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OUR FILE NO.
23889-002

| | | Phone Number | Fax Number |
|-----------|---|----------------|--------------|
| To: | Edgar D. Bailey, C.H.P. | 916-445-0931 | 916-324-3610 |
| From: | Christopher P. Bisgaard | (213) 680-5001 | |
| Pages: | | | |
| File No.: | 23889-002 | | |
| Re: | Cease and Desist Order, 170 West Providencia St., Burbank, CA | | |
| Message: | | | |

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OSP-006 Terrell



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OUR FILE NO.
23882-002

VIA FACSIMILE
AND FIRST CLASS MAIL

Edgar D. Bailey, C.H.P.
Chief Radiologic Health Branch
State of California
Department of Health Services
Radiologic Health Branch
P.O. Box 942732, MS-178
Sacramento, California 94234-7320

Re: Cease and Desist Order
170 West Providencia Street Burbank, CA

Dear Mr. Bailey:

The purpose of this letter is to confirm the telephone conversation which took place today between you and William Larson, CHP.

As Mr. Larson explained to you, negotiations between the Thomson Family Trust, Nucor Corporation, ICN Pharmaceuticals, Inc. and Rhone-Poulenc, Inc. (the "Providencia parties") concerning the settlement of the litigation involving the above-referenced property are still ongoing. The subject of investigative and remedial activities called for in the Department of Health Services' July 24, 2000 Cease and Desist Order is part of those negotiations. Although we believe substantial progress has been made in these negotiations, a final settlement has not yet been reached.

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Edgar D. Bailey, C.H.P.
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Notwithstanding the fact that a final settlement has not yet been achieved, the process of assembling the technical personnel necessary to respond to the July 24, 2000 Cease and Desist Order has commenced. Potential contractors have been identified in a bid process conducted earlier this year, and Mr. Larson has been retained as the project's technical program manager.

Your September 20, 2000 letter set a deadline of October 15, 2000 for the Providencia parties to submit a schedule for complying with the Cease and Desist Order. During today's conversation, Mr. Larson requested a thirty (30) day extension of time for the Providencia parties to comply with that deadline, a request which you kindly granted. Accordingly, the Providencia parties' proposed schedule for compliance is now due on or before November 15, 2000.

Very truly yours,



CHRISTOPHER P. BISGAARD of
LEWIS, D'AMATO, BRISBOIS & BISGAARD LLP

JHS

cc:

Malissa McKeith, Esq. (The Thomson Family Trust)
Gregory Patterson, Esq. (ICN Pharmaceuticals, Inc.)
James Dragna, Esq. (Rhone-Poulenc, Inc.)
William Larson, CHP

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