

NOTICE

Via fax and USPS certified mail 7007 0710 0001 5249 3431

April 29, 2013

**Nevada Division of Environmental Protection
901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249
Fax: (775) 687-8335**

RE: SPILL REPORT

In the early hours of April 28, 2013, a spill occurred and breached containment at Rockwood Lithium Silver Peak Lithium Operations located near the end of NV SR 265 near Silver Peak, NV.

The unknown substance left stains on NV SR 265 and still are visible even after several attempts by Rockwood Lithium employees/contractors washing with a water tanker truck to remove stains caused by the unplanned and unscheduled release.

A call placed to NV DEP SPILL REPORTING HOTLINE and thereafter routed to Mr. Gerald Gardner at approximately 3:08 pm April 29, 2013 where information pertaining to spill(s) were exchanged.

Questions remain as to if the spill was timely reported by Rockwood Lithium management? And, What was the product that left containment, Lithium Hydroxide, Lithium Carbonate or Pure Liquid Lithium?

Will an inspection be performed without prior notice or will NV DEP even investigate Rockwood Lithium premises including all process facility's and corresponding shift log books for inspection of ALL relevant production processing records to ascertain what fluids spilled exactly, how and why unknown liquid substances breached containment and what actions were or are being undertaken to contain/remediate spill site and also to prevent reoccurrence's?

Does Water Pollution Control Permit NEV 0070005 ALLOW for releases upon NV SR 265 AND surrounding areas including a nearby playground where children play?

Have Rockwood Lithium's management and Esmeralda County Officials an obligation to warn near-by homeowners/general public of potential dangers/hazards from processing operation's including associated risks resulting from unscheduled spill releases from Silver Peak Lithium Operation's?

Sincerely,

Paul Rupp
Using PO Box 125 Silver Peak NV 89047

**Cc: Distribution List, and
NV Governor @ Fax: (775) 684-5683 (702) 486-2505
NV State Environmental Commission @ Fax: (775) 687-5856**