

STATE OF MISSISSIPPI
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Cliff Berry, Incorporated
Environmental Services

Mr. James Dregne
Dept. Of Environmental Protection
South West District
13051 North Telecom Parkway
Temple Terrace, FL 33637-0926

3.03.10
Dept. Of Environmental Protection
MAR 08 2010
Southwest District

RE: WL09-0045HW29SWD dtd 10.01.09

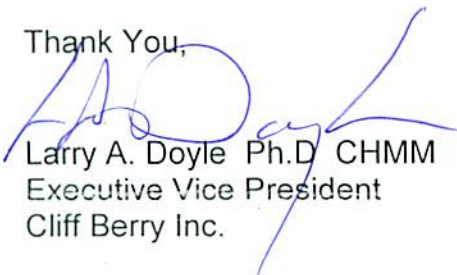
Cliff Berry Inc. is in receipt of your certified mail letter of proposed settlement with respect to OGC file number: 10-0960. Immediately upon receipt of the proposed settlement, I discussed at length the position that the SW District has taken in this case with the owner of the company, Cliff Berry II. To say the least, he is distraught that his company would be penalized so severely by your office.

I shared his sentiments with Ms Knauss in a phone call today. In that phone call, I expressed Mr. Berry's desire to speak to a decision maker of the highest authority to hear from him personally. Ms Knauss suggested that I send this letter to you asking for an audience with Ms Getzoff, the SW District Director. If Ms Getzoff has made up her mind on this matter and isn't open to further discussion, both Cliff and I will respect that decision.

Please advise if Ms. Getzoff will be available for an audience with Mr. Berry in the coming weeks.

I await your reply.

Thank You,



Larry A. Doyle Ph.D CHMM
Executive Vice President
Cliff Berry Inc.