons each cycle) and then wiping down the outside of the equipment with wipes. Absorbent booms, plastic sheeting and other materials, along with disposable personal protection equipment (PPE) (such as gloves, booties, and wipes) and disposable sampling equipment generated during the project will be containerized and handled in the same manner as the rinsate.

3.6 RESTORATION OF THE AREA AND CERTIFICATION

Following cleaning and disposal of the rinsate water, the area will be restored for continued use.

Documentation of the former Paint Product Storage Area inspection and cleaning operations will be provided in a written report that will also include results of the inspection, documentation of the procedures used to clean the concrete, sampling procedures, and laboratory analysis of the rinsate. In addition, photographs will be provided in the report documenting the impacted areas that were observed during the inspection, steps in the cleaning process, and any impacted areas identified following the cleaning process.

4.0 SAMPLING PLAN

The Sampling and Analysis Plan is provided in Appendix C, and summarized below.

Representative (not composite samples) samples will be collected from the first and final drum of rinsate water and analyzed for the following:

- TCLP VOCs by EPA Methods 1311 and 8260B
- TCLP Metals by EPA Methods 1311 and 6010B/7470A
- Reactivity, Corrosivity, and Ignitability (RCI) by SW846 7.3.3 and 7.3.4, SW846 9045, and SW846 1010, respectively.

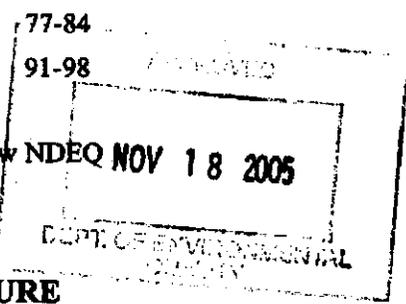
The samples will be collected using a Coliwasa sampler lowered into the drums to retrieve representative water samples. The water will be transferred into pre-cleaned containers, properly labeled, placed in an insulated ice chest, and transported under chain-of-custody to a NELAC-certified analytical laboratory for analysis. The samples will be analyzed on a 5-day turnaround time.

5.0 CLOSURE SCHEDULE

Closure of the former Paint Product Storage Area is planned to be completed within 180 days of approval of this Closure Plan by NDEQ and entry of the consent agreement. Due to the limited nature of the closure activities, closure of the former storage area is anticipated to occur over a 12 week period from initial mobilization, including field activities, laboratory analysis, waste disposal, and closure report preparation, as shown below:

<u>Activity</u>	<u>Duration</u> (in calendar days)	<u>Cumulative Schedule</u> (in calendar days from approval)
NDEQ Approval of Closure Plan and entry of consent agreement		0
Mobilization	1 day	14
Field Activities	2-3 days	21
Laboratory Analysis of Rinsate	10-15 days	35-42
Profiling, Transport and Disposal of Waste	45 days	77-84
Preparation of the Closure Report	10 days	91-98

NDEQ will be notified at least 2 weeks prior to scheduled field activities to allow personnel to be present on site during closure activities.



6.0 CLOSURE REPORT AND CERTIFICATION OF CLOSURE

Consistent with 40 CFR 264.115 (incorporated by reference in Title 128, Chapter 21, 007 of the Rules and Regulations Governing Hazardous Waste Management in Nebraska), SMC will submit within 60 day of completion of closure by registered mail to NDEQ a closure report and certification that the former Paint Product Storage Area has been closed in accordance with the approved closure plan. The closure report will include, at a minimum, the following:

- Summary of closure activities and current status of facility
- Results of confirmation laboratory testing with chain-of-custody forms
- Copies of Uniform Hazardous Waste Manifests (if disposed as hazardous) or non-hazardous waste manifests or bill-of-ladings (if disposed as non-hazardous)
- Photographs
- Field notes

- Identification of any deviations from this closure plan.

The certification will be signed by a corporate officer and an independent professional engineer registered in Nebraska.

7.0 SURVEY PLAT

A survey plat is not needed, because the former Paint Product Storage Area was not a disposal unit and the area is being closed by removal. Notice to the local land use authority is not needed for the same reason.

8.0 POST-CLOSURE PLAN

Submission of a post-closure plan is not necessary because 1) the facility is not a disposal facility, and/or 2) the facility will meet clean closure standards.

9.0 COST ESTIMATE

A cost estimate for closure of the former Paint Product Storage Area is provided in Appendix D.

10.0 FINANCIAL ASSURANCE

A bond to provide financial assurance for closure of the former Paint Product Storage Area is provided in Appendix E.

11.0 MISCELLANEOUS

The contact person during the post closure period will be:

Dick Balluf
SMC Acquisition Corporation
8320 F Street
Omaha, Nebraska 68127
(402) 968-6272

The closure plan, any approved amendments prepared in accordance with 40CFR 264.112, and all applicable records concerning closure will be kept in this office.

12.0 REFERENCES

Nebraska Department of Environmental Quality, 2002, Hazardous Waste Compliance Evaluation Inspection Report, The Sophir Company/Sophir Morris Paint (Now called SMC Acquisitions), 2702 Douglas Street, Omaha, NE 68131, DEQ/EPA I.D. No. NER000003848, IIS No. 50597, January.

Nebraska Department of Environmental Quality, 2002, Correspondence from William C. Gidley, Waste Management Section Supervisor, NDEQ, to Susan Charles Regarding SMC Acquisition's 28 August 2002 Response to Notice of Violation DEQ/EPA I.D. No. NER000003848, IIS No. 50597, September 25.

Appendix A

Copies of Waste Manifests and Supporting Documentation

441987p

TECHNICAL USCA20VJ4 FC150VJ4-CF-CF

055556

ORDER # 21809

Form Approved OMB No. 2000-0082

Please print or type. Form designed for use on all 12-pitch equipment.

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No.	Manifest Document No.	2. Page 1 of 1	Information in the shaded areas is not required by Federal law.
3. Generator's Name and Mailing Address SAC ACQUISITION CORP / Waste at 2700 Douglas St. 3900 JOULET STREET DENVER, CO 80239		N.E.P.0000038A.R.07.006			
4. Generator's Phone (402) 345-3536		EMERGENCY CONTACT: BOB IS			
5. Transporter 1 Company Name VOPAK USA INC.		US EPA ID Number K.S.D.00000948			
7. Transporter 2 Company Name Savannah Technical Services		US EPA ID Number K.S.D.00033691			
9. Designated Facility Name and Site Address SYSTEM ENVIRONMENTAL CORPORATION 1420 S. CEMENT ROAD FREDONIA, KS 66736		10. US EPA ID Number K.S.D.000633280			
11. US DOT Description (including Proper Shipping Name, Hazard Class and ID Number)		12. Containers No.	Type	13. Total Quantity	14. Unit (WV or)
a. <input checked="" type="checkbox"/>	RD. WASTE PAINT RELATED MATERIAL 3, DRUMS, PG II, (RQ=100); (EPA D001 D035 P003 P005); (ZRS 120)	017	DRUM	047.20	P
b.					
c.					
d.					
15. Special Handling Instructions and Additional Information: WEAR APPROPRIATE PROTECTIVE GEAR WHEN HANDLING. EMERGENCY CONTACT: CHEMURG: 1-800-424-9300. CALLER MUST IDENTIFY VOPAK-USA AS SHIPPER. TRANS: 2 CARDS PROVIDED BY CARRIER/SHIPPER YES/NO- DRIVER SIGNATURE					
16. Generator's Certification: I certify that the contents of this manifest are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available in the United States. If I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management option that is available in the United States.					
Printed/Typed Name Chris Miller		Signature <i>Chris Miller</i>		Month Day Year 04/18/02	
17. Transporter 1 Acknowledgement of Receipt of Materials					
Printed/Typed Name Chris Miller		Signature <i>Chris Miller</i>		Month Day Year 04/18/02	
18. Transporter 2 Acknowledgement of Receipt of Materials					
Printed/Typed Name Chris Miller		Signature <i>Chris Miller</i>		Month Day Year 04/18/02	
19. Discrepancy Indication Space					
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in item 18.					
Printed/Typed Name Chris Miller		Signature <i>Chris Miller</i>		Month Day Year 04/18/02	



SYSTECH ENVIRONMENTAL CORPORATION
NOTIFICATION OF HAZARDOUS WASTE RESTRICTED FROM LAND DISPOSAL

This notification form shall be completed by the generator and shall accompany each shipment of waste subject to the Land Disposal Restrictions (40 CFR 268 Subpart C). Use a separate notification form for each US DOT description (i.e. Line 11a, 11b, 11c, 11d) on the Uniform Hazardous Waste Manifest. Complete additional forms for each waste type represented by the US DOT description.

- Complete all required information in Section I.
- Complete Section II to identify the contaminants subject to treatment for debris treated via alternative treatment standards.
- Complete Section III if your shipment includes F001-F005 spent solvents.
- Check mark all applicable Underlying Hazardous Constituents in Section IV.
- Sign the certification in Section V, if applicable.

SECTION I					
GENERATOR'S NAME		Sme Acquisition Corp			
EPA ID. NUMBER		WER 000023548			
WASTE PROFILE NUMBER		WASP 427-SF300			
DATE OF SHIPMENT		04-02-02			
MANIFEST DOC. NUMBER		02006			
MANIFEST LINE NUMBER		(Check One) <input checked="" type="checkbox"/> 11a <input type="checkbox"/> 11b <input type="checkbox"/> 11c <input type="checkbox"/> 11d			
<input type="checkbox"/> By checking this box and signing Section V, you are certifying that the waste identified on this notification is subject to the land disposal restrictions and meets the treatment standards specified in 40 CFR 268. Complete Sections I through V.					
<input checked="" type="checkbox"/> This shipment includes hazardous waste that is subject to the land disposal restrictions of 40 CFR 268. The waste does not meet the treatment standards set forth in 40 CFR 268, Subpart D. Complete Sections I through IV.					
TREATABILITY GROUP		(Check One) <input type="checkbox"/> WasteWater <input checked="" type="checkbox"/> NonWasteWater			
HAZARDOUS DEBRIS		<input type="checkbox"/> This shipment contains hazardous debris that will be treated via the alternative treatment standards of 40 CFR 268.45. The contaminants subject to treatment are identified in Section II, or <input type="checkbox"/> This shipment contains hazardous debris that will be treated to meet the treatment standards for the contaminating wastes in 40 CFR 268.40.			
<input checked="" type="checkbox"/> This shipment includes F001 - F005 spent solvents. Complete Section III.					
<input type="checkbox"/> This shipment includes P039 multiuse leachate. Complete Section IV.					
<input checked="" type="checkbox"/> This shipment includes waste that displays a hazardous characteristic (D001-D043). The generator must determine the Underlying Hazardous Constituents (UHCs) in the characteristic waste, where applicable. Complete Section IV. <small>Note: The UHCs do not need to be determined for D001 (nonwastewater) that will be treated by CMBSST, RORGS or POLYM.</small>					
EPA Hazardous Waste Codes (use a continuation page if necessary) <input type="checkbox"/> Check box if continuation page is used.					
Code	Subcategory (if applicable)	Code	Subcategory (if applicable)	Code	Subcategory (if applicable)
D001	High Tox				
D003	See attached				
F003	↓				
F004					
<input type="checkbox"/> Analysis or <input checked="" type="checkbox"/> Knowledge: of waste was used to determine that the waste is restricted from land disposal.					
Waste analysis data attached, if applicable?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			

GENERATOR COPY/ SYSTECH COPY/ VOPAK COPY

WASTE CODE SUBCATEGORIES

The following waste codes have subcategories for use in completing the *Notification of Hazardous Waste Restricted From Land Disposal* form. For exact wording of the subcategories, please refer to 40 CFR 268.

WASTE CODE	SUBCATEGORY
D001	<ul style="list-style-type: none"> - High TOC ignitable liquids - Low TOC ignitable liquids managed in CWA/CWA-equivalent/Class I SDWA systems - Low TOC ignitable liquids managed in non-CWA/non CWA equivalent/ non Class I SDWA systems
D006	<ul style="list-style-type: none"> - Characteristic for Cadmium (Cd) based on extraction procedure - Cadmium-containing batteries
D008	<ul style="list-style-type: none"> - Characteristic for Lead (Pb) based on extraction procedure - Lead Acid Batteries
D009	<ul style="list-style-type: none"> - Low Mercury (Hg) <260 ppm total - High Mercury ≥ 260 ppm total
F003 and F005	<p>Wastes that contain only one or more of the following solvents: (specify which one(s) apply)</p> <ul style="list-style-type: none"> - Carbon disulfide - Cyclohexanone - Methanol
F005	<ul style="list-style-type: none"> - Contains only 2-Nitropropane - Contains only 2-Ethoxyethanol
F025	<ul style="list-style-type: none"> - Light Ends - Spent Filters/Aids and Desiccants
K069	<ul style="list-style-type: none"> - Low Lead (Pb) - High Lead
K106	<ul style="list-style-type: none"> - ≥ 260 ppm total Mercury (Hg) - < 260 ppm Mercury
U151	<ul style="list-style-type: none"> - All Nonwastewaters that contain ≥ 260 ppm total Mercury (Hg) - Nonwastewaters that contain < 260 ppm Mercury and that are residues from RMERC only - Nonwastewaters that contain < 260 ppm Mercury and are not residues from RMERC

Section II Identify the contaminants subject to treatment for the debris. Check box if continuation page is used.

Code	Subcategory	Contaminant subject to treatment	Code	Subcategory	Contaminant subject to treatment

Section III Check the boxes for the waste codes and individual constituents likely to be present.

Hazardous Waste Description	Regulated Hazardous Constituent
<input type="checkbox"/> F001 - Spent halogenated solvents used in degreasing	<input type="checkbox"/> Carbon tetrachloride <input type="checkbox"/> Methylene chloride <input type="checkbox"/> Tetrachloroethylene <input type="checkbox"/> 1,1,1-Trichloroethane <input type="checkbox"/> Trichloroethylene <input type="checkbox"/> 1,1,2-Trichloro-1,2,2-trifluoroethane <input type="checkbox"/> Trichloromonofluoroethane
<input type="checkbox"/> F002 - Spent halogenated solvents	<input type="checkbox"/> Chlorobenzene <input type="checkbox"/> o-Dichlorobenzene <input type="checkbox"/> Methylene chloride <input type="checkbox"/> Tetrachloroethylene <input type="checkbox"/> 1,1,1-Trichloroethane <input type="checkbox"/> 1,1,2-Trichloroethane <input type="checkbox"/> Trichloroethylene <input type="checkbox"/> 1,1,2-Trichloro-1,2,2-trifluoroethane <input type="checkbox"/> Trichloromonofluoroethane
<input checked="" type="checkbox"/> F003 - Spent non-halogenated solvents	<input type="checkbox"/> Acetone <input type="checkbox"/> n-Butyl alcohol <input type="checkbox"/> Cyclohexanone <input type="checkbox"/> Ethyl acetate <input type="checkbox"/> Ethyl benzene <input type="checkbox"/> Ethyl ether <input type="checkbox"/> Methanol <input checked="" type="checkbox"/> Methyl isobutyl ketone <input type="checkbox"/> Xylenes (total)
<input type="checkbox"/> F004 - Spent non-halogenated solvents	<input type="checkbox"/> m-Cresol <input type="checkbox"/> o-Cresol <input type="checkbox"/> p-Cresol <input type="checkbox"/> Cresol mixed isomers (creosol acid) <input type="checkbox"/> Nitrobenzene
<input checked="" type="checkbox"/> F005 - Spent non-halogenated solvents	<input type="checkbox"/> Benzene <input type="checkbox"/> Carbon disulfide <input type="checkbox"/> 2-Ethoxyethanol <input type="checkbox"/> Isobutyl alcohol <input type="checkbox"/> Methyl ethyl ketone <input type="checkbox"/> 2-Nitropropane <input checked="" type="checkbox"/> Pyridine <input checked="" type="checkbox"/> Toluene

Section IV Check mark the underlying hazardous constituents likely to be present.

<input type="checkbox"/> A2213	<input type="checkbox"/> 3-Chloropropylene	<input type="checkbox"/> Ethyl ether
<input type="checkbox"/> Acenaphthene	<input type="checkbox"/> Chrysene	<input type="checkbox"/> Ethyl methacrylate
<input type="checkbox"/> Acenaphthylene	<input type="checkbox"/> o-Cresol	<input type="checkbox"/> Ethylene oxide
<input type="checkbox"/> Acetone	<input type="checkbox"/> m-Cresol	<input type="checkbox"/> Farnaphur
<input type="checkbox"/> Acetonitrile	<input type="checkbox"/> p-Cresol	<input type="checkbox"/> Fluoranthene
<input type="checkbox"/> Acetophenone	<input type="checkbox"/> 7-Chloro-1-methylcarbazole	<input type="checkbox"/> Fluorene
<input type="checkbox"/> 2-Acetylaminofluorene	<input type="checkbox"/> Cyclohexanone	<input type="checkbox"/> Formetanate hydrochloride
<input type="checkbox"/> Acrolein	<input type="checkbox"/> o,p'-DDD	<input type="checkbox"/> Formparanate
<input type="checkbox"/> Acrylamide	<input type="checkbox"/> p,p'-DDD	<input type="checkbox"/> Heptachlor
<input type="checkbox"/> Acrylonitrile	<input type="checkbox"/> o,p'-DDE	<input type="checkbox"/> Heptachlor epoxide
<input type="checkbox"/> Aldicarb sulfone	<input type="checkbox"/> p,p'-DDE	<input type="checkbox"/> Hexachlorobenzene
<input type="checkbox"/> Aldrin	<input type="checkbox"/> o,p'-DDT	<input type="checkbox"/> Hexachlorobutadiene
<input type="checkbox"/> 4-Aminobiphenyl	<input type="checkbox"/> p,p'-DDT	<input type="checkbox"/> Hexachlorocyclopentadiene
<input type="checkbox"/> Aniline	<input type="checkbox"/> Dibenz(a,h)anthracene	<input type="checkbox"/> Hexachlorodibenzop-d-dioxin
<input type="checkbox"/> Anthracene	<input type="checkbox"/> Dibenz(a,e)pyrene	<input type="checkbox"/> Hexachlorodibenzofurane
<input type="checkbox"/> Arsenite	<input type="checkbox"/> 1,2-Dibromo-3-chloropropane	<input type="checkbox"/> Hexachloroethane
<input type="checkbox"/> alpha-BHC	<input type="checkbox"/> 1,2-Dibromoethane (Ethylene dibromide)	<input type="checkbox"/> Hexachloropropylene
<input type="checkbox"/> beta-BHC	<input type="checkbox"/> Dibromomethane	<input type="checkbox"/> Indeno(1,2,3-c,d)pyrene
<input type="checkbox"/> delta-BHC	<input type="checkbox"/> m-Dichlorobenzene	<input type="checkbox"/> Iodomethane
<input type="checkbox"/> gamma-BHC	<input type="checkbox"/> o-Dichlorobenzene	<input type="checkbox"/> Isobutyl alcohol
<input type="checkbox"/> Barbitin	<input type="checkbox"/> p-Dichlorobenzene	<input type="checkbox"/> Isodrin
<input type="checkbox"/> Bendiocarb	<input type="checkbox"/> Dichlorodifluoromethane	<input type="checkbox"/> Isolan
<input type="checkbox"/> Bendiocarb phenol	<input type="checkbox"/> 1,1-Dichloroethane	<input type="checkbox"/> Isocoulole
<input type="checkbox"/> Benzocryl	<input type="checkbox"/> 1,2-Dichloroethane	<input type="checkbox"/> Kepone
<input type="checkbox"/> Benz(a)anthracene	<input type="checkbox"/> 1,1-Dichloroethylene	<input type="checkbox"/> Methacrylonitrile
<input type="checkbox"/> Benzal chloride	<input type="checkbox"/> trans-1,3-Dichloroethylene	<input type="checkbox"/> Methanol
<input type="checkbox"/> Benzene	<input type="checkbox"/> 2,4-Dichlorophenol	<input type="checkbox"/> Methacrylonitrile
<input type="checkbox"/> Benzo(a)pyrene	<input type="checkbox"/> 2,6-Dichlorophenol	<input type="checkbox"/> Methacrylonitrile
<input type="checkbox"/> Benzo(b)fluoranthene	<input type="checkbox"/> 2,4-Dichlorophenoxyacetic acid (2,4-D)	<input type="checkbox"/> Methacrylonitrile
<input type="checkbox"/> Benzo(k)fluoranthene	<input type="checkbox"/> 1,2-Dichloropropane	<input type="checkbox"/> Methacrylonitrile
<input type="checkbox"/> Benzo(g,h,i)perylene	<input type="checkbox"/> cis-1,3-Dichloropropylene	<input type="checkbox"/> Methacrylonitrile
<input type="checkbox"/> Bis(2-chloroethoxy) methane	<input type="checkbox"/> trans-1,3-Dichloropropylene	<input type="checkbox"/> Methylene chloride
<input type="checkbox"/> Bis(2-chloroethyl) ether	<input type="checkbox"/> Dieldrin	<input checked="" type="checkbox"/> Methyl ethyl ketone
<input type="checkbox"/> Bis(2-chloropropyl) ether	<input type="checkbox"/> Diethyl phthalate	<input type="checkbox"/> Methyl isobutyl ketone
<input type="checkbox"/> Bis(2-ethylhexyl) phthalate	<input type="checkbox"/> Diethylene glycol dicarbamate	<input type="checkbox"/> Methyl methacrylate
<input type="checkbox"/> Bromochloromethane	<input type="checkbox"/> p-Dimethylaminoazobenzene	<input type="checkbox"/> Methyl methanesulfonate
<input type="checkbox"/> Bromomethane (Methyl bromide)	<input type="checkbox"/> 2,4-Dimethyl phenol	<input type="checkbox"/> Methyl parathion
<input type="checkbox"/> 4-Bromophenyl phenyl ether	<input type="checkbox"/> Dimethyl phthalate	<input type="checkbox"/> Methylcarb
<input type="checkbox"/> n-Butyl alcohol	<input type="checkbox"/> Dimethlan	<input type="checkbox"/> Maxcarbale
<input type="checkbox"/> Butyl benzyl phthalate	<input type="checkbox"/> Di-n-butyl phthalate	<input type="checkbox"/> Molinate
<input type="checkbox"/> Butylate	<input type="checkbox"/> 1,4-Dinitrobenzene	<input type="checkbox"/> Naphthalene
<input type="checkbox"/> 2-sec-Butyl-4,6-dinitrophenol (Dihosab)	<input type="checkbox"/> 4,6-Dinitro-o-cresol	<input type="checkbox"/> 2-Naphthylamine
<input type="checkbox"/> Carbaryl	<input type="checkbox"/> 2,4-Dinitrophenol	<input type="checkbox"/> o-Nitroaniline
<input type="checkbox"/> Carbenazim	<input type="checkbox"/> 2,4-Dinitrotoluene	<input type="checkbox"/> p-Nitroaniline
<input type="checkbox"/> Carbofuran	<input type="checkbox"/> 2,6-Dinitrotoluene	<input type="checkbox"/> Nitrobenzene
<input type="checkbox"/> Carbofuran phenol	<input type="checkbox"/> Di-n-octyl phthalate	<input type="checkbox"/> 6-Nitro-o-toluidine
<input type="checkbox"/> Carbon disulfide	<input type="checkbox"/> Di-n-propylnitrosamine	<input type="checkbox"/> o-Nitrophenol
<input type="checkbox"/> Carbon tetrachloride	<input type="checkbox"/> 1,4-Clozane	<input type="checkbox"/> p-Nitrophenol
<input type="checkbox"/> Carbosulfan	<input type="checkbox"/> Diphenylamine	<input type="checkbox"/> N-Nitrosodimethylamine
<input type="checkbox"/> Chlorobenzene	<input type="checkbox"/> Diphenyltinarsine	<input type="checkbox"/> N-Nitrosodimethylamine
<input type="checkbox"/> p-Chloroaniline	<input type="checkbox"/> 1,2-Diphenylhydrazine	<input type="checkbox"/> N-Nitroso-d-n-butylamine
<input type="checkbox"/> Chlorobenzene	<input type="checkbox"/> Disulfoton	<input type="checkbox"/> N-Nitrosomethylisopropylamine
<input type="checkbox"/> Chlorobenzobis	<input type="checkbox"/> Ethioncarbamates (total)	<input type="checkbox"/> N-Nitrosomorpholine
<input type="checkbox"/> 3-Chloro-1,3-butadiene	<input type="checkbox"/> Endosulfan I	<input type="checkbox"/> N-Nitrosopiperidine
<input type="checkbox"/> Chlorodibromomethane	<input type="checkbox"/> Endosulfan II	<input type="checkbox"/> N-Nitrosopyrrolidine
<input type="checkbox"/> Chloroethane	<input type="checkbox"/> Endosulfan sulfate	<input type="checkbox"/> Oxaryl
<input type="checkbox"/> Chloroform	<input type="checkbox"/> Endrin	<input type="checkbox"/> Parathion
<input type="checkbox"/> p-Chloro-m-cresol	<input type="checkbox"/> Endrin aldehyde	<input type="checkbox"/> PCBs (total)
<input type="checkbox"/> 2-Chloroethyl vinyl ether	<input type="checkbox"/> EPTC	<input type="checkbox"/> Pabulata
<input type="checkbox"/> Chloromethane (Methyl chloride)	<input type="checkbox"/> Ethyl acetate	<input type="checkbox"/> Pentachlorobenzene
<input type="checkbox"/> 2-Chloronaphthalene	<input type="checkbox"/> Ethyl benzene	<input type="checkbox"/> Pentachlorodibenzop-d-dioxin
<input type="checkbox"/> 2-Chlorophenol		

Section IV (Cont.) Check mark the underlying hazardous constituents likely to be present.

<input type="checkbox"/> Pentachlorodibenzofurans	<input type="checkbox"/> Tetrachlorodibenzofurans	<input type="checkbox"/> Vanadium
<input type="checkbox"/> Pentachloroethane	<input type="checkbox"/> 1,1,1,2-Tetrachloroethane	<input type="checkbox"/> Vinyl chloride
<input type="checkbox"/> Pentachloronitrobenzene	<input type="checkbox"/> 1,1,2,2-Tetrachloroethane	<input type="checkbox"/> Xylenes (total)
<input type="checkbox"/> Pentachlorophenol	<input type="checkbox"/> Tetrachloroethylene	<input type="checkbox"/> Antimony
<input type="checkbox"/> Phenacetic acid	<input type="checkbox"/> 2,3,4,5-Tetrachlorophenol	<input type="checkbox"/> Arsenic
<input type="checkbox"/> Phenanthrene	<input type="checkbox"/> Thiocarb	<input type="checkbox"/> Barium
<input type="checkbox"/> Phenol	<input type="checkbox"/> Thiophosphate-methyl	<input type="checkbox"/> Beryllium
<input type="checkbox"/> o-Phenylenediamine	<input type="checkbox"/> Triacetate	<input type="checkbox"/> Cadmium
<input type="checkbox"/> Phosphate	<input type="checkbox"/> Toluene	<input type="checkbox"/> Chromium (total)
<input type="checkbox"/> Phthalic acid	<input type="checkbox"/> Triphenylamine	<input type="checkbox"/> Cyanide (total)
<input type="checkbox"/> Phthalic anhydride	<input type="checkbox"/> Triphenylamine	<input type="checkbox"/> Cyanide (amenable)
<input type="checkbox"/> Phthalonitrile	<input type="checkbox"/> Tribromomethane (Bromofom)	<input type="checkbox"/> Fluoride
<input type="checkbox"/> Phthalonitrile calcium salt	<input type="checkbox"/> 2,4,5 - Tribromophenol	<input type="checkbox"/> Lead
<input type="checkbox"/> Promecarb	<input type="checkbox"/> 1,2,4-Trichlorobenzene	<input type="checkbox"/> Mercury (retort residues)
<input type="checkbox"/> Pronamide	<input type="checkbox"/> 1,1,1-Trichloroethane	<input type="checkbox"/> Mercury (all others)
<input type="checkbox"/> Propanenitrile (Ethyl cyanide)	<input type="checkbox"/> 1,1,2-Trichloroethane	<input type="checkbox"/> Nickel
<input type="checkbox"/> Propylamine	<input type="checkbox"/> Trichloroethylene	<input type="checkbox"/> Selenium
<input type="checkbox"/> Propylurea	<input type="checkbox"/> Trichloromonofluoromethane	<input type="checkbox"/> Silver
<input type="checkbox"/> Proxiflocarb	<input type="checkbox"/> 2,4,5-Trichlorophenol	<input type="checkbox"/> Sulfide
<input type="checkbox"/> Pyrene	<input type="checkbox"/> 2,4,6-Trichlorophenol	<input type="checkbox"/> Thallium
<input type="checkbox"/> Pyridine	<input type="checkbox"/> 2,4,5-Trichlorophenoxyacetic acid	<input type="checkbox"/> Vanadium
<input type="checkbox"/> Selenic acid	<input type="checkbox"/> (2,4,6-T)	<input type="checkbox"/> Zinc
<input type="checkbox"/> Silver (2,4,5-TP)	<input type="checkbox"/> 1,2,5-Trichloropropene	
<input type="checkbox"/> 1,2,4,5-Tetrachlorobenzene	<input type="checkbox"/> 1,1,2-Trichloro-1,2,2-trifluoroethane	
<input type="checkbox"/> Tetrachlorodibenzo-p-dioxin	<input type="checkbox"/> Triethylamine	
	<input type="checkbox"/> tri(2,3-dibromopropyl) phosphate	

Section V Certification for wastes that meet the treatment standard as required by 40 CFR 268.7 (a) (3).

Note: Complete and sign this section only if you are certifying that the waste meets the treatment standards specified in 40 CFR 268, Subpart D at the original point of generation.

I certify under penalty of law that I personally have examined and am familiar with the waste through analysis and testing or through knowledge of the waste to support this certification that the waste complies with the treatment standards specified in 40 CFR part 268 Subpart D. I believe that the information I submitted is true, accurate, and complete. I am aware that there are significant penalties for submitting a false certification, including the possibility of a fine and imprisonment.

Authorized Signature _____
 Print Name _____
 Title _____
 Company _____
 Date _____

N/A

System has prepared this form for the convenience of its customers to comply with the notification requirements under the Land Disposal Restrictions (LDR) Program in 40 CFR Part 268. System believes that it addresses all of the notification requirements imposed by the LDR regulations as they apply to our customers. The regulations impose on the generator the responsibility for proper LDR notification. Therefore, the generator should ensure that he has complied with all of the LDR notification requirements when using this form.

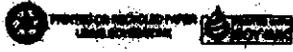
NOTIFICATION REVISION OCT. 98 (TSW)

NON-HAZARDOUS WASTE MANIFEST

ORDER # 213400

Please print or type (Form designed for use on site (12 pitch typewriter)

NON-HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. NE000003848	Manifest Document No. 02005	2. Page 1 of 1
3. Generator's Name and Mailing Address SMC ACQUISITION CORP 3900 JOLIET STREET DENVER, CO 80239		Waste at: 2708 Douglas St. Omaha, Ne		
4. Generator's Phone (402) 345-3536		EMERGENCY CONTACT: BOX 15		
5. Transporter 1 Company Name VOPAK USA INC.		6. US EPA ID Number NE00000809483	A. State Transporter's ID NE00000809483	B. Transporter 1 Phone 402-733-3266
7. Transporter 2 Company Name Savannah Transport, Inc		8. US EPA ID Number KS0000336891	C. State Transporter's ID NA	D. Transporter 2 Phone 877-595-0100
9. Designated Facility Name and Site Address POLLUTION CONTROL INDUSTRIES 4343 KENNEDY AVENUE EAST CHICAGO, IN 46312		10. US EPA ID Number IND0000646943	E. State Facility's ID	F. Facility's Phone 219-397-3953
11. WASTE DESCRIPTION		12. Containers No.	13. Total Quantity	14. LHM Wt/Vol
a. NON-RCRA REGULATED MATERIAL (LATEX PAINT)		14	8,460	P
b.				
c.				
d.				
11a. 0203002355 LATEX PAINT WASTE		12. Handling Codes for Wastes Listed Above P = Pounds S01		
15. Special Handling Instructions and Additional Information WEAR APPROPRIATE PROTECTIVE GEAR WHEN HANDLING. EMERGENCY CONTACT: CHEMTREC: 1-800-424-9300. CALLER MUST IDENTIFY VOPAK USA AS SHIPPER.				
16. GENERATOR'S CERTIFICATION: I hereby certify that the contents of this shipment are fully and accurately described and are in all respects in proper condition for transport. The materials described on this manifest are not subject to federal hazardous waste regulations.				
Printed/Typed Name James Letcher		Signature <i>[Signature]</i>	Date 04/02/02	
17. Transporter 1 Acknowledgement of Receipt of Materials		Date		
Printed/Typed Name Charles D. Henderson		Signature <i>[Signature]</i>	Month Day Year 04/02/02	
18. Transporter 2 Acknowledgement of Receipt of Materials		Date		
Printed/Typed Name Darren Adolph		Signature <i>[Signature]</i>	Month Day Year 04/02/02	
19. Discrepancy Indication Space				
20. Facility Owner or Operator: Certification of receipt of the waste materials covered by this manifest, except as noted in Item 18.				
Printed/Typed Name Linda Muniz		Signature <i>[Signature]</i>	Date 04/17/02	



UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. NBR000003818	Manifest Document No. 02004	2. Page 1 of 1	Information in the shaded areas is not required by Federal law.	
3. Generator's Name and Mailing Address SMC ACQUISITION CORP 3900 JOLIET STREET DENVER, CO 80239 4. Generator's Phone (402) 345-3536 5. Transporter 1 Company Name TRIAD TRANSPORT, INC.				7. Transporter 2 Company Name		
6. US EPA ID Number OKD981588791				8. US EPA ID Number		
8. Designated Facility Name and Site Address POLLUTION CONTROL INDUSTRIES 4343 KENNEDY AVENUE EAST CHICAGO, IN 46312				10. US EPA ID Number IND000646943		
11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)				12. Containers	13. Total Quantity	14. Unit Wt/Vol
a. X RQ, WASTE PAINT RELATED MATERIAL 3, UN1263, PG II, (RQ=100), (EPA D001 D035 F003 F005), (ERG 128)				No. Type		
				22	247.80	P
J. Additional Descriptions for Materials Listed Above 11a. 02030024PF PAINT-RELATED ITEMS				K. Handling Codes for Wastes Listed Above P = Pounds 501		
15. Special Handling Instructions and Additional Information WEAR APPROPRIATE PROTECTIVE GEAR WHEN HANDLING. EMERGENCY CONTACT: CHEMTREC: 1-800-424-9300. CALLER MUST IDENTIFY VOFAK USA AS SHIPPER. PLACARDS PROVIDED BY CARRIER/SHIPPER YES/NO DRIVER SIGNATURE <i>Tad Hall</i> TRACTOR #2102 TRAILER #311						
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.						
Printed/Typed Name James Letcher		Signature <i>James Letcher</i>		Month Day Year 10/31/2012		
17. Transporter 1 Acknowledgement of Receipt of Materials Printed/Typed Name TAD K. HALL		Signature <i>Tad Hall</i>		Month Day Year 10/31/2012		
18. Transporter 2 Acknowledgement of Receipt of Materials Printed/Typed Name		Signature		Month Day Year		
19. Discrepancy Indication Space						
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19. Printed/Typed Name Marissa Ford						
Signature <i>Marissa Ford</i>		Month Day Year 08/31/08				



Original - Not Negotiable
TRIAD TRANSPORT, INC.
 P.O. Box 818 - McAlester, OK 74502

42113

TEL: 818-229-4701 FAX: 818-229-4999
 SPLIT: YES NO EPA ID#: OKD98168871

P.O. # 50343 MANF: 02004 LOAD #: 812695 PRO #: 1080322 TRUCK #: 2102
 TRAILER #: 311

ORIGIN: OMAHA, NEBRASKA DESTINATION: E. CHICAGO, ILLINOIS
 SHIPPER: SMC AQUISITION CORP CONSIGNEE: Pollution Control INDUSTRIES
 STREET: 2902 DOUGLAS ST. E STREET: 4343 KENNEDY AVENUE
 CYSY: OMAHA, NEBRASKA ZIP 68191 CYSY: E. CHICAGO ILLINOIS ZIP 60632

NO. SHIPPING UNITS	M	DESCRIPTION OF ARTICLES OF HAZARDOUS MATERIALS - PROPER SHIPPING NAME	HAZARD CLASS	L.D. NUMBER	PACKING GROUP	TYPE OF CONTAINER	WEIGHT SUBJECT TO CHARGE
<u>22</u>		<u>SEE ATTACHED MANIFEST (SOPHER MARKS PAINT) INDIVIDUAL CONTAINERS PLACED / STACKED / TAPPED INSIDE GAYLARD BOXES ON WOODEN PALLET</u>					<u>24,000 LBS</u>

Subject to Section 7 of Conditions Applicable Bill of Lading, if this bill is to be delivered to the consignee without recourse to the shipper, the consignee shall sign the following statement:
 The carrier shall not make delivery to the shipper without payment freight and all other lawful charges.

* If the shipment moves between two points by a motor carrier, the bill of lading shall state whether it is carrier's or shipper's weight.
 NOTE - Where the rate is dependent on value, shippers are required to state specifically in writing the agreed or declared value of the property. The agreed or declared value of the property is hereby specifically stated by the shipper to be not exceeding

EMERGENCY CONTACT: TOM HAYES (214) 392-5951
 COMMENTS: ACCOUNTS PAYABLE

PLACARDS REQUIRED	<input checked="" type="checkbox"/>
PLACARDS SUPPLIED BY SHIPPER	<input checked="" type="checkbox"/>
TRIAD PLACARDS	<input checked="" type="checkbox"/>

The property received in receipt good order, except as noted herein and condition of contents of packages (unless noted, consigned, and destined as indicated below, which said carrier (the carrier) for being understood throughout this contract as requiring any person or persons in possession of the property under the contract) agrees to carry to the usual place of delivery at said destination, in full and otherwise to deliver to the carrier on the date and destination, in receipt good order, as to each container of all or any of said property over all or any portion of said route to destination, and as to which at any time interested in all or any of said property, that every service to be performed hereunder shall be subject to all the terms and conditions of the Uniform Domestic Freight Bill of Lading and the Uniform Freight Classification in effect on the date hereof, if this is a rail or road-carrier shipment, or (2) in the applicable motor carrier classification or tariff if this is a motor carrier shipment. Shipper hereby certifies that he is familiar with all the terms and conditions of the said bill of lading, including those on the back thereof, not both to the classification or tariff which governs the transportation of this shipment, and the said terms and conditions are hereby agreed to by the shipper and accepted for himself and his assigns.

LINERS FURNISHED BY: TRIAD CUSTOMER / VEHICLE FURNISHED BUT NOT USED: YES NO
 LOADING: 3-22-02 08:00 DATE & APPOINTMENT TIME: 3-28-02 09:00
3-22-02 09:00 ACTUAL ARRIVAL DATE & TIME: 3-28-02
3-28-02 DETENTION END TIME: 3-28-02

REMEMBER
 Wear P.P.E. when needed; be sure Trailer is Clean; Observe Facility Rules;
 Observe Loading/Unloading & Make Accurate Count; Be sure Manifest is Accurate & Complete;
 Check Compatibility of Hazardous Materials - DO NOT HAUL INCOMPATIBLE MATERIALS;
 Secure and Weigh Load Check Axis Weights - DO NOT HAUL OVERWEIGHT.

LOADING OF TRIAD EQUIPMENT IS ACKNOWLEDGEMENT OF THE ACCEPTANCE BY THE CUSTOMER OF THE TERMS AND CONDITIONS PROVIDED ON THE SHIPMENT CONFIRMATION
 Equipment Condition: OK
 Shipper per [Signature] Date 3-27-02 Consignee per [Signature] Date [Signature]
 Carrier per [Signature] Date 3-27-02 Print Name: [Signature]
 Work requested in accordance with scope of Standard Operating Procedure: [Signature]

Person Requesting Work (SIGNATURE) _____ Date _____
 ORIGINAL (WHITE) - TRIAD YELLOW - SHIPPER PINK - CONSIGNEE GOLDENROD - DRIVER

Table I - UNIVERSAL TREATMENT STANDARDS
REGULATED CONSTITUENTS FOR D001*, D002, D012-D043, F039 (for Column b)

#	Constituent	#	Constituent	#	Constituent
13)	Acetaminophen	105)	1,3-Dichlorobenzene	178)	3-Nitro-o-anilidine
14)	Acenaphthene	106)	1,1-Dichloroethylene	179)	o-Nitrophenol
15)	Acetone	107)	trans-1,2-Dichloroethylene	180)	p-Nitrophenol
36)	Acetonitrile	108)	2,4-Dichlorophenol	181)	N-Nitrosodimethylamine
37)	Acetophenone	109)	2,6-Dichlorophenol	182)	N-Nitrosodimethylamine
38)	2-Acetylaminofluorene	110)	1,2-Dichloropropane	183)	N-Nitroso-di-n-butylamine
39)	Aroclor	111)	cis-1,3-Dichloropropylene	184)	N-Nitrosomethylmethylaniline
40)	Acrylamide	112)	trans-Dichloropropylene	185)	N-Nitrosomorpholine
41)	Acrylonitrile	113)	Dieldrin	186)	N-Nitrosopiperidine
42)	Aldrin	114)	Diethyl phthalate	187)	N-Nitrosopyrrolidine
43)	4-Aminobiphenyl	115)	2,4-Dimethyl phenol	188)	Parathion
44)	Aniline	116)	Dimethyl Phthalate	189)	Total PCBs (sum of all PCB isomers or all Aroclors)
45)	Anthracene	117)	Di-n-butyl phthalate	190)	Polychlorobenzene
46)	Arsenic	118)	1,4-Dinitrobenzene	191)	PCDDs (All Polychlorodibenzo-p-dioxins)
47)	alpha-BHC	119)	4,4-Dinitro-o-cresol	192)	PCDFs (All Polychlorodibenzofurans)
48)	beta-BHC	120)	2,4-Dinitrophenol	193)	Polychloroethane
49)	delta-BHC	121)	2,4-Dinitrotoluene	194)	Polychloroethane
50)	gamma-BHC	122)	2,6-Dinitrotoluene	195)	Polychlorophenol
51)	Benzene	123)	Di-n-octyl phthalate	196)	Phenacetin
52)	Benz(a)anthracene	124)	p-Dimethylaminobenzene	197)	Phenanthrene
53)	Benzal chloride	125)	Di-n-propyltoluene	198)	Phenol
54)	Benz(b)fluoranthene (difficult to distinguish from benz(a)fluoranthene)	126)	1,4-Dioxane	199)	Phosno
55)	Benz(k)fluoranthene (difficult to distinguish from benz(a)fluoranthene)	127)	Diphenylamine (difficult to distinguish from diphenylmethane)	200)	Phthalic acid
56)	Benz(g,h,i)perylene	128)	Diphenylmethane (difficult to distinguish from diphenylamine)	201)	Phthalic anhydride
57)	Benz(o)pyrene	129)	1,3-Diphenylhydrazine	202)	Phthalimide
58)	Bromodichloromethane	130)	Dioxin	203)	Pyrene
59)	Methyl bromide (Bromomethane)	131)	Endosulfan I	204)	Pyridine
60)	4-Bromophenyl phenyl ether	132)	Endosulfan II	205)	Sulfur
61)	n-Butyl alcohol	133)	Endosulfan sulfate	206)	Silver (2,4,5-TP)
62)	Butyl benzyl phthalate	134)	Endrin	207)	2,4,5-T (2,4,5-Trichlorophenoxyacetic acid)
63)	2-sec-Butyl-4,6-dinitrophenol (Dinoseb)	135)	Endrin aldehyde	208)	1,2,4,5-Tetrachlorobenzene
64)	Carbon disulfide	136)	Ethyl acetate	209)	TCDFs (All Tetrachlorodibenzo-p-dioxins)
65)	Carbon tetrachloride	137)	Ethyl cyanide (Propionitrile)	210)	TCDFs (All Tetrachlorodibenzofurans)
66)	Chlordane (alpha and gamma isomers)	138)	Ethyl benzene	211)	1,1,1,2-Tetrachloroethane
67)	p-Chloroaniline	139)	Ethyl ether	212)	1,1,2,2-Tetrachloroethane
68)	Chlorobenzene	140)	bis(2-Ethylhexyl) phthalate	213)	Tetrachloroethylene
69)	Chlorobenzilate	141)	Ethyl methacrylate	214)	2,3,4,5-Tetrachlorophenol
70)	2-Chloro-1,3-butadiene	142)	Ethylene oxide	215)	Toluene
71)	Chlorofluoromethane	143)	Fampin	216)	Tetraphene
72)	Chloroethane	144)	Fluoromethane	217)	Triphenylamine (Triphenylmethane)
73)	bis(2-Chloroethoxy)methane	145)	Freon	218)	1,2,4-Trichlorobenzene
74)	bis(2-Chloroethyl) ether	146)	Heptachlor	219)	1,1,1-Trichloroethane
75)	Chloroform	147)	Heptachlor epoxide	220)	1,1,2-Trichloroethane
76)	bis(2-Chloroisopropoxy) ether	148)	Hexachlorobenzene	221)	Triphenylethylene
77)	p-Chloro-m-cresol	149)	Hexachlorocyclopentadiene	222)	Trichloromethane
78)	2-Chloroethyl vinyl ether	150)	Hexachlorocyclopentadiene	223)	2,4,5-Trichlorophenol
79)	Chloromethane (Methyl chloride)	151)	HexCDFs (All Hexachlorodibenzo-p-dioxins)	224)	2,4,6-Trichlorophenol
80)	2-Chloronaphthalene	152)	HexCDFs (All Hexachlorodibenzofurans)	225)	1,2,3-Trichloropropane
81)	2-Chlorophenol	153)	Hexachlorocyclopentadiene	226)	1,1,2-Trichloro-1,2,2-trifluoroethane
82)	3-Chloropropylene	154)	Hexachlorocyclopentadiene	227)	bis(2,3-Dichloroisopropyl) phosphate
83)	Chrysene	155)	Hexachlorocyclopentadiene	228)	Vinyl chloride
84)	o-Cresol	156)	Hexachlorocyclopentadiene	229)	Xylenes (sum of o-, m-, and p-xylene concentrations)
85)	m-Cresol (difficult to distinguish from p-cresol)	157)	Hexachlorocyclopentadiene	230)	Acetylene
86)	p-Cresol (difficult to distinguish from m-cresol)	158)	Hexachlorocyclopentadiene	231)	Acetic acid
87)	Cyfluthrin	159)	Hexachlorocyclopentadiene	232)	Acetic anhydride
88)	1,2-Dichloro-3-chloropropane	160)	Hexachlorocyclopentadiene	233)	Acrylonitrile
89)	Ethylene dibromide (1,2-Dibromoethane)	161)	Hexachlorocyclopentadiene	234)	Acrylamide
90)	Dibromomethane	162)	Hexachlorocyclopentadiene	235)	Acetone
91)	1,4-D (1,4-Dichlorophenoxyacetic acid)	163)	Hexachlorocyclopentadiene	236)	Chloroform (Total)
92)	o,p-DDD	164)	Hexachlorocyclopentadiene	237)	Cyanides (Total)
93)	p,p-DDD	165)	Hexachlorocyclopentadiene	238)	Cyanides (Arsenic)
94)	o,p-DDT	166)	Hexachlorocyclopentadiene	239)	Fluoride
95)	p,p-DDT	167)	Hexachlorocyclopentadiene	240)	Lead
96)	o,p-DDT	168)	Hexachlorocyclopentadiene	241)	Mercury—Nonwastewater from Refractor
97)	p,p-DDT	169)	Hexachlorocyclopentadiene	242)	Mercury—All Others
100)	Dibenz(a,h)anthracene	170)	Hexachlorocyclopentadiene	243)	Nickel
101)	Dibenz(a,k)anthracene	171)	Hexachlorocyclopentadiene	244)	Selenium
102)	o-Dibenzanthracene	172)	Hexachlorocyclopentadiene	245)	Silver
103)	p-Dibenzanthracene	173)	Hexachlorocyclopentadiene	246)	Sulfide
104)	1,1-Dichloroethane	174)	Hexachlorocyclopentadiene	247)	Thallium
		175)	Hexachlorocyclopentadiene	248)	Vanadium
		176)	Hexachlorocyclopentadiene	249)	Zinc
		177)	Hexachlorocyclopentadiene	250)	none apply

TABLE II

The following waste codes have subcategories and the appropriate key number must be selected and placed in Column d on Form No. 1. Please refer to 40 CFR 268 for exact wording of subcategories.

WASTE CODES	KEY NUMBER	SUBCATEGORY
D001	1	Flammable liquids.
	2	Low TOC ignitable liquids managed in CWA/CWA-equivalent/Class I SDWA systems. (Cyanohydrins)
	3	Low TOC ignitable liquids managed in non-CWA/non-CWA equivalent/non-Class I SDWA systems. (Thermal/CEM or Nonline)
D002	4	Corrosive waste managed in non-CWA/non-CWA equivalent/non-Class I SDWA systems.
	5	Corrosive waste managed in CWA/CWA equivalent/Class I SDWA systems.
D003	6	Reactive Sulfides
	7	Other Reactives
	8	Water Reactive
	9	Reactive Cyanide
D006	10	Characteristic for Cd based on extraction procedure.
	11	Carbon containing batteries.
D008	12	Characteristic for Pb based on extraction procedure.
	13	Lead Acid Batteries.
D009	14	Low Mercury (< 250 ppm total Hg)
	15	High Mercury (≥ 250 ppm total Hg)
F003 F005	16	Wastes that contain only one or more of the following solvents: carbon disulfide, cyclohexanone, and/or methanol.
F005	17	Contains only 2-Nitropropane.
	18	Contains only 2-Ethoxyethanol.
F025	19	Link Ends.
	20	Spent Filters/Aids and Desiccants.
K006	21	Anhydrous.
	22	Hydrated.
U151	23	Nonwastewater that contains > 250mg/kg total mercury.
	24	All DRI (residue) Wastewater
K071	25	Nonwastewater that are residues from RMERC.
	26	Nonwastewater that are not residues from RMERC.
	27	All K071 Wastewater
P047	28	4,4-Dichloro-2-methyl.
	29	4,6-Dichloro-2-methyl.
P065	30	Nonwastewater, not incinerator or RMERC residues.
	31	Nonwastewater from RMERC w/ less than 250 ppm Hg.
	32	Nonwastewater from incinerator residues w/ less than 250 ppm Hg.
	33	All P065 wastewaters.
P092	34	Nonwastewater, not incinerator or RMERC residues.
	35	Nonwastewater from RMERC w/ less than 250 ppm Hg.
	36	Nonwastewater from incinerator residues w/ less than 250 ppm Hg.
	37	All P092 wastewaters.
U340	38	2,4-D (2,4-Dichlorophenoxyacetic acid).

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. N.E.R.0.0.0.0.3.8.4.8.7.2.0.0.3		Manifest Document No. 2003		2. Page 1 of 1		Information in the shaded areas is not required by Federal law.											
3. Generator's Name and Mailing Address SMC ACQUISITION CORP 3900 JOLIET STREET DENVER, CO 80239				Waste at: 2702 Douglas St Omaha, Ne 68131		A. State Manifest Document Number 212 105		B. State Generator's ID											
4. Generator's Phone (402) 345-3536				EMERGENCY CONTACT: BOX 15		C. State Transporter's ID OH0986974780		D. Transporter's Phone 800-837-6940											
5. Transporter 1 Company Name AUTUMN INDUSTRIES				6. US EPA ID Number OH.D.9.8.6.9.7.4.7.8.0		E. State Transporter's ID		F. Transporter's Phone											
7. Transporter 2 Company Name				8. US EPA ID Number		G. State Facility's ID		H. Facility's Phone											
9. Designated Facility Name and Site Address POLLUTION CONTROL INDUSTRIES 4343 KENNEDY AVENUE EAST CHICAGO, IN 46312				10. US EPA ID Number IND.0.0.0.6.4.6.9.4.3		219-397-3951													
11. US DOT Description (including Proper Shipping Name, Hazard Class and ID Number)						12. Containers		13. Total Quantity		14. Unit Wt/Vol		1. Waste No.							
						No.		Type											
						a. <input checked="" type="checkbox"/>		RO, WASTE PAINT RELATED MATERIAL		ZZ		CF		23.080		P		D001 D035 F003 F005	
						b.													
						c.													
d.																			
J. Additional Descriptions for Materials Listed Above						K. Handling Codes for Materials Listed Above													
11a. Q2030024PF PAINT RELATED ITEMS (SOLID IN CY BOXES)						P = Pounds SOI													
15. Special Handling Instructions and Additional Information WEAR APPROPRIATE PROTECTIVE GEAR WHEN HANDLING. EMERGENCY CONTACT: CHEMTREC: 1-800-424-9300. CALLER MUST IDENTIFY VOPAK USA AS SHIPPER. PLACARDS PROVIDED BY CARRIER/SHIPPER YES/NO DRIVER SIGNATURE																			
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment. OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.																			
Printed/Typed Name James Letcher				Signature <i>James Letcher</i>				Month Day Year 10/3/21/02											
17. Transporter 1 Acknowledgement of Receipt of Materials				Printed/Typed Name Gary Brunstetter				Signature <i>Gary D Brunstetter</i>				Month Day Year 10/3/21/02							
18. Transporter 2 Acknowledgement of Receipt of Materials				Printed/Typed Name				Signature				Month Day Year							
19. Discrepancy Indication Space																			
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19.																			
Printed/Typed Name Don L Reid				Signature <i>Don L Reid</i>				Month Day Year 10/3/21/02											



TABLE II

The following waste codes have subcategories and the appropriate key number must be selected and placed in Column d on Form No. 1. Please refer to 40 CFR 268 for exact wording of subcategories.

WASTE CODES	KEY NUMBER	SUBCATEGORY
D001	1	High TOC ignitable liquids.
	2	Low TOC ignitable liquids managed in CWA/CWA-equivalent/Class I SDWA systems. (Cyanide)
	3	Low TOC ignitable liquids managed in non-CWA/non-CWA equivalent/non-Class I SDWA systems. (Thermal/KEM or Noflax)
D002	4	Corrosive waste managed in non-CWA/non-CWA equivalent/non-Class I SDWA systems.
	5	Corrosive waste managed in CWA/CWA equivalent/Class I SDWA systems.
D003	6	Reactive Sulfides
	7	Other Reactives
	8	Water Reactive
	9	Reactive Cyanide
D006	10	Characteristic for Cd based on extraction procedure.
	11	Chromium containing bacteria.
D008	12	Characteristic for Pb based on extraction procedure.
	13	Lead Acid Batteries.
D009	14	Low Mercury. (< 260 ppm total Hg)
	15	High Mercury (\geq 260 ppm total Hg)
F005 F005	16	Wastes that contain only one or more of the following solvents: carbon disulfide, cyclohexanone, and/or methanol.
F005	17	Contains only 2-Nitropropane.
	18	Contains only 2-Ethoxyethanol.
F025	19	Light Ends.
	20	Spent Filters/Aids and Desiccants.
K006	21	Anhydrous.
	22	Hydrated.
D151	23	Nonwastewaters that contain $>$ 260mg/kg total mercury
	24	ALL D151 (mercury) Wastewaters
K071	25	Nonwastewaters that are residues from RMERC
	26	Nonwastewaters that are not residues from RMERC
	27	ALL K071 Wastewaters
P047	28	4,5-Dinitro-o-cresol
	29	4,6-Dinitro-o-cresol salts.
P065	30	Nonwastewaters, not incinerator or RMERC residues.
	31	Nonwastewaters from RMERC w/ less than 260 ppm Hg.
	32	Nonwastewaters from incinerator residues w/ less than 260 ppm Hg.
	33	All P065 wastewaters.
P092	34	Nonwastewaters, not incinerator or RMERC residues.
	35	Nonwastewaters from RMERC w/ less than 260 ppm Hg.
	36	Nonwastewaters from incinerator residues w/ less than 260 ppm Hg.
	37	All P092 wastewaters.
U040	38	2,4-D (2,4-Dichlorobenzoic acid).

Table I - UNIVERSAL TREATMENT STANDARDS
REGULATED CONSTITUENTS FOR D001*, D002, D012-D043, F039 (for Column b)

f	Constituent	f	Constituent	f	Constituent
33	Acenaphthylene	105	1,3-Dichlorobenzene	178	2-Nitro-o-chloridine
34	Acenaphthene	106	1,1-Dichloroethylene	179	o-Nitrophenol
35	Acetone	107	trans-1,3-Dichloroethylene	180	p-Nitrophenol
36	Acetonitrile	108	2,4-Dichlorophenol	181	N-Nitrosodimethylamine
37	Acetophenone	109	2,6-Dichlorophenol	182	N-Nitrosodimethylamine
38	2-Acetylaminofluorene	110	1,2-Dichloropropane	183	N-Nitroso-di-n-butylamine
39	Acrolein	111	cis-1,3-Dichloropropylene	184	N-Nitrosomethyl ethylamine
40	Acrylamide	112	trans-Dichloropropylene	185	N-Nitrosomorpholine
41	Acrylonitrile	113	Dieldrin	186	N-Nitrosopiperidine
42	Aldrin	114	Diethyl phthalate	187	N-Nitrosopyrrolidine
43	4-Aminobiphenyl	115	2,4-Dimethyl phenol	188	Parathion
44	Aniline	116	Dimethyl Phthalate	189	Total PCBs (sum of all PCB isomers, or all Aroclors)
45	Anthracene	117	Di-n-butyl phthalate	190	Polychlorobenzene
46	Asaite	118	1,4-Dioxobenzene	191	PCDDs (All Pentachlorodibenzo-p-dioxins)
47	alpha-BHC	119	4,6-Dioxo-o-cresol	192	PCDFs (All Pentachlorodibenzofurans)
48	beta-BHC	120	2,4-Dinitrophenol	193	Pentachloroethane
49	delta-BHC	121	2,4-Dinitrotoluene	194	Pentachloronitrobenzene
50	gamma-BHC	122	2,6-Dinitrotoluene	195	Pentachlorophenol
51	Benzo(a)anthracene	123	Di-n-octyl phthalate	196	Phenacetin
52	Benzo(a)anthracene	124	p-Dimethylaminobenzenes	197	Phenanthrene
53	Benzal chloride	125	Di-n-propylphthalamine	198	Phenol
54	Benzo(b)fluoranthene (difficult to distinguish from benzo(k)fluoranthene)	126	1,4-Dioxane	199	Phorate
55	Benzo(k)fluoranthene (difficult to distinguish from benzo(b)fluoranthene)	127	Diphenylamine (difficult to distinguish from diphenylmethane)	200	Phthalic acid
56	Benzo(g,h,i)perylene	128	Diphenylmethanamine (difficult to distinguish from diphenylamine)	201	Phthalic anhydride
57	Benzo(p)pyrene	129	1,2-Diphenylhydrazine	202	Proxamide
58	Bromodichloromethane	130	Dinitrofen	203	Pyrene
59	Methyl bromide (Bromomethane)	131	Endosulfan I	204	Pyridine
60	4-Bromophenyl phenyl ether	132	Endosulfan II	205	Saccharin
61	n-Butyl alcohol	133	Endosulfan sulfate	206	Silyx (2,4,5-TP)
62	Butyl butyl phthalate	134	Erdrin	207	2,4,5-T (2,4,5-Trichlorophenoxyacetic acid)
63	2-sec-Butyl-4,6-dichlorophenol (Dinoseb)	135	Erdrin alkylide	208	1,2,4,5-Tetrachlorobenzene
64	Carbon disulfide	136	Ethyl acetate	209	TCDDs (All Tetrachlorodibenzo-p-dioxins)
65	Carbon tetrachloride	137	Ethyl cyanide (Propionitrile)	210	TCDFs (All Tetrachlorodibenzofurans)
66	Chlordane (alpha and gamma isomers)	138	Ethyl benzene	211	1,1,1,2-Tetrachloroethane
67	p-Chloroaniline	139	Ethyl ether	212	1,1,2,2-Tetrachloroethane
68	Chlorobenzene	140	bis(2-Ethylhexyl) phthalate	213	Tetrachloroethylene
69	Chlorobenzilate	141	Ethyl methacrylate	214	2,3,4,6-Tetrachlorophenol
70	2-Chloro-1,3-butadiene	142	Ethylene oxide	215	Toluene
71	Chlorodibromomethane	143	Fenflur	216	Toluene
72	Chloroethane	144	Fluorenone	217	Toluene
73	bis(2-Chloroethoxy)methane	145	Fluorene	218	Bromofen (Trifluoromethane)
74	bis(2-Chloroethyl)ether	146	Heptachlor	219	1,2,4-Trichlorobenzene
75	Chloroform	147	Heptachlor epoxide	220	1,1,1-Trichloroethane
76	bis(2-Chloroisopropyl)ether	148	Hexachlorobenzene	221	1,1,2-Trichloroethane
77	p-Chloro-o-cresol	149	Hexachlorobutadiene	222	Trichloroethylene
78	2-Chloroethyl vinyl ether	150	Hexachlorocyclopentadiene	223	Trichloromethylmethoxybenzene
79	Chloromethane (Methyl chloride)	151	HxCDDs (All Hexachlorodibenzo-p-dioxins)	224	2,4,5-Trichlorophenol
80	2-Chloronaphthalene	152	HxCDFs (All Hexachlorodibenzofurans)	225	2,4,6-Trichlorophenol
81	2-Chlorophenol	153	Hexachlorocyclopentadiene	226	1,2,3-Trichloropropane
82	3-Chloropropylene	154	Hexachloropropylene	227	1,1,2-Trichloro-1,2,2-trifluoroethane
83	Chrysene	155	Indeno (1,2,3-c,d) pyrene	228	tris-(2,3-Dichloropropyl) phosphate
84	o-Cresol	156	Isodurene	229	Vinyl chloride
85	m-Cresol (difficult to distinguish from p-cresol)	157	Isobutyl alcohol	230	Xylenes-mixed isomers (sum of o-, m-, and p-xylene concentrations)
86	p-Cresol (difficult to distinguish from m-cresol)	158	Isodurene	231	Antimony
87	Cyclohexane	159	Isodurene	232	Aspic
88	1,2-Dibromo-3-chloropropane	160	Isodurene	233	Baaria
89	Ethylene diamine (1,2-Diaminoethane)	161	Methacrylonitrile	234	Bicyflum
90	Dibromomethane	162	Methanol	235	Cadmium
91	2,4-D (2,4-Dichlorophenoxyacetic acid)	163	Methacrylonitrile	236	Chromium (Total)
92	o,p-DDD	164	Methacrylonitrile	237	Cyanides (Total)
93	p,p-DDD	165	3-Methylphenanthrene	238	Cyanides (Amenable)
94	o,p-DDE	166	4,4-Methylbis(2-chlorophenyl) ether	239	Fluoride
95	p,p-DDE	167	Methylene chloride	240	Lead
96	o,p-DDT	168	Methyl ethyl ketone	241	Mercury-Nonwastewater from Refr
97	p,p-DDT	169	Methyl isobutyl ketone	242	Mercury-All Others
100	Dibenz(a,h)anthracene	170	Methyl methacrylate	243	Nickel
101	m-Dichlorobenzene	171	Methyl methacrylate	244	Selenium
102	o-Dichlorobenzene	172	Methyl phthalate	245	Silyx
103	p-Dichlorobenzene	173	Naphthalene	246	Sulfide
104	Dichlorodifluoromethane	174	2-Naphthylamine	247	Thallium
105	1,1-Dichloroethane	175	o-Nitroaniline	248	Vanadium
106	1,1-Dichloroethylene	176	p-Nitroaniline	249	Zinc
107	trans-1,3-Dichloroethylene	177	Nitrobenzene	250	none apply
108	2,4-Dichlorophenol				
109	2,6-Dichlorophenol				
110	1,2-Dichloropropane				
111	cis-1,3-Dichloropropylene				
112	trans-Dichloropropylene				
113	Dieldrin				
114	Diethyl phthalate				
115	2,4-Dimethyl phenol				
116	Dimethyl Phthalate				
117	Di-n-butyl phthalate				
118	1,4-Dioxobenzene				
119	4,6-Dioxo-o-cresol				
120	2,4-Dinitrophenol				
121	2,4-Dinitrotoluene				
122	2,6-Dinitrotoluene				
123	Di-n-octyl phthalate				
124	p-Dimethylaminobenzenes				
125	Di-n-propylphthalamine				
126	1,4-Dioxane				
127	Diphenylamine (difficult to distinguish from diphenylmethane)				
128	Diphenylmethanamine (difficult to distinguish from diphenylamine)				
129	1,2-Diphenylhydrazine				
130	Dinitrofen				
131	Endosulfan I				
132	Endosulfan II				
133	Endosulfan sulfate				
134	Erdrin				
135	Erdrin alkylide				
136	Ethyl acetate				
137	Ethyl cyanide (Propionitrile)				
138	Ethyl benzene				
139	Ethyl ether				
140	bis(2-Ethylhexyl) phthalate				
141	Ethyl methacrylate				
142	Ethylene oxide				
143	Fenflur				
144	Fluorenone				
145	Fluorene				
146	Heptachlor				
147	Heptachlor epoxide				
148	Hexachlorobenzene				
149	Hexachlorobutadiene				
150	Hexachlorocyclopentadiene				
151	HxCDDs (All Hexachlorodibenzo-p-dioxins)				
152	HxCDFs (All Hexachlorodibenzofurans)				
153	Hexachlorocyclopentadiene				
154	Hexachloropropylene				
155	Indeno (1,2,3-c,d) pyrene				
156	Isodurene				
157	Isobutyl alcohol				
158	Isodurene				
159	Isodurene				
160	Isodurene				
161	Methacrylonitrile				
162	Methanol				
163	Methacrylonitrile				
164	Methacrylonitrile				
165	3-Methylphenanthrene				
166	4,4-Methylbis(2-chlorophenyl) ether				
167	Methylene chloride				
168	Methyl ethyl ketone				
169	Methyl isobutyl ketone				
170	Methyl methacrylate				
171	Methyl methacrylate				
172	Methyl phthalate				
173	Naphthalene				
174	2-Naphthylamine				
175	o-Nitroaniline				
176	p-Nitroaniline				
177	Nitrobenzene				

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. N.E.R.0.0.0.0.0.3.8.1.8.0.2.0.0.1	Manifest & Document No. 0.2.0.0.1	2. Page 1 of 1	Information in the shaded areas is not required by Federal law.	
3. Generator's Name and Mailing Address SMC ACQUISITION CORP 3900 JOLIET STREET DENVER, CO 80239 1 Waste ab - 2702 Douglas St. Omaha, Ne 68131				A. State Manifest Document Number 212694		
4. Generator's Phone (402) 345-3536 EMERGENCY CONTACT: BOX 15				B. State Generator's ID		
5. Transporter 1 Company Name TRIAD TRANSPORT, INC.				C. State Transporter's ID OKD981588791		
6. US EPA ID Number OKD981588791				D. Transporter's Phone 900-324-1139		
7. Transporter 2 Company Name				E. State Transporter's ID		
8. US EPA ID Number				F. Transporter's Phone		
9. Designated Facility Name and Site Address POLLUTION CONTROL INDUSTRIES 4343 KENNEDY AVENUE EAST CHICAGO, IN 46312				G. State Facility's ID		
10. US EPA ID Number I.N.D.0.0.0.6.4.6.9.4.3				H. Facility's Phone 219-397-3951		
GENERATOR	11. US DOT Description (Including Proper Shipping Name, Hazard Class and ID Number)		12. Containers No.	13. Total Quantity	14. Unit Wt/Vol	1. Waste No.
	a.	X RO, WASTE PAINT RELATED MATERIAL 3, UN1263, PG II, (RQ-100), (EPA D001 D035 F003 F005), (ERG 128)	22	22090	P	D001 D035 F003 F005
	b.					
	c.					
	d.					
J. Additional Description for Materials Listed Above 1.1.1-02030024FF PAINT-RELATED ITEMS (SOLID IN CY BOXES)				K. Handling Codes for Wastes Listed Above P = Pounds 501		
15. Special Handling Instructions and Additional Information WEAR APPROPRIATE PROTECTIVE GEAR WHEN HANDLING. EMERGENCY CONTACT: CHEMREC: 1-800-424-9300. CALLER MUST IDENTIFY VOPAK USA AS SHIPPER. PLACARDS PROVIDED BY CARRIER/SENDER YES/NO DRIVER SIGNATURE <i>[Signature]</i>						
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment. OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.						
Printed/Typed Name James Letcher		Signature <i>[Signature]</i>		Month Day Year 10/31/02		
17. Transporter 1 Acknowledgement of Receipt of Materials		Printed/Typed Name Daniel Hurlbut		Signature <i>[Signature]</i>		Month Day Year 10/31/02
18. Transporter 2 Acknowledgement of Receipt of Materials		Printed/Typed Name		Signature		Month Day Year
19. Discrepancy Indication Space						
20. Facility Owner or Operator Certification of receipt of hazardous materials covered by this manifest except as noted in item 18.						
Printed/Typed Name Jan H Reid		Signature <i>[Signature]</i>		Month Day Year 10/31/02		



LAND DISPOSAL RESISTION NOTIFICATION FORM 1

Generator Name/Location SML Acquisition Corp / 2702 Douglas St / Davis, Ca 95618
 EPA ID Number DE-R000001FUF Manifest Number 07001

Waste Analysis Available Yes No X Oa file at facility Date

PROFILE	RCRA NON-REGULATED <small>Please check if waste stream is not regulated by RCRA.</small>	RCRA WASTE CODES <small>(Use all that apply)</small>	SUBCATEGORY <small>(See Table B and Subcat Key if applicable)</small>	TREATABILITY GROUP <small>Please check the applicable treatability group.</small>		CALIFORNIA LIST WASTES	REGULATED CONSTITUENTS FOR D001, D002, D011-D043, F001-F005 & P009
				Nonwater >1% TOC & >1% TSS	Water-soluble		
020002401F		D001, D002, F003, F004	1	<input checked="" type="checkbox"/>			List all applicable constituents from Table I and/or by below <u>21, 22, 26, 32</u> <u>MS</u>

CALIFORNIA LIST WASTES (for Column g)

- 1) PCB > = 50 ppm 2) Halogenated Organic Carbon (HOC's) > = 1000 mg/l 3) Nickel (NI) > = 134 mg/l 4) Thallium (TI) > = 130 mg

REGULATED CONSTITUENTS FOR F001, F002, F003, F004, F005 (for Column h)

- | | | | |
|--------------------------------|-----------------------------------|----------------------------|---|
| 5) Acetone | 12) Creylic Acid | 19) Methanol | 26) Toluene |
| 6) Benzene | 13) Cyclohexanone | 20) Methylene Chloride | 27) 1,1,1 Trichloroethane |
| 7) N-Butyl Alcohol | 14) 1,2-Dichlorobenzene | 21) Methyl Ethyl Ketone | 28) 1,1,2 Trichloroethane |
| 8) Carbon Disulfide | 15) Ethyl Acetate | 22) Methyl Isobutyl Ketone | 29) 1,1,2 Trichloro 1,2,2 Trifluoroethane |
| 9) Carbon Tetrachloride | 16) Ethyl Benzene | 23) Nitrobenzene | 30) Trichloroethylene |
| 10) Chlorobenzene | 17) Ethyl Ether | 24) Pyridine | 31) Trichlorofluoromethane |
| 11) Creols (o,m, or p isomers) | 18) Isobutanol (Isobutyl alcohol) | 25) Tetrachloroethylene | 32) Xylene (Total) |

I certify under penalty of law that the above information is accurate and true.

Signature [Signature] Print Name James Letcher

generator copy/ pci copy/ vopak copy

TABLE II

The following waste codes have subcategories and the appropriate key number must be selected and placed in Column d on Form No. 1. Please refer to 40 CFR 268 for exact wording of subcategories.

WASTE CODES	KEY NUMBER	SUBCATEGORY
D001	1	High TOC ignitable liquids.
	2	Low TOC ignitable liquids managed in CWA/CWA-equivalent/Class I SDWA systems. (CyanocEM)
	3	Low TOC ignitable liquids managed in non-CWA/non-CWA equivalent/non-Class I SDWA systems. (ThermalKEM or Nertite)
D002	4	Corrosive waste managed in non-CWA/non-CWA equivalent/non-Class I SDWA systems.
	5	Corrosive waste managed in CWA/CWA equivalent/Class I SDWA systems.
D003	6	Reactive Sulfides
	7	Other Reactives
	8	Water Reactive
	9	Reactive Cyanide
D006	10	Characteristic for Cd based on extraction procedure.
	11	Cultures containing bacteria.
D008	12	Characteristic for Pb based on extraction procedure.
	13	Lead Acid Batteries.
D009	14	Low Mercury. (< 260 ppm total Hg)
	15	High Mercury (≥ 260 ppm total Hg)
F003 F005	16	Wastes that contain only one or more of the following solvents: carbon disulfide, cyclohexane, and/or methanol.
F005	17	Contains only 2-Nitroethane.
	18	Contains only 2-Ethoxyethanol.
F025	19	Light Ends.
	20	Spent Filters/Aids and Desiccants.
K006	21	Anhydrous.
	22	Hydrated.
U151	23	Nonwastewaters that contain ≥ 250 mg/kg total mercury.
	24	ALL U151 (mercury) Wastewaters
K071	25	Nonwastewaters that are residues from RMERC
	26	Nonwastewaters that are not residues from RMERC
	27	ALL K071 Wastewaters
P047	28	4,5-Dinitro- <i>o</i> -cresol
	29	4,5-Dinitro- <i>p</i> -cresol salts.
P065	30	Nonwastewaters, not incinerator or RMERC residues.
	31	Nonwastewaters from RMERC w/ less than 260 ppm Hg.
	32	Nonwastewaters from incinerator residues w/ less than 260 ppm Hg.
	33	ALL P065 wastewaters.
P092	34	Nonwastewaters, not incinerator or RMERC residues.
	35	Nonwastewaters from RMERC w/ less than 260 ppm Hg.
	36	Nonwastewaters from incinerator residues w/ less than 260 ppm Hg.
	37	ALL P092 wastewaters.
U240	38	2,4-DINITROchlorobenzene/sulfonic acid.

**Table I - UNIVERSAL TREATMENT STANDARDS
REGULATED CONSTITUENTS FOR D001*, D002, D012-D043, F039 (for Column b)**

#	Constituent	#	Constituent	#	Constituent
33)	Aceophthalene	105)	1,2-Dichloroethane	178)	5-Nitro-o-ethylidine
34)	Acenaphthene	106)	1,1-Dichloroethylene	179)	o-Nitrophenol
35)	Acetone	107)	trans-1,2-Dichloroethylene	180)	p-Nitrophenol
36)	Acetonitrile	108)	2,4-Dichlorophenol	181)	N-Nitrosodimethylamine
37)	Acetophenone	109)	2,6-Dichlorophenol	182)	N-Nitrosodimethylamine
38)	2-Acetylaminofluorene	110)	1,2-Dichloropropane	183)	N-Nitroso-di-n-butylamine
39)	Acrolein	111)	cis-1,3-Dichloropropylene	184)	N-Nitrosomethylisobutylamine
40)	Acrylamide	112)	trans-Dichloropropylene	185)	N-Nitrosomorpholine
41)	Acrylonitrile	113)	Dieldrin	186)	N-Nitrosopiperidine
42)	Aldrin	114)	Diethyl phthalate	187)	N-Nitrosopyrrolidine
43)	4-Aminobiphenyl	115)	2,4-Dimethyl phenol	188)	Parathion
44)	Aniline	116)	Dimethyl Phthalate	189)	Total PCBs (sum of all PCB isomers or all Aroclors)
45)	Anthracene	117)	Di-n-butyl phthalate	190)	Pentachlorobenzene
46)	Aroclor	118)	1,4-Dichlorobenzene	191)	PeCDEs (All Pentachlorodibenzop-dioxins)
47)	alpha-BHC	119)	4,4-Dichloro-o-cresol	192)	PeCDFs (All Pentachlorodibenzofuran)
48)	beta-BHC	120)	2,4-Dinitrophenol	193)	Pentachloroethane
49)	delta-BHC	121)	2,4-Dinitroethane	194)	Pentachloronitrobenzene
50)	gamma-BHC	122)	2,5-Dinitroethane	195)	Pentachlorophenol
51)	Benzene	123)	Di-n-octyl phthalate	196)	Phenacetic
52)	Benzo(a)anthracene	124)	p-Dimethylaminobenzenesulfonamide	197)	Phenanthrene
53)	Benzal chloride	125)	Di-n-propylureasulfonamide	198)	Phenol
54)	Benzo(b)fluoranthene (difficult to distinguish from benzo(k)fluoranthene)	126)	1,4-Dioxane	199)	Phorate
55)	Benzo(h)fluoranthene (difficult to distinguish from benzo(b)fluoranthene)	127)	Diphenylamine (difficult to distinguish from diphenylmethanamine)	200)	Phthalic acid
56)	Benzo(g,h,i)perylene	128)	Diphenylmethanamine (difficult to distinguish from diphenylamine)	201)	Phthalic anhydride
57)	Benzo(k)pyrene	129)	1,2-Dibenzylhydrazine	202)	Formamide
58)	Bromo-dichloromethane	130)	Disulfoton	203)	Pyrene
59)	Methyl bromide (Bromomethane)	131)	Endosulfan I	204)	Fyridine
60)	4-Bromophenyl phenyl ether	132)	Endosulfan II	205)	Sedrols
61)	n-Butyl alcohol	133)	Endosulfan sulfate	206)	Styrex (2,4,5-TP)
62)	Butyl benzyl phthalate	134)	Endrin	207)	2,4,5-T (2,4,5-Trichlorophenoxyacetic acid)
63)	2-sec-Butyl-4,6-dinitrophenol (Dianob)	135)	Endrin aldehyde	208)	1,2,4,5-Tetrachlorobenzene
64)	Carbon disulfide	136)	Ethyl acetate	209)	TCDEs (All Tetrachlorodibenzop-dioxins)
65)	Carbon tetrachloride	137)	Ethyl cyanide (Propanonitrile)	210)	TCDFs (All Tetrachlorodibenzofuran)
66)	Chlordane (alpha and gamma isomers)	138)	Ethyl benzene	211)	1,1,1,2-Tetrachloroethane
67)	p-Chloroaniline	139)	Ethyl ether	212)	1,1,2,2-Tetrachloroethane
68)	Chlorobenzene	140)	bis(2-Ethylhexyl) phthalate	213)	Tetrachloroethylene
69)	Chlorobenzilate	141)	Ethyl methacrylate	214)	2,3,4,5-Tetrachlorophenol
70)	2-Chloro-1,3-butadiene	142)	Ethylene oxide	215)	Toluene
71)	Chlorodibromomethane	143)	Fenitrothion	216)	Temprene
72)	Chloroethane	144)	Fluorethene	217)	Benzofuran (Trichloromethane)
73)	bis(2-Chloroethoxy)methane	145)	Fluorene	218)	1,2,4-Trichlorobenzene
74)	bis(2-Chloroethyl) ether	146)	Heptachlor	219)	1,1,1-Trichloroethane
75)	Chloroform	147)	Heptachlor epoxide	220)	1,1,2-Trichloroethane
76)	bis(2-Chloroisopropyl) ether	148)	Hexachlorocyclopentadiene	221)	Trichloroethylene
77)	p-Chloro-o-cresol	149)	Hexachlorobutadiene	222)	Trichloromethoxyfluoromethane
78)	2-Chloroethyl vinyl ether	150)	Hexachlorocyclopentadiene	223)	2,4,5-Trichlorophenol
79)	Chloromethane (Methyl chloride)	151)	HCDFs (All Hexachlorodibenzop-dioxins)	224)	2,4,6-Trichlorophenol
80)	2-Chloronaphthalene	152)	HCDFs (All Hexachlorodibenzofuran)	225)	1,2,3-Trichloropropane
81)	2-Chlorophenol	153)	Hexachlorocyclopentadiene	226)	1,1,2-Trichloro-1,1,2-trifluoroethane
82)	3-Chloropropylene	154)	Hexachloropyrylene	227)	tris(2,5-Dichloropropyl) phosphite
83)	Chrysene	155)	Heptachlor	228)	Vinyl chloride
84)	o-Cresol	156)	Heptachlor epoxide	229)	Xylenes (meta isomers (sum of o-, m-, and p-xylene concentrations))
85)	m-Cresol (difficult to distinguish from p-cresol)	157)	Hexachlorocyclopentadiene	230)	Azobenzene
86)	p-Cresol (difficult to distinguish from m-cresol)	158)	Heptachlor	231)	Azodic
87)	Cyclohexane	159)	Heptachlor epoxide	232)	Benzene
88)	1,2-Dichloro-3-chloropropane	160)	Hexachlorocyclopentadiene	233)	Benzonitrile
89)	Ethylene dichloride (1,2-Dichloroethane)	161)	Hexachlorocyclopentadiene	234)	Benzophenone
90)	Dibenzofuran	162)	Hexachlorocyclopentadiene	235)	Chrysene (Total)
91)	2,4-D (2,4-Dichlorophenoxyacetic acid)	163)	Hexachlorocyclopentadiene	236)	Chrysene (Total)
92)	o,p-DEP	164)	Hexachlorocyclopentadiene	237)	Cyanide (Amenable)
93)	p,p-DEP	165)	Hexachlorocyclopentadiene	238)	Fluoride
94)	o,p-DEB	166)	Hexachlorocyclopentadiene	239)	Lead
95)	p,p-DEB	167)	Hexachlorocyclopentadiene	240)	Mercury—Nonwastewater from Retort
96)	o,p-DUT	168)	Hexachlorocyclopentadiene	241)	Mercury—All Others
97)	p,p-DUT	169)	Hexachlorocyclopentadiene	242)	Nickel
	Dibenz(a,h)anthracene	170)	Hexachlorocyclopentadiene	243)	Selenium
100)	Di-benz(a,h)anthracene	171)	Hexachlorocyclopentadiene	244)	Silver
101)	o-Dichlorobenzene	172)	Hexachlorocyclopentadiene	245)	Sulfide
102)	p-Dichlorobenzene	173)	Hexachlorocyclopentadiene	246)	Tellurium
103)	Dichlorodifluoromethane	174)	Hexachlorocyclopentadiene	247)	Vanadium
104)	1,1-Dichloroethane	175)	Hexachlorocyclopentadiene	248)	Zinc
		176)	Hexachlorocyclopentadiene	249)	none apply
		177)	Hexachlorocyclopentadiene		

NON-HAZARDOUS WASTE MANIFEST

ORDER # 212812

Please print clearly (Form designed for use on elite (12 pitch) typewriter)

NON-HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No. NER000003848	Manifest Number 02002	2. Page 1 of 1
3. Generator's Name and Mailing Address SMC ACQUISITION CORP 3900 JOLIET STREET DENVER, CO 80239		Waste at: 2702 Douglas St Lincoln, Ne 68513		
4. Generator's Phone (402) 345-3536		EMERGENCY CONTACT: BOX 15		
5. Transporter 1 Company Name VOPAK USA INC.		6. US EPA ID Number NE D 0 0 0 8 0 9 4 8 3	A. State Transporter's ID NE D 0 0 0 8 0 9 4 8 3	
7. Transporter 2 Company Name Savannah Transport Inc		8. US EPA ID Number KS 0 0 0 0 1 3 6 4 9 1	B. Transporter 1 Phone 402-733-3266	
9. Designated Facility Name and Site Address POLLUTION CONTROL INDUSTRIES 4343 KENNEDY AVENUE EAST CHICAGO, IN 46312		10. US EPA ID Number IN D 0 0 0 6 4 6 9 4 3	C. State Transporter's ID N/A	
			D. Transporter 2 Phone 877-595-0100	
			E. State Facility's ID	
			F. Facility's Phone 219-397-3951	
11. WASTE DESCRIPTION		12. Container No.	13. Total Quantity	14. Unit Wt./Vol.
a. NON-HCRA REGULATED MATERIAL (LATEX PAINT)		24	13,800	P
b.				
c.				
d.				
11a. 0203002355 LATEX PAINT WASTE		H. Handling Codes for Wastes Listed Above P = Pounds SD		
18. Special Handling Instructions and Additional Information EMERGENCY CONTACT: CHEMTREC: 1-800-424-9300. CALLER MUST IDENTIFY VOPAK USA AS SHIPPER.		WEAR APPROPRIATE PROTECTIVE GEAR WHEN HANDLING.		
16. GENERATOR'S CERTIFICATION: I hereby certify that the contents of this shipment are fully and accurately described and are in all respects in proper condition for transport. The materials described on this manifest are not subject to federal hazardous waste regulations.				
Printed/Typed Name James Letcher		Signature <i>James Letcher</i>	Date 03/25/02	
17. Transporter 1 Acknowledgment of Receipt of Materials Printed/Typed Name Charles P. Henderson		Signature <i>Charles P. Henderson</i>	Date 03/25/02	
18. Transporter 2 Acknowledgment of Receipt of Materials Printed/Typed Name Darren Abrah		Signature <i>Darren Abrah</i>	Date 03/27/02	
19. Discrepancy Indication Space				
20. Facility Owner or Operator, Certification of receipt of the waste materials covered by this manifest, except as noted in item 18. Printed/Typed Name Janet Reid		Signature <i>Janet Reid</i>	Date 03/27/02	

Systech Environmental Corporation

Prudonia, Kansas

1-800-888-8011

(513) 374-4133 (FAX)

Profile No. VA 559427

Date Received: _____

FUEL QUALIFICATION FORM

Please answer all questions to enable us to respond promptly. PLEASE NOTE, GENERATOR MUST SIGN BELOW. WE CANNOT BEGIN THE REMOVAL PROCESS UNTIL THE APPLICATION IS COMPLETE. A representative sample of the waste stream must accompany this application. Please attach MSDS's

A. Generator SMC Acquisition Corp.

Technical Contact James Letcher

Phone 402-345-3516 Ext _____ FAX 402-345-4354

Address 2702 Douglas Street, BULL - SEE BELOW

City Omaha State NE Zip 68131

EPA ID In Progress State ID No. (if applicable) _____

VAN WATERS & ROGERS INC.

Business Contact Sharon Pihon Administrative Contact Isabelle Dahlen

Phone (402) 733-4144 Ext _____ FAX (402) 733-8371

Address 3802 F Street

City Omaha State NE Zip 68107

B. 1. Identification of waste: Paint & Solvent Waste

DOT description: EQ Waste Paint related material (aliphatic hydrocarbons, butyl acetate), J, UN1263, P01 (ERG #121)

2. Activity Producing Waste: Coated/OE-Spec Products

3. Is the waste Non-Hazardous Hazardous

If non-hazardous, does it have > 100 ppm organics? Yes No

If hazardous, please specify EPA Waste Codes: D001 D033 P05, 3, 104

State Waste Code(s) if applicable: _____

4. Quantity of waste available: 20 Metal Drums, Barrels, Kegs per Month Year Other One Time Only

5. Physical Description (i.e. consistency, texture, etc): Liquid, Sludge, Single multi/ration

6. Method of Shipment: Bulk System Drum Other _____

7. Check the appropriate box if the waste contains any of the following: PCBs Cyanides Radioactives Explosives Pesticides/Herbicides Biologically active material Mercury > 260 ppm

8. Is this material from a CERCLA site? Yes No

9a. What is the Btu/lb of the material as generated? 10000 - 15000 9b. What is the flashpoint? 71 - 100 F

10. What is the pH of the material? < 2.8 > 2 to < 12.5 > 12.5

11. NERHAP Information: a. total benzene concentration 0.01 % (or 0.00 ppm) b. water > 10 % Yes No

12. List and give approximate concentrations for primary raw materials entering the waste or provide a waste analysis, if available. Account for 100 percent of the waste.

Material	%	Material	%	Material	%
<u>Paint & solvent related material</u>	<u>100.00 - 100</u>	<u>SMC Acquisition Corp.</u>			
<u>Paint & solvent related material</u>		<u>SMC Acquisition Corp.</u>			
<u>Paint & solvent related material</u>		<u>James CO. McGinnis</u>			
<u>Paint & solvent related material</u>					
<u>Paint & solvent related material</u>					

13. Is the sample being submitted to Systech representative of the waste stream? Yes No

If yes, explain SEE 10

To the best of my knowledge, I warrant that the materials delivered to Systech will be in conformity with the description herein, all information represented by generator in this profile is accurate and complete, and all questions are answered.

C. Generator Signature [Signature] Title Warehouse Manager Date 2-01-02

Revised July 24, 1993

Systech Environmental Corporation

Frederia, Kansas

1-800-888-8011

(513) 374-4133 (FAX)

Profile No. VA S5P427

Date Received: _____

JEL QUALIFICATION FORM

Please answer all questions to enable us to respond promptly. PLEASE NOTE, GENERATOR MUST SIGN BELOW. WE CANNOT BEGIN THE APPROVAL PROCESS UNTIL THE APPLICATION IS COMPLETE. A representative sample of the waste stream must accompany this application. Please attach MSDS's

A. Generator SMC Acquisition Corp.
 Technical Contact James Letcher
 Phone 402-345-3536 Ext _____ FAX 402-345-6354
 Address 2702 Douglas Street BIL1- SEE BELOW
 City Omaha State NE Zip 68131
 EPA ID NER000003848 State ID No.(if applicable) _____

VAN WATERS & ROGERS INC.

Business Contact Sharon Pelton Administrative Contact Jeanette Dahlem
 Phone (402) 733-4164 Ext _____ FAX (402) 733-0371
 Address 3002 F Street
 City Omaha State NE Zip 68107

B. 1. Identification of waste: Paint & Solvent Waste
 DOT description: RD, Waste Paint related material (aliphatic hydrocarbons, butyl acetate), 3, UN1263, PGII (ERG #128)
 2. Activity Producing Waste: Updated/Off-Spec Products
 3. Is the waste NonHazardous Hazardous
 If nonhazardous, does it have > 100 ppm organics? Yes No
 If hazardous, please specify EPA Waste Codes:
D001 D033 F003 F004
 State Waste Code(s) if applicable: _____
 4. Quantity of waste available: 20 Metal Drums, Barrels, Kegs per Month Year Other One Time Only
 5. Physical Description (i.e. consistency, texture, etc): Liquid, Sludge, Single, multi/vari
 6. Method of Shipment: Bulk Systick Drum Other _____
 7. Check the appropriate box if the waste contains any of the following: PCBs Cyanides
 Radioactives Reactives Pesticides/Herbicides biologically active material mercury > 260 ppm
 8. Is this material from a CERCLA site? Yes No
 9a. What is the lbs/lb of the material as generated? 10000 - 15000 9b. What is the flashpoint? 73 - 100 F
 10. What is the pH of the material? ≤ 2.0 > 2 to < 12.5 ≥ 12.5
 11. NESHAP Information: a. total benzene concentration 0.01 % (or 0.00 ppm) b. water > 10 % Yes No
 12. List and give approximate concentrations for primary raw materials entering the waste or provide a waste analysis, if available. Account for 100 percent of the waste.

Material	%	Material	%	Material	%
<u>Paint & Prime System Material</u>	<u>100.00 - 100.00</u>	<u>SMC Acquisition Corp.</u>	-		
<u>butyl acetate, butyl methyl ketone</u>	-	<u>2808 Jetter Street</u>	-		
<u>toluene, MEK, xylene, water, ethyl</u>	-	<u>Omaha, NE 68131</u>	-		
<u>alcohols & isopropyl alcohol</u>	-				
<u>isocyanate - NLL TO:</u>	-				

13. Is the sample being submitted to Systech representative of the waste stream? Yes No
 If no, explain SP100

To the best of my knowledge, I warrant that the materials delivered to Systech will be in conformity with the description herein, all information represented by generator in this profile is accurate and complete, and all questions are answered.

C. Generator Signature _____ **Title** _____ **Date** _____

Revised July 26, 1995

POLLUTION CONTROL INDUSTRIES

4343 Kennedy Ave. East Chicago, IN 46310
 6486 Top-Fer Drive Millington, TN 38083
 11888 Whitebrook Rd. Rancho Cordova, CA 95670

PROFILE NUMBER
IES5P459

GENERATOR'S WASTE PROFILE SHEET

PLEASE PRINT IN INK OR TYPE

A. GENERATOR INFORMATION

Generator Name: SMC Acquisition Corp.
 Facility Address: 2702 Douglas Street BILL: See Below
 City: Omaha State: NE Zip: 68131
 Customer name: James Letcher
 Customer Phone: 402-345-3536
 Customer Fax: 402-345-6354
 Generator USEPA/Federal ID #: NER000003848
 Is the Generator a "Conditionally Exempt Small Quantity Generator"? Yes No

BILLING INFORMATION

Billing Name: Yocak USA Inc.
 Billing Address: 3002 F Street
 City: Omaha State: NE Zip: 68107
 Billing contact name: Jeanette Dahlem
 Billing Phone: (402) 738-4164
 Billing Fax: (402) 738-0871
 P.C.I. Sales Rep: Bob Brown
 VWR Sales Rep: Sheree Pelton

B. WASTE STREAM INFORMATION

Name of the Waste: Paint Related Items (Solid in CY Boxes or Drums)
 Original Process Generating Waste: Outdated/Off-Spec Products
 Is a representative sample provided? Yes No
 Is a MSDS attached? Yes No
 Is there any Analytical attached? TCLP Yes No Other Yes No

C. GENERAL CHARACTERISTICS

Color: multi/vars Physical state @ 70 F
 Odor: None 25 % Liquid 75 % Gas (Aerosol)
Mid 75 % Sludge None % Gas (Other)
 Strong None % Solid None % Other
 PH: <2.0 2.0 to 4.0 4.0 to 10.0 10.0 to 12.5 >12.5
 Liquid Flash Point: <73 F 73 to 99 F 100 to 139 F 140 to 200 F >200 F None
 Specific Gravity None % Total Halogens: None

D. CHEMICAL COMPOSITION

Constituents	Min%	Max%	Constituents	Min%	Max%
Paint & Paint Related in 1 & 5 Gal. Pails:	100.00	100.00	3900 Joliet Street		
butyl acetate, aliphatic hydrocarbons,			Denver, CO 80239		
toluene, xylene, MIBK, MEK,					
ethyl benzene, butyl methyl ketone					
Jeanette - BILL TO:					
SMC Acquisition Corp.					

Total of Maximum concentration must > or = to 100%

E. OTHER WASTE STREAM INFORMATION

Is this Waste a "USED OIL" per 40CFR PART 270? Yes No
 If "Yes", does the total halogen content exceed 1,000 ppm? Yes No
 If "Yes", can you rebut the presumption that this material is a "Hazardous Waste"? Yes No
 Does the Waste have any of the following characteristics? (Please check all that apply)
 Oxidizer Organic Peroxide Water Reactive Air Reactive Pyrophoric Dioxin
 Radioactive Infectious Pathogen Carcinogen Etiological
 Explosive Shock Sensitive Undergo Hazardous Polymerization

Does the Waste contain any of the following?

None	or	LESS THAN	or	ACTUAL	None	or	LESS THAN	or	ACTUAL
<input checked="" type="checkbox"/>		PCB'S	<50ppm	ppm	<input checked="" type="checkbox"/>		Sulfides	<50ppm	ppm
<input checked="" type="checkbox"/>		Cyanides	<50ppm	ppm	<input checked="" type="checkbox"/>		Phenolics	<50ppm	ppm

Does the waste represented by this profile contain benzene? Yes No

If "Yes", please list concentration in ppm: trace

Is the Waste subject to the benzene waste operations NESHAP? Yes No

For "Yes" if your waste contains benzene and if the SIC code from your facility is one of the following:

- 2812 2813 2816 2818 2821 2822 2823 2824 2833 2834 2835 2836 2841 2842 2843 2844 2851
 2801 2856 2859 2873 2874 2876 2879 2891 2892 2893 2896 2899 2911 3312 4953 4960 9511

E. OTHER WASTE STREAM INFORMATION CONTINUE

Is the Waste subject to RCRA Subpart CC controls? Yes No
 If "No", does the Waste meet the organic LDR exemption for UHC's? Yes No
 If "No", does the Waste contain <500ppmw volatile organic (VO)? Yes No
 Does the Waste contain any Class I or Class II ozone-depleting substances? Yes No

F. SHIPPING INFORMATION

Method of Shipment:
 Bulk Liquid (> 500 Gallons) Bulk Solid (roll-off box, vacuum box, etc)
 Cubic Yard Boxes Totes (Please specify size)
 Drums (Specify size) 85 55 30 18 5 Other: _____
 Shipping Frequency:
 Number of Units 40 Per Month Quarter Year Other: One Time Only

G. RCRA CHARACTERIZATION

Is this a USEPA "Hazardous Waste" per 40CFR 261.37? Yes No
 If "No", Please skip to section H.
 Is this a "Universal Waste" per 40CFR part 273? Yes No
 Is this a "Characteristic Waste"? Yes No
 If "Yes" is it: D001 Ignitable D002 Corrosive D003 Reactive
 Characteristic for Toxic Metals: D004 D005 D006 D007 D008 D009 D010 D011
 Characteristic for Toxic Organics: D012 thr D043 (please list all that apply)
 0035
 Is this an "F" or "K" Listed waste or mixed with one? Yes No
 If "Yes", Please list all applicable code(s) from 40CFR261.31 and/or 261.32: F003 P005
 Is this a commercial chemical product or spill cleanup that would carry a "U" or "P" waste code under 40CFR 261.33(a) or (f)? Yes No
 If "Yes", Please list all applicable waste code(s). _____
 Is this a state regulated waste? Yes No
 If "Yes", Please list all codes. _____

H. DOT SHIPPING INFORMATION

Is this a U.S. Dept. of Transportation (USDOT) Hazardous Material? Yes No
 Proper Shipping Name per 49CFR 172.101 Hazardous Materials Table:
RS2 Waste Paint related material
 Reportable Quantity (if any) 100 lbs
 Hazard Class or Division No. 3 UN/NA # UN1253 Packing group I II III
 Is this a "Poison Inhalation Hazard"? Yes No
 If "Yes", Please indicate Hazard Zone Zone A Zone B Zone C Zone D Other
 List two primary hazardous constituents: butyl acetate, aliphatic hydrocarbons;

I. GENERATOR CERTIFICATION

I hereby certify that the above described description is complete and accurate to the best of my knowledge and ability. No deliberate or willful omission of information or hazardous waste has been disclosed.
 I also certify that the obtained sample is representative of the waste material described above and give PCI permission and consent to make amendments and corrections.

Name (print) James Letcher Title Warehouse Manager
 Signature [Signature] Date 3-21-07

THIS SPACE IS FOR THE PERSONNEL DEPARTMENT ONLY

DATE RECEIVED 3/21/07 APPROVER'S INITIALS _____ PROFILE NUMBER _____
 PROCESS CODE _____ PRICE _____ TRANS _____
 APPROVER'S INITIALS _____
 PROPER WASTE CODES _____

PROPER D.O.T. SHIPPING NAME _____
 HAZARD CLASS _____ UN _____ NA _____ PACKING GROUP I II III
 N.O.S. DESCRIPTIONS _____
 YARD INSTRUCTIONS: NO LANDFILL CUSTOMER NO SAMPLE APPROVAL
 RUN SALES ANALYTICAL MSDS ATTACHED
 NH FOR METALS PER GEN MSD ATTACHED ANALYTICAL
 RUN OIL SCREEN ON INCOME RUN COMP. ON INCOMING
 ORN CODE # _____ SYSTEM CODE _____

NOTES: _____
 TIME YWR # 825448 Profile Number 825448

POLLUTION CONTROL INDUSTRIES

4343 Kennedy Ave. 5485 Tap-For Drive 11855 Whitbrook Rd.
 East Chicago, IN 46310 Millington, TN 38053 Rancho Cordova, CA 95670

PROFILE NUMBER
IES5P421

GENERATOR'S WASTE PROFILE SHEET

PLEASE PRINT IN INK OR TYPE

A. GENERATOR INFORMATION

Generator Name: SMC Acquisition Corp.
 Facility Address: 2702 Douglas Street; BILL: SEE BELOW
 City: Omaha State: NE Zip: 68131
 Customer name: James Letcher
 Customer Phone: 402-345-3336
 Customer Fax: 402-345-6354
 Generator USEPA/Federal ID #: NER000003848

BILLING INFORMATION

Billing Name: Vocor USA Inc.
 Billing Address: 3002 F Street
 City: Omaha State: NE Zip: 68107
 Billing contact name: Jeanette Dahlem
 Billing Phone: (402) 738-4184
 Billing Fax: (402) 733-0371
 P.C.I. Sales Rep: Bob Brown

Is the Generator a "Conditionally Exempt Small Quantity Generator?" Yes No

WWR Sales Rep:

Generator S.I.C. Code (4 Digit): _____

Sheree Patton

B. WASTE STREAM INFORMATION

Name of the Waste: Latex Paint Waste
 Original Process Generating Waste: Excess & Off Spec Materials
 Is a representative sample provided? Yes No
 Is a MSDS attached? Yes No
 Is there any Analytical attached? Yes No Other Yes No

C. GENERAL CHARACTERISTICS

Color: Mild Physical state @ 70 F _____ Phases _____ Btu/Lb _____
 Odor: 50 % Liquid _____ % Gas (Aerocol) Single Layer <3000
 _____ % Sludge _____ % Gas (Other) Multi Layer _____ 3000-8000
 Mild _____ % Solid _____ % Other How Many? _____ 8000-10,000
 _____ Strong _____ % Powder _____ >10,000
 PH: _____ <2.0 _____ 2.0 to 4.0 4.0 to 10.0 _____ 10.0 to 12.5 _____ >12.5
 Liquid Flash Point: _____ <73 F _____ 73 to 99 F _____ 100 to 139 F _____ 140 to 200 F >200 F _____ None
 Specific Gravity _____ >1 _____ % Total Halogens: _____

D. CHEMICAL COMPOSITION

Constituents	Min%	Max%	Constituents	Min%	Max%
Latex Based Paint & Stms	100.00	100.00			
Jeanette - BE to:					
SMC Acquisition Corp.					
3000 Joliet Street					
Denver, CO 80239-3231					

Total of Maximum concentration must > or = to 100%

E. OTHER WASTE STREAM INFORMATION

Is this Waste a "USED OIL" per 40CFR PART 279? Yes No
 If "Yes", does the total halogen content exceed 1,000 ppm? Yes No
 If "Yes", can you rebut the presumption that this material is a "Hazardous Waste"? Yes No
 Does the Waste have any of the following characteristics? (Please check all that apply)
 Oxidizer Organic Peroxide Water Reactive Air Reactive Pyrophoric Dioxin
 Radioactive Infectious Pathogen Carcinogen Ecological
 Explosive Shock Sensitive Undergo Hazardous Polymerization

Does the Waste contain any of the following?

None or LESS THAN	or ACTUAL	None or LESS THAN	or ACTUAL
<input checked="" type="checkbox"/> PCB'S _____	<50ppm _____ ppm	<input checked="" type="checkbox"/> Sulfides _____	<50ppm _____ ppm
<input checked="" type="checkbox"/> Cyanides _____	<50ppm _____ ppm	<input checked="" type="checkbox"/> Phenolics _____	<50ppm _____ ppm

Does the waste represented by this profile contain benzene? Yes No

If "Yes", please list concentration in ppm: _____

Is the Waste subject to the benzene waste operations NESHAP? Yes No

Answer "Yes" if your waste contains benzene and if the SIC code from your facility is one of the following:

- 2812 2813 2816 2819 2821 2822 2823 2824 2833 2834 2835 2836 2841 2842 2843 2844 2851
 2861 2865 2869 2873 2874 2876 2879 2891 2892 2893 2896 2899 2911 3312 4953 4958 9511

E. OTHER WASTE STREAM INFORMATION CONTINUE

Is the Waste subject to RCRA Subpart CC controls?
If "No", does the Waste meet the organic LDR exemption for UHC's? Yes No
If "No", does the Waste contain <500ppmw volatile organic (VO)? Yes No
Does the Waste contain any Class I or Class II ozone-depleting substances? Yes No
 Yes No

F. SHIPPING INFORMATION

Method of Shipment:
 Bulk Liquid (> 500 Gallons) Bulk Solid (roll-off box, vacuum box, etc)
 Cubic Yard Boxes Totes (Please specify size)
 Drums (Specify size) 85 55 30 18 5 Other: _____
Shipping Frequency:
Number of Units 45 Per Month Quarter Year Other: One Time Only

G. R.C.R.A. CHARACTERIZATION

Is this a USEPA "Hazardous Waste" per 40CFR 261.37 Yes No
If "No", Please skip to section H.
Is this a "Universal Waste" per 40CFR part 273? Yes No
Is this a "Characteristic Waste"? Yes No
If "Yes" is it: D001 Ignitable D002 Corrosive D003 Reactive
Characteristic for Toxic Metals: D004 D005 D006 D007 D008 D009
Characteristic for Toxic Organics: D012 thr D043 (please list all that apply) D010 D011

Is this an "F" or "K" Listed waste or mixed with one? Yes No
If "Yes", Please list all applicable code(s) from 40CFR261.31 and/or 261.32: _____
Is this a commercial chemical product or spill cleanup that would carry a "U" or "P" waste code under 40CFR 261.33(e) or (f)? Yes No
If "Yes", Please list all applicable waste code(s). _____
Is this a state regulated waste? Yes No
If "Yes", Please list all codes. _____

H. DOT SHIPPING INFORMATION

Is this a U.S. Dept. of Transportation (USDOT) Hazardous Material? Yes No
Proper Shipping Name per 49CFR 172.101 Hazardous Materials Table: _____
Waste Non-RCRA Registered Material (enter code) _____
Reportable Quantity (if any) _____ lbs
Hazard Class or Division No. None UNNA # _____ Packing group I II III
Is this a "Poison Inhalation Hazard"? Yes No
If "Yes", Please indicate Hazard Zone Zone A Zone B Zone C Zone D Other
List two primary inorganic constituents: _____

I. GENERATOR IDENTIFICATION

I hereby certify that the information furnished in connection with this report is complete and accurate to the best of my knowledge and ability. No deliberate or willful concealment of information that provides false data that is known or should be known to be false has been furnished.
I also certify that the chemical species is representative of the waste material described above and give PCI permission and consent to make attachments and copies.
Name (Print) James Lecher Title Warehouse Manager
Signature [Signature] Date 3-21-88

DATE RECEIVED _____ PRICE _____ APPROVER'S INITIALS _____ PROFILE NUMBER _____
PROCESS CODE _____ TRANS _____
APPROVER'S INITIALS _____
PROPER WASTE CODES _____
PROPER D.O.T. SHIPPING NAME _____
HAZARD CLASS _____ UN _____ NA _____ PACKING GROUP I II III
N.O.S. DESCRIPTORS _____
YARD INSTRUCTIONS: NO LANDFILL CUSTOMER NO SAMPLE APPROVAL
 RUN SALES ANALYTICAL SPEC ATTACHED
 NH FOR METALS PER GEN SEE ATTACHED ANALYTICAL
 RUN OX SCREEN ON FICOMI RUN COMP. ON SCREENING
RM CODE B _____
SYSTEM CODE _____
NOTES: _____

**Site Closure Plan
Former Paint Product Storage Area
SMC Acquisitions, 2702 Douglas Street, Omaha, Nebraska**

Appendix B

Copy of September 25, 2002 Letter from NDEQ

STATE OF NEBRASKA



Mike Johanns
Governor

SEP 25 2002

DEPARTMENT OF ENVIRONMENTAL QUALITY

Michael J. Linder
Director
Suite 400, The Atrium
1200 N Street
P.O. Box 98922
Lincoln, Nebraska 68509-8922
Phone (402) 471-2186
FAX (402) 471-2909

Certified Mail

Return Receipt Requested

Susan Charles
Attorney for SMC Acquisitions Corp.
Mayer Brown Row and Maw Law Partnership
190 South LaSalle Street
Chicago, IL 60603-3441

RE: SMC Acquisition's August 28, 2002 response to Department's Notice of Violation
DEQ/EPA I.D. # NER000003848
IIS# - 50597

Department Response and Request for Submittal

Dear Ms. Charles :

The Department has reviewed the information submitted from you on behalf of SMC Acquisitions Corporation to address violations cited in the Department's July 2, 2002 Notice of Violation (NOV). The Department finds that SMC has adequately addressed violations 2 through 12 by properly disposing of the hazardous waste and nonhazardous waste, and then renotifying on August 20, 2002, having become a Conditionally Exempt Small Quantity Generator.

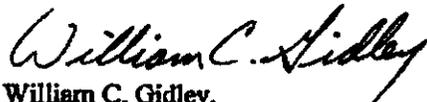
In regard to violation 1, the Department still considers this violation as having not been addressed. The Department requires that SMC Acquisitions submit information to address the prior illegal storage of hazardous waste, at 2702 Douglas Street, within 30 days of receipt of this letter. At a minimum your response must include the following:

A schedule for complying with the closure requirements of 40 CFR 264, Subparts G, H and I as adopted in Title 128, Chapter 21, 007 and 009. Please submit the schedule, and direct any questions regarding closure procedures to Siew Kour of this department at (402) 471-3386.

Be advised that having addressed almost all of the items does not prevent the Department from pursuing appropriate enforcement actions, including penalties, for violations noted on the inspections. For your reference, statutory authority for such penalties is found at Nebraska revised Statute §81-1508.

If you have any questions regarding this letter or Nebraska's hazardous waste regulations, feel free to contact Morgan Leibrandt or Jeff Edwards of my staff at (402) 471-4210.

Sincerely,



William C. Gidley,
Waste Management Section Supervisor

WCG/jle

CC: Beth Koesterer, EPA Region VII (w/attachment)
James Letcher, Assistant Manager, SMC Acquisitions Corporation, Omaha, NE

Appendix C
Sampling and Analysis Plan

SAMPLING AND ANALYSIS PLAN

**FORMER PAINT PRODUCT STORAGE AREA
2702 DOUGLAS STREET
OMAHA, NEBRASKA**

**ITSI Project Number: 03-333
Document Control Number: 03.333.03**

Prepared for:

**SMC Acquisition Corporation
2702 Douglas Street
Omaha, Nebraska 68131**

Prepared by:

**Innovative Technical Solutions, Inc.
2730 Shadelands Drive, Suite 100
Walnut Creek, CA 94598**

June 2005



REVIEW AND APPROVAL SAMPLING AND ANALYSIS PLAN

FORMER PAINT PRODUCT STORAGE AREA
2702 DOUGLAS STREET
OMAHA, NEBRASKA

ITSI Project Number: 03-333
Document Control Number: 03.333.03

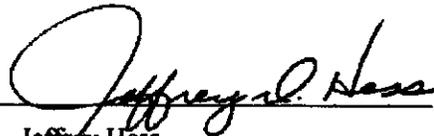
Prepared for:

SMC Acquisition Corporation
2702 Douglas Street
Omaha, Nebraska 68131

Prepared by:

Innovative Technical Solutions, Inc.
2730 Shadelands Drive, Suite 100
Walnut Creek, CA 94598

Approved By:


Jeffrey Hess
ITSI Project Manager

Date: September 8, 2005

Approved By:


Paul West
ITSI Project Chemist

Date: September 8, 2005

DISTRIBUTION LIST

The primary distribution list for this Sampling and Analysis Plan for the Former Paint Product Storage Area at 2702 Douglas Street, Omaha Nebraska is as follows:

Natalee J. Hart
Assistant Attorney General
Agriculture, Natural Resources & Environment Section
State of Nebraska Office of Attorney General
2115 State Capital Building
Lincoln, Nebraska 68509

Nebraska Department of Environmental Quality (NDEQ)
1200 N Street, Suite 400
PO Pox 98922
Lincoln, Nebraska 68509

Dick Balluf
SMC Acquisition Corporation
8320 F Street
Omaha, Nebraska 68127

Thomas W. Dimond
Mayer, Brown, Rowe & Maw LLP
190 South LaSalle Street
Chicago, Illinois 60603

Jeffrey D. Hess, R.G.
Innovative Technical Solutions, Inc.
2730 Shadelands Drive, Suite 100
Walnut Creek, California 94598

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LIST OF TABLES AND ATTACHMENTS

List of Tables

No.	Title
1	Analytical Methods, Parameters for Analysis, and Reporting Limits
2	Sample Preservation and Storage Requirements

List of Attachments

No.	Title
1	Example Sample Tracking Log
2	Example Non Routine Occurrence Report

1.0 INTRODUCTION

Innovative Technical Solutions, Inc. (ITSI) has been contracted by SMC Acquisitions (SMC) to support closure activities that include the inspection, cleaning, and testing of the concrete flooring at the former Paint Product Storage Area at their facility located at 2702 Douglas Street in Omaha, Nebraska.

This Sampling and Analysis Plan (SAP) provides the details of the proposed sampling activities and subsequent analyses of the samples of rinsate generated during the cleaning activities. These results will then be used to demonstrate clean closure by comparison with US Environmental Protection Agency (EPA) published toxicity characteristic leaching procedure (TCLP) regulatory standards.

This SAP combines the elements of both a Field Sampling Plan (FSP) and Quality Assurance Project Plan (QAPP). In accordance with Section 2.4.2 of *EPA Requirements for Quality Assurance Project Plans (QA/R-5)* (EPA, 2001), this SAP is based upon a graded approach of detail appropriate to the complexity of the project.

1.1 PROJECT ORGANIZATION

Project Manager. Mr. Jeff Hess will serve as Project Manager for this project. Mr. Hess has the overall responsibility and authority for project coordination with the Client. The Project Manager is responsible for the development and approval of all project documents, including the SAP, work plans, safety and health plans, standard operating procedures, contract documents, and reports. Mr. Hess had over 19 years of experience working on complex multi-disciplinary environmental investigation and remediation projects.

Project Chemist. Mr. Paul West will serve as Project Chemist on this project. Mr. West will assist in preparation of project-specific SAPs, as well as management of project tasks associated

with sampling and preservation requirements, general oversight of field personnel in sampling activities, coordination of sample collection and analysis with the analytical laboratory, review of analytical data as it is reported, and implementation of appropriate quality control activities and corrective actions (as necessary).

Analytical Laboratory. The analytical laboratory selected for this effort shall have current National Environmental Laboratory Accreditation Conference (NELAC) certification.

1.2 PROBLEM DEFINITION/BACKGROUND

Closure of this former Paint Product Storage Area will be a clean closure, as described in Section 3.0 of the Closure Plan. The Closure Plan is designed to ensure the area will not require any additional maintenance or controls to minimize or eliminate threats to human health and the environment. Sampling activities need to be performed to provide data to support the site closure.

1.3 PROJECT TASK DESCRIPTION

Steam cleaning will be performed as part of the closure plan. Analysis is required of the generated rinsate from the cleaning process to ensure compliance with environmental regulations.

1.4 QUALITY OBJECTIVES

The general objectives are to comply with waste disposal regulations, and to confirm the effectiveness of the cleanup process. Specific quality objectives are described in Steps 5 and 6 of the Data Quality Objectives Process.

1.5 SPECIAL TRAINING AND CERTIFICATES

No special training is expected for personnel to access the site, or to work on the site.

1.6 DOCUMENTS AND RECORDS

All documents, including field notes, graphs, charts, laboratory reports and final reports shall be

stored for 5 years upon completion of the project.

2.0 FIELD SAMPLING PLAN

2.1 SAMPLING PROCESS DESIGN

The sampling program consists of the collection of representative samples of rinsate generated during the cleaning of the floor. It is anticipated up to 5 drums of rinsate may be generated during the cleaning process. Following containerization of the rinsate, a minimum of two samples will be collected, each from different 55-gallon drums. The first sample will be collected from the first drum filled and will be representative of the rinsate as a whole for purposes of characterization, and the second sample will be collected from the last drum filled and will be representative of the final rinsate collected and thus representative of the cleaned surface.

2.2 SAMPLE COLLECTION, SAMPLE HANDLING AND CUSTODY

Samples will be collected using clean disposable Coliwasa samplers, one each for each sample collected. The rinsate samples will be transferred from the Coliwasa samplers directly into appropriate laboratory-provided clean sample containers for subsequent shipment to the analytical laboratory. The samples will be transported under proper chain-of-custody procedures to a NELAC-certified analytical laboratory for analysis.

2.3 ANALYTICAL METHODS

The samples will be analyzed for the following:

- TCLP VOCs by EPA Methods 1311 and 8260B
- TCLP Metals by EPA Methods 1311 and 6010B/7470A
- Reactivity, Corrosivity, and Ignitability (RCI) by SW846 7.3.3 and 7.3.4, SW846 9045, and SW846 1010, respectively.

Table 1 provides the analytical methods and reporting limits for the above analyses. The levels were established consistent with regulatory criteria for waste classification (e.g., TCLP levels)

and requirements from the potential receiving facilities. Table 2 provides the sample preservation and storage requirements.

2.4 QUALITY CONTROL SAMPLES

Quality assurance (QA) samples, and quality control (QC) samples consisting of field duplicate samples, and equipment blanks (if applicable), will be collected as part of the sampling activity.

Quality Assurance Samples

At the sole discretion of Nebraska Department of Environmental Quality (NDEQ), split samples may be collected and sent to an alternate laboratory for independent comparison of results.

These split samples will be labeled in the same manner as the primary samples, and will be recorded on a separate COC form for shipment to the alternate laboratory contracted by NDEQ.

Field Duplicate Samples

Field duplicate samples will be collected as part of the normal QA/QC procedures at a frequency of 5% of the primary samples for each analytical method, with a minimum of one duplicate sample collected and sent to the same analytical laboratory as the primary samples.

Equipment Rinse Blanks

Equipment rinse samples and equipment rinse blanks will not be collected as part of this project. The use of dedicated disposable Coliwasa samplers, one Coliwasa sampler per sample collected, precludes the need for equipment rinse samples and equipment blank samples.

2.5 INSTRUMENT TESTING AND CALIBRATION

The required reporting limits and performance criteria listed in Table 1 are routine and should be attainable using standard operating procedures. All chemical analytical instrumentation that generates results for this effort will be calibrated in accordance with manufacturer's instructions and with the analytical laboratory quality manual. Performance shall be monitored through the use of field and laboratory quality control samples.

2.6 INSPECTION AND SUPPLIES

Appropriate sample containers shall be sent directly from the analytical laboratory to the site. Upon receipt, the container type shall be checked to confirm it is appropriate for the analytical parameter that is to be tested, and it contains preservative (if required). Documentation of the inspection shall be included with field documents.

2.7 NON DIRECT MEASUREMENTS

No Non-Direct Measurements are expected to be determined.

2.8 RECORDKEEPING

Sample Labels

Samples will be labeled for identification. Pre-printed sample labels will be used when available, or labels will be completed prior to or at the time of sample collection. Labels will be completed in waterproof ink and secured to the sample container with clear tape wider than the label itself before the samples are packaged for transportation to the laboratory. At a minimum, labels will contain the information listed below.

- Sample identification number
- Sample location
- Date and time of collection
- Initials of the person collecting the sample
- Analysis requested
- Preservation method
- Any other information pertinent to the sample.

Chain of Custody

The purpose of sample custody procedures is to maintain the integrity of field samples throughout field activities, from the point of collection through delivery to and acceptance by the laboratory. A COC form will be completed and will accompany each group of samples sent to the laboratory to document sample possession from the time of collection to sample receipt. The COC form will contain information listed below.

- Sample number or identification
- Name and signature of the collector, sampler, or recorder
- Name and location of the project
- Date of sample collection
- Sample matrix
- Preservative type, if any
- Analyses requested
- Signatures of the persons relinquishing and receiving the samples
- Date and time of laboratory receipt of the samples.

Field Documentation

Daily field activities and relevant sampling information will be documented in a daily activity report (DAR). Corrections will be made by striking out the incorrect entry with a single line and entering the correct information. The person making the entry will initial and date the correction. Entries must be legible, in ink, and factual in content.

DAR entries may include the following information, as appropriate:

- Project name and number
- Site name and location
- Arrival and departure dates/times for project personnel
- Names and affiliations of personnel on site, and any other individuals or organizations contacted
- Author's name and date
- Field instruments, calibration methods and equipment identification numbers
- Chronology, locations, and descriptions of activities conducted
- Sampling locations
- Sample identification numbers
- Sample type and amount collected
- Date and time of sample collection
- Name of sampler
- Sampling method and container (size/type) for each sample collected, including QC samples. (Alternatively, this information may be contained on the COC form, soil sampling form, or other field form. The DAR will then contain a unique identifier linking the DAR to the COC).
- Field observations and appropriate comments
- Modifications to or deviations from the Plan.

Sample Tracking Log

To monitor the flow of samples to the laboratory and the results of the analytical tests for each sample, a Sample Tracking Log will be used (an example is shown in Attachment 1). Each sample collected will be entered into this table, along with the corresponding laboratory sample ID, requested analytical tests, and other relevant information. Once results are obtained, the sample results will be checked against the log to insure the appropriate tests were conducted for each of the samples submitted.

2.9 DATA MANAGEMENT

All data will be transmitted by either hardcopy or in an appropriate electronic format that can reproduce the hardcopy (e.g., Adobe® Acrobat Portable Document Format (pdf)). Transmittal of final laboratory reports shall be on either hardcopy or on Compact Disk. Data will be evaluated relative to data quality objectives and will be entered into presentation tables for ease of use. Original laboratory data reports shall be attached to the final report for reference.

3.0 QUALITY ASSURANCE PROJECT PLAN

The Quality Assurance Project Plan (QAPP) presents the Data Quality Objectives (DQOs), procedures for sample custody and holding, laboratory analytical methods, and general QC procedures for this project.

3.1 DATA QUALITY OBJECTIVES

The following table is a brief description of the seven-step DQO process used in developing the scope of work outlined in the FSP.

Step 1: State the Problem
Analytical results for rinsate samples indicating clean closure are needed.
Step 2: Identify the Decisions
Study Questions: Are target compounds in the rinsate present in excess of applicable TCLP limits?

Decisions:

Assess the concentration of target compounds to determine if the rinsate is considered hazardous.

Step 3: Identify Inputs to Decisions

Inputs for Study Question include:

Analytical data collected during this sampling event will be compared to federal hazardous waste classification standards, and acceptance standards at potential disposal facilities.

Step 4: Define Study Boundaries

The physical limits of the study area are the approximately 800 square feet of warehouse where the former Paint Product Storage Area was located.

Step 5: Develop Decision Rules

Decision 1: Rinsate samples will be collected and analyzed for target compounds.

Decision Rule 1: Are the levels of target compounds present above federal limits for the rinsate to be classified as hazardous waste? If no, the rinsate will be disposed of as non-hazardous waste, and the former Paint Product Storage Area will be considered clean closed. If yes, the ash rinsate be disposed of as hazardous waste as required per waste classification, and further sampling of the floor will be conducted to demonstrate clean closure.

Step 6: Specify Tolerable Limits on Decision Errors

In order to support the project purposes, the data generated from this sampling effort needs to be accurate and reliable. All samples collected for this activity will be analyzed in accordance with accepted methods and protocols.

The precision, accuracy, and sensitivity requirements for the laboratory data generated during this sampling effort will be in accordance with the published requirements for each method. Decision errors will be considered tolerable when data meet stated goals for precision, accuracy, representativeness, completeness, and comparability (collectively known as PARCC parameters). Data associated with precision and accuracy results outside acceptance criteria will be evaluated for usability.

Step 7: Optimize Sampling Design

The samples will be collected from drums representative of rinsate from the entire study area. Final evaluation of the effectiveness of the cleanup will be performed on the last drum of rinsate collected.

3.2 SAMPLE CUSTODY AND HOLDING TIMES

As samples are collected, they will be logged on a COC form. COC procedures are addressed in

Section 2.3 above.

3.3 ANALYTICAL PROCEDURES

Laboratory analyses will be performed by a Nebraska-certified analytical laboratory. Specific project goals are discussed below to insure the objectives of the sampling program are met. The analytes and methods for the project are listed below.

- TCLP VOCs by EPA Methods 1311 and 8260B
- TCLP Metals by EPA Methods 1311 and 6010B/7470A
- Reactivity, Corrosivity, and Ignitability (RCI) by SW846 7.3.3 and 7.3.4, SW846 9045, and SW846 1010, respectively.

3.4 REPORTING LIMITS

Project-required reporting limits (RLs) are provided in Table 1. Reporting limits were established to be equal to or lower than TCLP levels established as clean closure limits in Section 3.4 of the Work Plan. For all samples used to demonstrate clean closure, the RL and the practical quantitation limit (PQL) will be below applicable regulatory limits (federal hazardous waste standards). In general, the PQL will be a minimum of 2 to 5 times lower than the RL.

4.0 DATA REDUCTION, VALIDATION, AND REPORTING

Only data necessary for the purposes of this project will be collected. Necessary data include the laboratory analyses for target analytes. One hundred percent of the laboratory-generated data will be evaluated by ITSI upon receipt of the results.

4.1 COMPREHENSIVE CERTIFICATES OF ANALYSIS

The analytical laboratory will report all analytical results in the form of comprehensive certificates of analysis (CCAs). Each CCA will include the field sample ID, the corresponding laboratory ID, and a clear association to the applicable preparation and method QA/QC batch results. Each CCA will also contain a case narrative, if necessary to document problems encountered during the analytical process.

If necessary, case narratives will be written on laboratory letterhead and the laboratory manager or his/her designee will authorize the release of data. Items to be included in the case narrative include the items listed below.

- The field sample ID with the corresponding laboratory ID
- Analytic parameters for each sample and the methodology used (USEPA method numbers or other citation)
- A statement on the status of samples analyzed with respect to holding times (met or exceeded)
- A detailed description of all problems encountered
- A discussion of possible reasons for out-of-control QA/QC criteria
- Observations regarding any occurrences which may effect sample integrity or data quality

4.2 DATA ASSESSMENT

Formal Level 3 Verification or Level 4 Validation will not be performed for the waste characterization analyses. However, an ITSI chemist will review 100 percent of the laboratory data for completeness and to insure the data is adequate for its intended purposes. A data usability summary will then be provided.

4.3 RESPONSE ACTIONS

Upon identification of any problem that may impact the usability of the results for project decisions, the project manager shall be notified. If it is possible to correct the problem (such as a reanalysis of the sample), then the corrective actions should be taken immediately. If it is not possible to correct the problem, and assessment of the impact on the usability of the results will be provided and documented as a Non-Routine Occurance Report (NOR). An example of a NOR is included in Attachment 2. Upon receipt of the NOR, the Project Manager, the Client and the Project Chemist will develop a further plan of action as appropriate to the unresolved problem.

4.4 REPORTS TO MANAGEMENT

All DARs and NORs shall be forwarded directly to the Project Manager. Electronic mail communication will be used as much as possible.

5.0 REFERENCES

U.S. Environmental Protection Agency (EPA), 1986. Test Methods for Evaluating Solid Wastes--Physical/Chemical Methods, SW-846, Office of Solid Waste and Emergency Response, USEPA, Washington, D.C., 3rd Edition, September 1986 (including Update III, January 1995).

EPA, 2001. EPA Requirements for Quality Assurance Project Plans, EPA QA/R5, EPA/240/B-01/003, Office of Environmental Information, Washington D. C., March 2001.

Appendix D
Cost Estimate for Closure Activities

COST ESTIMATE FOR CLOSURE ACTIVITIES
FORMER PAINT PRODUCT STORAGE AREA
2702 DOUGLAS STREET
OMAHA, NEBRASKA

<u>Activity</u>	<u>Quantity</u>	<u>Estimated Cost</u>
Cleaning of concrete flooring	800 sq. ft.	\$2,500
Containerization of rinsate	10 drums	\$1,000
Analysis of rinsate samples	3 samples	\$1,500
Disposal of rinsate drums	10 drums	\$2,000
Engineering oversight, sample collection, and photographic documentation	2 days	\$3,000
Preparation of Closure Report		<u>\$3,500</u>
Estimated Cost for Closure Activities		\$13,500

Appendix E

Bond

Performance Bond

Date bond executed: September 7, 2005

Effective Date: September 7, 2005

Principal: SMC Acquisition Corporation
2702 Douglas Street
Omaha, NE 68131

Type of Organization: Corporation

State of Incorporation: Delaware

Surety (ies): Travelers Casualty and Surety Company of America
One Tower Square
Hartford, CT 06183-6014

EPA Identification Number: NER000003848

Name: Saphir Morris Paint

Address: 2702 Douglas Street
Omaha, NE 68131

Closure amount: \$13,500.00

Post Closure amount: \$0.00

Total Penal Sum of the bond: Thirteen Thousand Five Hundred and No/100**(\$13,500.00)

Surety's bond number: 104603521

Know All Persons By These Presents, That we, the Principal and Surety (ies) hereto are firmly bound to the Nebraska Department of Environmental Quality (hereinafter called NDEQ), in the above penal sum for the payment of which we bind ourselves, our heirs, executors, administrators, successors, and assigns jointly and severally; provided that, where the

Surety (ies) are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" only for the purpose of allowing a joint action or actions against any or all of us, and for all other purposes each Surety binds itself, jointly and severally with the Principal, for the payment of such sum only as is set forth opposite the name of such Surety, but if no limit of liability is indicated, the limit of liability shall be the full amount of the penal sum.

Whereas said Principal is required, under the Resource Conservation and Recovery Act as amended (RCRA), to have a permit in order to own or operate each hazardous waste management facility identified above, and

Whereas said principal is required to provide financial assurance for closure, or closure and post-closure care, as a condition of the permit, and

Whereas said Principal shall establish a standby trust fund as is required when a surety bond is used to provide such financial assurance;

Now, Therefore, the conditions of this obligation are such that the Principal shall faithfully perform closure, whenever required to do so, of each facility for which this bond guarantees closure, in accordance with the closure plan and other requirements of the permit as such plan and permit may be amended, pursuant to all applicable laws, statutes, rules, and regulations, as such laws, statutes, rules, and regulations may be amended,

And, if the Principal shall faithfully perform post-closure care of each facility for which this bond guarantees post-closure care, in accordance with the post-closure plan and

other requirements of the permit, as such plan and permit may be amended, pursuant to all applicable laws, statutes, rules, and regulations, as such laws, statutes, rules, and regulations may be amended.

Or, if the Principal shall provided alternate financial assurance as specified in subpart H of 40 CFR part 264, and obtain the NDEQ Director's written approval of such assurance, within 90 days after the date notice of cancellation is received by both the Principal and the NDEQ Director(s) from the Surety (ies), then this obligation shall be null and void, otherwise it is to remain in full force and effect.

The Surety (ies) shall become liable on this bond obligation only when the Principal has failed to fulfill the conditions described above.

Upon notification by an NDEQ Director that the Principal has been found in violation of the closure requirements of 40 CFR part 264, for a facility for which this bond guarantees performance of closure, the Surety (ies) shall either perform closure in accordance with the closure plan and other permit requirements or place the closure amount guaranteed for the facility into the standby trust fund as directed by the NDEQ Director.

Upon notification by an NDEQ Director that the Principal has been found in violation of the post-closure requirements of 40 CFR part 264 for a facility for which this bond guarantees performance of post-closure care, the Surety (ies) shall either perform post-closure care in accordance with the post-closure plan and other permit requirements or place the post-closure amount guaranteed for the facility into the standby trust fund as directed by the NDEQ Director.

Upon notification by an NDEQ Director that the Principal has failed to provide alternate financial assurance as specified in subpart H of 40 CFR part 264, and obtain written approval of such assurance from the NDEQ Director(s) during the 90 days following receipt by both the Principal and the NDEQ Director(s) of a notice of cancellation of the bond, the Surety (ies) shall place funds in the amount guaranteed for the facility (ies) into the standby trust fund as directed by the NDEQ Director.

The surety (ies) hereby waive(s) notification of amendments to closure plans, permits, applicable laws, statutes, rules, and regulations and agrees that no such amendment shall in any way alleviate its (their) obligation on this bond.

The liability of the Surety (ies) shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penal sum of the bond, but in no event shall the obligation of the Surety (ies) hereunder exceed the amount of said penal sum.

The Surety (ies) may cancel the bond by sending notice of cancellation by certified mail to the owner or operator and to the NDEQ Director(s) for the Region(s) in which the facility (ies) is (are) located, provided, however, that cancellation shall not occur during the 120 days beginning on the date of receipt of the notice of cancellation by both the Principal and the NDEQ Director(s), as evidenced by the return receipts.

The principal may terminate this bond by sending written notice to the Surety (ies), provided, however, that no such notice shall become effective until the Surety (ies) receive(s) written authorization for the termination of the bond by the NDEQ Director(s) of the NDEQ Regional(s) in which the bonded facility (ies) is (are) located

In Witness Whereof, The Principal and Surety (ies) have executed this Performance Bond and have affixed their seals on the date set forth above.

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety (ies) and that the wording of this surety bond is identical to the wording specified in 40 CFR 264.151(c) as such regulation was constituted on the date this bond was executed.

Principal

By: _____

Name: _____

Title: _____

Corporate Seal

Corporate Surety (ies):

**Travelers Casualty and Surety Company of America
One Tower Square
Hartford, CT 06183-6014**

By: Carolyn van Haaren

Name: Carolyn van Haaren

Title: Attorney-in-Fact

Corporate Seal

Bond premium: \$338.00

In Witness Whereof, The Principal and Surety (ies) have executed this Performance Bond and have affixed their seals on the date set forth above.

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety (ies) and that the wording of this surety bond is identical to the wording specified in 40 CFR 264.151(c) as such regulation was constituted on the date this bond was executed.

Principal

By: Kent Child

Name: Kent Child

Title: VP - SMC Acq. Corp.

Corporate Seal

Corporate Surety (ies):

**Travelers Casualty and Surety Company of America
One Tower Square
Hartford, CT 06183-6014**

By: Carolyn van Haaren

Name: Carolyn van Haaren

Title: Attorney-in-Fact

Corporate Seal

Bond premium: \$338.00

**TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
TRAVELERS CASUALTY AND SURETY COMPANY
FARMINGTON CASUALTY COMPANY
Hartford, Connecticut 06183-9062**

POWER OF ATTORNEY AND CERTIFICATE OF AUTHORITY OF ATTORNEY(S)-IN-FACT

KNOW ALL PERSONS BY THESE PRESENTS, THAT TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, corporations duly organized under the laws of the State of Connecticut, and having their principal offices in the City of Hartford, County of Hartford, State of Connecticut, (hereinafter the "Companies") hath made, constituted and appointed, and do by these presents make, constitute and appoint: James C. Pateidl, Melissa D. Evans, Patrick T. Pribyl, Kathy M. Loftas, Debra J. Scarborough, David M. Lockton, Christy M. McCart, Mary T. Flanigan, Ronald J. Lockton, Patrick T. Moughan, Clifford B. Young, Kevin B. Alexander, Claudia Mandato, Carolyn van Haaren, Laura E. Coon, of Kansas City, Missouri, their true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred to sign, execute and acknowledge, at any place within the United States, the following instrument(s): by his/her sole signature and act, any and all bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto and to bind the Companies, thereby as fully and to the same extent as if the same were signed by the duly authorized officers of the Companies, and all the acts of said Attorney(s)-in-Fact, pursuant to the authority herein given, are hereby ratified and confirmed.

This appointment is made under and by authority of the following Standing Resolutions of said Companies, which Resolutions are now in full force and effect:

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her.

VOTED: That the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary.

VOTED: That any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary, or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority.

This Power of Attorney and Certificate of Authority is signed and sealed by facsimile (mechanical or printed) under and by authority of the following Standing Resolution voted by the Boards of Directors of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, which Resolution is now in full force and effect:

VOTED: That the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY have caused this instrument to be signed by their Senior Vice President and their corporate seals to be hereto affixed this 28th day of June, 2005.

STATE OF CONNECTICUT

City of Hartford

COUNTY OF HARTFORD

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
TRAVELERS CASUALTY AND SURETY COMPANY
FARMINGTON CASUALTY COMPANY



By *George W. Thompson*
George W. Thompson
Senior Vice President

On this 28th day of June, 2005 before me personally came GEORGE W. THOMPSON to me known, who, being by me duly sworn, did depose and say: that he/she is Senior Vice President of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, the corporations described in and which executed the above instrument; that he/she knows the seals of said corporations; that the seals affixed to the said instrument are such corporate seals; and that he/she executed the said instrument on behalf of the corporations by authority of his/her office under the Standing Resolutions thereof.



Marie C Tetreault
My commission expires June 30, 2008 Notary Public
Marie C. Tetreault

CERTIFICATE

I, the undersigned, Senior Vice President of TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, TRAVELERS CASUALTY AND SURETY COMPANY and FARMINGTON CASUALTY COMPANY, stock corporations of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that the Standing Resolutions of the Boards of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 28 day of JUNE 2005.



By *Nicholas Seminara*
Nicholas Seminara
Senior Vice President



IMPORTANT DISCLOSURE NOTICE OF TERRORISM INSURANCE COVERAGE

On November 26, 2002, President Bush signed into law the Terrorism Risk Insurance Act of 2002 (the "Act"). The Act establishes a short-term program under which the Federal Government will share in the payment of covered losses caused by certain acts of international terrorism. We are providing you with this notice to inform you of the key features of the Act, and to let you know what effect, if any, the Act will have on your premium.

Under the Act, insurers are required to provide coverage for certain losses caused by international acts of terrorism as defined in the Act. The Act further provides that the Federal Government will pay a share of such losses. Specifically, the Federal Government will pay 90% of the amount of covered losses caused by certain acts of terrorism which is in excess of an insurer's statutorily established deductible for that year. The Act also caps the amount of terrorism-related losses for which the Federal Government or an insurer can be responsible at \$100,000,000,000.00, provided that the insurer has met its deductible.

Please note that passage of the Act does not result in any change in coverage under the attached policy or bond (or the policy or bond being quoted). Please also note that no separate additional premium charge has been made for the terrorism coverage required by the Act. The premium charge that is allocable to such coverage is inseparable from and imbedded in your overall premium, and is no more than one percent of your premium.