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John M. Baker, *Commissioner*
Dan Pearson, *Executive Director*



TEXAS NATURAL RESOURCE CONSERVATION

Protecting Texas by Reducing and Preventing Pollution

November 5, 1997

CERTIFIED MAIL

Mark Althen
Penske Truck Leasing
P. O. Box 7635
Reading, PA 19603

US Postal Service	
Receipt for Certified Mail	
No Insurance Coverage Provided.	
Do not use for International Mail (See reverse)	
Sent to	MARK ALTHEN
Street & Number	PENSKE TRUCK LEASING
Post Office, State, & ZIP Code	P.O. BOX 7635
Postage	READING, PA 19603
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	

PS Form 3800 April 1995

Re: Penske Truck Leasing Spill Located at South IH-35 near Buda, Hays County, Texas

Dear Mr. Althen:

On October 9, 1997, it was reported to this office that a Penske Truck accident resulted in a large number of cathode ray tubes being broken and spilled onto the ground. The broken tubes were reported to this office to be a hazardous waste.

Section 26.266 (a) of the Texas Water Code states:

- (a) Any owner, operator, demise charterer, or person in charge of a vessel or of any on-shore facility or off-shore facility shall immediately undertake all reasonable actions to abate and remove the discharge or spill subject to applicable federal and state requirements, and subject to the control of the federal on-scene coordinator.

Pursuant to sections 26.264 and 26.266 of the Texas Water Code this office requests the following information:

- (1) A description of the incident including the amount and characteristics of the material discharged;
- (2) The actions that have been taken to remove the spill and the parties which conducted the actions. Documentation should include information regarding the verification of cleanup as well as proper disposal of any wastes generated.

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Mark Althen

November 4, 1997

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This information is requested to be submitted to this office in writing by December 7, 1997.

If you have any questions regarding these matters, please contact Ben E. Milford of the Texas Natural Resource Conservation Commission Austin Region Office at (512) 339-2929.

Sincerely,



Chris Smith

Waste Program Manager

Austin Region

BEM:bm

cc: Charlie Smith, Penske Truck Leasing
Bob Gregory, Texas Disposal Systems Landfill