

until receiving written approval from the OSC pursuant to Paragraph 89.

91. No informal advice, guidance, suggestion or comment by the OSC or other EPA representatives regarding reports, plans, specifications, schedules or any other writing submitted by Respondent shall relieve Respondent of its obligation to obtain any formal approval required by this Order or to comply with all requirements of this Order, unless it is formally modified.

#### **XXVI. NOTICE OF COMPLETION OF WORK**

92. When EPA determines, after EPA's review of the Final Report, that all Work has been fully performed in accordance with this Order, with the exception of any continuing obligations required by this Order, including monitoring, source control measures operation, payment of Future Response Costs, record retention, etc., EPA will provide written notice to such effect to Respondent. If EPA determines that any such Work has not been completed in accordance with this Order, EPA will so notify Respondent, provide a list of the deficiencies, and require that Respondent modify the applicable workplan, if appropriate, in order to correct such deficiencies. Respondent shall implement any modified and approved workplan and shall submit a modified Final Report to EPA in accordance with the EPA notice for response by EPA in accordance with this Paragraph 92. Failure by Respondent to implement the approved modified workplan shall be a violation of this Order. Completion of the Work shall not be interpreted as completion of corrective action activities at the Site under the Agreement unless so determined as part of the selection of the Final Remedy under the Agreement.

#### **XXVII. SEVERABILITY/INTEGRATION/APPENDICES**

93. If a court issues an order that invalidates any provision of this Order or finds that Respondent has sufficient cause not to comply with one or more provisions of this Order, Respondent shall remain bound to comply with all provisions of this Order not invalidated or determined to be subject to a sufficient cause defense by the court's order.