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**APPROVED**

SEP 14 2007 *C. Alonge*

New York State Dept. of Labor  
Engineering Services Unit *js/af/*

September 14, 2007

Mr. Christopher G. Alonge  
New York State Department of Labor  
Department of Safety & Health  
State Office Building Campus - Bldg. 12  
Albany, N.Y. 12240

**RE: Variance Reopening Request Pursuant to the OEM Meeting today.  
File Number: 05-0427**

Dear Mr. Alonge:

In accordance with the OEM meeting held today at 2:00pm, this letter shall serve as a request to re-open Variance File Number: 05-0427 in connection with the sealing of the perimeter openings as part of the preliminary work required to prepare for the restart of decontamination and deconstruction of 130 Liberty Street.

Relief is requested from compliance with ICR 56 requiring the installation of hard wall barriers at openings greater than 32 square feet. The Owner proposes to utilize instead the following procedures:

1. Install metal studs every 12" on center at all window openings where the glass panels are missing from the perimeter of the various floors.
2. Apply two (2) layers of six (6) mil polyethylene sheeting with at least one layer (exterior layer) being reinforced polyethylene fire retardant sheeting to the metal studs from the interior.
3. Metal furring strips shall be applied to the polyethylene sheeting firmly attaching it to the metal studs.

*FIRE-RETARDANT CR 9/14/07*

The above work procedures will be conducted at the perimeter openings on all floors up to floor 19.

Your immediate attention and help is greatly appreciated.

Sincerely yours,  
**TRC ENVIRONMENTAL CORPORATION**

*[Signature]*  
Edward Gerdtz  
Vice President

*[Signature]*  
Stephen Pharai  
Sr. Project Manager