



W.W. Grainger, Inc.
100 Grainger Parkway
Lake Forest, IL 60045-5201
www.grainger.com

Via Overnight Mail
September 9th, 2014

Department of Toxic Substances Control ("DTSC")
Attn: Pauline Batarseh, Chief
1001 I Street
P.O. Box 806
Sacramento, California 95812-0806

Dear Ms. Batarseh,

W.W. Grainger, Inc. ("Grainger") is in receipt of your notice of violation dated July 3, 2014, citing Grainger for non-compliance with subdivision (a) of section 66274.5 of California Code of Regulations (CCR), Title 22, as a participating member of the Thermostat Recycling Corporation ("TRC"). Mr. Don Diebert of the DTSC extended the response time to this notice of violation to September 10, 2014 in his e-mail message of 8/7/2014.

Grainger is also in receipt your letter of August 29, 2014 addressed to me stating that the DTSC intends to follow up with Grainger individually and intends to initiate a conference call/meeting request soon after September 10, 2014. In response to your request for appropriate contact information for that meeting request, the communication should be directed to me with a copy to my legal department.

Grainger is also writing to dispute this notice of violation in that the notice does not contain any numbers related to the failure "to meet the established collection rate performance requirement for calendar year 2013" and DTSC's assessment that the proposed enhancements will not be sufficient to meet the collection rate performance requirement for calendar year 2014. Grainger would like to request that the DTSC provide much more detailed information regarding how this determination was made and the evaluation methods utilized that led to this issuance of notice of violation. Grainger wants to understand the criteria which would cause the DTSC to deem Grainger to be in compliance with the cited regulation on a go-forward basis. I look forward to our discussion, that you will schedule in the very near future, to further discuss this entire matter.

Sincerely,

Terrence A. Jagiello, PE/CSP
Corporate Product Compliance Manager
W.W. Grainger, Inc.

cc: L. Watkins-Asiyanbi
J. Hinton-Kedo