

BOBBY JINDAL  
Governor



HAROLD LEGGETT, PH.D.  
Secretary

Louisiana Department of Environmental Quality  
Office of Environmental Compliance

January 14, 2008

Mr. Dan Koons  
Immediate Response Spill Technologies  
11760 Commonwealth Drive  
Louisville, KY 40229

Dear Mr. Koons:

The Louisiana Department of Environmental Quality (LDEQ) is in receipt of your correspondence dated 12/28/2007. You have requested the Department issue a letter commenting on your product.

Toni Evans, Senior Environmental Scientist in the Enforcement Division has reviewed the information provided in the documents you submitted last October 2, 2007. LDEQ does not have any exemptions for waste generated in volumes below 5 gallons. The waste can go to a non-hazardous landfill if it passes the Toxicity Characteristic Leaching Procedure (TCLP) and does not meet the definition of a characteristic hazardous waste based on any of the other characteristics listed in the Louisiana Hazardous Waste Regulations (LHWR). Also, it is recommended that you obtain prior approval from the landfill you choose to send the waste to.

Based upon the technical review of the data submitted, LDEQ does not object to the use of the product **CI Agent** in emergency response situations. The use of this product on waterways and marsh areas *must* have prior approval of LDEQ if the spill exceeds 42 gallons (1 barrel). This product may also be used on hydrocarbon spills or fires that have occurred on hard surfaces or land.

The "non-objection" of LDEQ does not constitute approval, certification, authorization, licensing or promotion of the product; nor does it imply compliance with any criteria or minimal standards for emergency response material. The use of your product in emergency situations may also entail the collection of additional data dealing with the long-term environmental impact of the product on the spilled materials and the local environment.

If you have any further questions, please contact me at (225) 219 3620.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeffrey P. Meyers".

Jeffrey P. Meyers  
Division Administrator  
Emergency and Radiological Services Division

JPM/jpm