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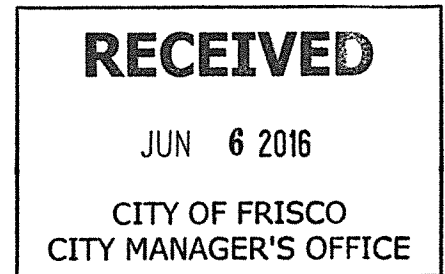
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June 3, 2016

Certified Mail, Return Receipt Requested 7012 0470 0001 8211 1111

Mr. Richard Hyde, P.E., MC-109
Executive Director
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087



Re: Exide Technologies Facility Investigation and Remediation; Frisco Area Activities

Dear Mr. Hyde:

By letter dated April 11, 2016 the City of Frisco ("City") sent you a letter expressing its concerns regarding the above referenced matter. By letter dated May 9, 2016 Mr. Brent Wade provided the City with a response to that letter. Mr. Wade's letter has helped clarify some of the issues raised in the City's April 11 letter.

It is now clear to the City that TCEQ did not approve a modification of the Stewart Creek investigation/remediation protocol as Exide had notified the City by email. While the City might not object to modifications of that protocol as conditions on the ground dictate, any such modifications should only be approved by TCEQ after discussions with the City and Exide. The City is concerned that Exide continues to have unilateral discussions with TCEQ staff regarding work in Stewart Creek when the fact is the City owns most of Stewart Creek between the Exide property and the USCOE property. The City requests that TCEQ staff have no further discussions with Exide regarding Stewart Creek unless the City is given the opportunity to participate.

The City continues to agree with TCEQ staff that much, if not all, of the Stewart Creek sediment must be removed to eliminate future public exposure to Exide waste material, both hazardous and non-hazardous. The City also agrees with Exide that further sampling of Stewart Creek sediment is a waste of time and money since it is clear all of the sediment is contaminated for a number of miles downstream of the Exide property. Therefore, the City reiterates its previous request that the Stewart Creek remediation begin immediately and that all sediment be removed from Stewart Creek.

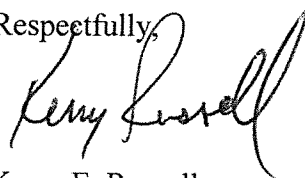
Mr. Wade's letter also confirmed the City's previous understanding from you and your staff that Exide must now submit a complete CAMU certification demonstration for Cells 13-15

in the Class 2 Landfill. Therefore, it appears Exide's previous comments to the City that a complete CAMU certification demonstration will not be required for the Class 2 Landfill were in error. The City assumes TCEQ will require the entire Class 2 Landfill unit performance to be certified following addition of Cells 13-15 since it is the entire Class 2 Landfill risk that must be assessed, not just incremental units.

At this point it is not clear to the City whether or not Exide remains opposed to a CAMU for the Former Operating Plant RCRA site. The City remains convinced that a CAMU is the only viable regulatory mechanism for closure of the RCRA site that will provide long term protection of the public and the environment. No other regulatory mechanism provides adequate financial assurance and continued public input into the closure and post-closure process.

The City appreciates your quick response to the concerns expressed in its April 11 letter. The City remains committed to working with Exide, TCEQ, and USEPA to properly close the Exide site and redevelop it into a community asset.

Respectfully,



Kerry E. Russell

Cc: Mr. George Purefoy
✓ Mr. Mack Borchardt
Mr. Richard Abernathy
Mr. Brent Wade
Mr. Bill Shafford
Ms. Margaret Ligarde
Mr. Matt Love
Ms. Aileen Hooks