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TOM UDALL
Attorney General

MANUEL TIJERINA
Deputy Attorney General

March 26, 1998

RETURN RECEIPT REQUESTED

Carol M. Browner
Administrator
U.S. Environmental Protection Agency
401 M Street, S.W. (1101)
Washington, D.C. 20460

RECEIVED

MAR 27 1998

NM ENVIRONMENT DEPARTMENT
OFFICE OF THE SECRETARY

Mark E. Weidler
Secretary
New Mexico Environment Department
P.O. Box 26110
Santa Fe, New Mexico 87502

Richard D. Mico
Vice President and General Manager
Sparton Technology, Inc.
4901 Rockaway Boulevard, S.E.
Rio Rancho, New Mexico 87124-5300

John J. Smith
President
Sparton Corporation
2400 East Ganson Street
Jackson, Mississippi 39202

Re: Notice of Violation Pursuant to Section 7002 of RCRA

Dear Administrator Browner, Secretary Weidler, and Messrs. Mico and Smith:

This letter is to provide you with formal notice that Sparton Technology, Inc. ("Sparton") is in violation of an order that has become effective pursuant to section 3008(h) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6928(h). This notice is provided in accordance with section 7002(b)(1)(A) of RCRA, 42 U.S.C. § 6972(b)(1)(A), and 40 C.F.R. pt. 254.

On February 9, 1998, after affording Sparton a hearing, EPA issued a Final Administrative Order (EPA Docket No. RCRA-VI-001(h)-96-H) pursuant to section 3008(h) of RCRA ordering Sparton to implement a cleanup of soil and groundwater contamination at

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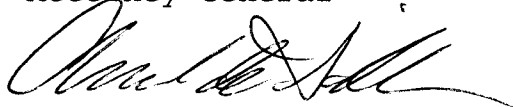
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and migrating from Sparton's facility located at 9621 Coors Road, City of Albuquerque, Bernalillo County, New Mexico. Section XIV, Paragraph 1 of the Order requires Sparton to submit to EPA assurance of its financial ability to complete the cleanup. The Order requires such assurance to be submitted within thirty days of the effective date of the Order. The effective date of the Order was February 13, 1998.

To date, Sparton has failed to submit the assurance of its financial ability to complete the cleanup as required by the Final Administrative Order. Thus, Sparton is in violation of the Order, which became effective under RCRA.

Sincerely,

Tom Udall
Attorney General



By: Charles de Saillan
Assistant Attorney General

cc: Governor Gary E. Johnson
William M. Turner, Natural Resources Trustee
Robert E. Gurule, Director, Public Works Department, City of Albuquerque
Sarah Kotchian, Director, Environmental Health Department, City of Albuquerque
Richard Brusuelas, Director, Environmental Health Department, Bernalillo County
Gerald M. Clifford, Acting Regional Administrator, EPA Region 6
Ana Marie Ortiz, Assistant General Counsel, Environment Department
Gary O'Dea, Assistant City Attorney, City of Albuquerque
Patrick Trujillo, Assistant County Attorney, Bernalillo County
Michael Donnellan, U.S. Department of Justice
Arnold Rosenthal, U.S. Department of Justice
Gloria Moran, Assistant Regional Counsel, EPA Region 6
James B. Harris, Thompson & Knight

Registered Agent
Sparton Technology, Inc.
c/o CT Corporation System
217 West Manhattan Avenue
Santa Fe, New Mexico 87501

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c/o CT Corporation System
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Cleveland, Ohio 44114