

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ JUN 08 2018 ★

LONG ISLAND OFFICE

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UNITED STATES OF AMERICA, and
STATE OF NEW YORK, and
MARC GERSTMAN, AS TRUSTEE
OF THE STATE OF NEW YORK
NATURAL RESOURCES,

Civil Action No.
03-CV-1011 (JS)(ARL)

Plaintiffs,

**AMENDMENT TO THE 2003
CONSENT DECREE**

- against -

MATTIACE INDUSTRIES, INC. ET AL.

Defendants.
-----x

WHEREAS the United States of America (the "United States") on behalf of the U.S. Environmental Protection Agency (the "EPA") filed a complaint in this matter on or about February 28, 2003 (the "Complaint," attached hereto as Exhibit A) pursuant to Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. §§ 9606 and 9607 and seeking, *inter alia*: (1) reimbursement of costs incurred by EPA and the Department of Justice for response actions at the Mattiace Petrochemical Superfund Site in the City of Glen Cove, Nassau County, New York (the "Site"), together with accrued interest; and (2) performance of studies and response work at the Site; and

WHEREAS, on or about June 16, 2003, this Court approved a consent decree in the above-captioned matter (the "2003 Consent Decree," attached hereto as Exhibit B) which, among other things, resolved claims asserted in the Complaint in connection with the performance of the remedial design and remedial action ("RD/RA") of the remedy selected by the EPA in a 1991 Record of Decision ("1991 ROD," attached hereto as Exhibit C) for the Site and reimbursement

of response costs; and

WHEREAS, the remedy selected in the 1991 ROD included the following remedial actions for the Site:

- 1) in situ vacuum extraction of volatile organic compounds from soil in the general Site area;
- 2) excavation of pesticide "hot spots" with off-site treatment and disposal;
- 3) demolition, removal, and landfill disposal of certain Site structures, above- and below-ground storage tanks, and concrete and asphalt debris;
- 4) groundwater extraction and treatment via air stripping and carbon absorption, followed by reinjection; and
- 5) monitoring of groundwater in the area of the Site, as well as surface water and sediments in Glen Cove Creek; and

WHEREAS, the work required by the 1991 ROD was organized into six (6) Operable Units ("OUs") to facilitate implementation as follows:

- OU 1 – Excavation of pesticide hot spots;
- OU 2 – Excavation and off-site disposal of drums and contaminated soils;
- OU 3 – Extraction/treatment/reinjection of contaminated groundwater;
- OU 4 – In-situ vapor extraction of residually contaminated soils;
- OU 5 – Demolition and disposal of existing Site structures, including above- and below-ground storage tanks; and
- OU 6 – Pumping/disposal of floating product layer; and

WHEREAS, following the issuance of the 1991 ROD, the EPA commenced the performance of the work as set out in OUs 1-6; and

WHEREAS, the remedial action objectives set forth in the 1991 ROD have been achieved for OUs 1, 2 and 5 but have not yet been attained for OUs 3, 4, and 6; and

WHEREAS fencing, signs, and other measures have been installed at the Site to minimize potential exposures while remedial activities are ongoing; and

WHEREAS, pursuant to the 2003 Consent Decree, the Work Settling Parties (comprised of TRC Companies, Inc. ("TRC") and the Group A Settling Parties defined in Appendix D of the 2003 Consent Decree) agreed to assume implementation of the remainder of the work set forth in the 1991 ROD; and

WHEREAS, during the implementation of the work set forth in the 1991 ROD and/or operation of the treatment systems set forth in the 1991 ROD, conditions at the Site have revealed that soil and groundwater cleanup levels have not been achieved and are not likely to be achieved within the timeframes estimated in the 1991 ROD; and

WHEREAS, beginning in or around September 2011, TRC, on behalf of the Work Settling Parties, performed a supplemental remedial investigation ("SRI") at the Site, which included investigations to determine, among other things: 1) the nature and extent of an LNAPL plume of contamination northwest of the Site; 2) the extent and direction of migration of the contaminants of concern ("COCs") in groundwater north and west of the Site; 3) the source of the COCs detected in groundwater monitoring wells MW-01 and MW-4S located south and southeast, respectively, of the Site; and 4) the current concentrations of COCs in migration pathways at the Site to evaluate current Site risks; and

WHEREAS, in or around April 2014, the EPA issued a proposed plan (the "EPA Proposed Plan," which can be accessed online at <https://semspub.epa.gov/work/02/254315.pdf>) which, among other things: 1) described remedial alternatives considered for amending the remedy selected in the 1991 ROD as it pertains to addressing soil gas and groundwater contamination at the Site; and 2) identified information repositories at the Glen Cove Public Library and EPA

Region 2 Office to make available to the public the contents of the EPA Proposed Plan along with supporting documentation; and

WHEREAS, on April 28, 2014, in order to solicit questions and comments from the public, the EPA conducted a public meeting at the Glen Cove City Hall to inform local officials and interested citizens about the EPA Proposed Plan and the EPA's intention to amend the remedy selected in the 1991 ROD; and

WHEREAS, the New York State Department of Environmental Conservation ("NYSDEC") was consulted on the EPA Proposed Plan/amendment to the remedy selected in the 1991 ROD in accordance with Section 121(f) of CERCLA, 42 U.S.C. § 9621(f), and

WHEREAS, the NYSDEC concurred with the EPA Proposed Plan/amendment to the remedy selected in the 1991 ROD; and

WHEREAS, on or about September 29, 2014, the EPA issued an amended ROD (the "2014 Amended ROD," attached hereto as Exhibit D), which, among other things, modified certain portions of the remedy set forth in the 1991 ROD and identified a new remedy to address the remaining contaminated groundwater and soil gas attributable to the Site; and

WHEREAS, the EPA subsequently approved a 2017 Remedial Design/Remedial Action Statement of Work ("2017 SOW," attached hereto as Exhibit E) that set forth the amended design/remedy contained in the 2014 Amended ROD; and

WHEREAS, the United States, EPA and the Work Settling Parties wish to modify the 2003 Consent Decree by replacing the statement of work attached to the 2003 Consent Decree with the 2017 SOW attached hereto as Exhibit E; and

WHEREAS, in accordance with Section XXXI of the 2003 Consent Decree, the United States provided the State of New York with a reasonable opportunity to review and comment on

the modifications made in the 2017 SOW; and

WHEREAS, in accordance with Section XXXI, Paragraph 123 of the 2003 Consent Decree, the United States provided the Work Settling Parties with written notification of, and a reasonable opportunity to review and comment on the modifications made in the 2017 SOW; and

WHEREAS, the United States has demonstrated to the Court's satisfaction that this Amendment to the 2003 Consent Decree should be approved.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the undersigned counsel for the United States, EPA, and the Work Settling Parties that, in order to amend the 2003 Consent Decree:

1. The original statement of work attached as Appendix B to the 2003 Consent Decree is hereby superseded by the 2017 SOW attached as Exhibit E to this Amendment to the 2003 Consent Decree, and all references in the 2003 Consent Decree to the original "SOW" or "Statement of Work" shall hereinafter be understood to refer to the 2017 SOW attached as Exhibit E to this Amendment to the 2003 Consent Decree.

2. The effective date of this Amendment to the 2003 Consent Decree (the "Effective Date") shall be the date upon which this Amendment to the 2003 Consent Decree is entered on the docket by the U.S. District Court.

3. The following paragraphs of the 2003 Consent Decree, which each contain one or more references to the original "Record of Decision" or "ROD," are hereby revised to change said references to the "Record of Decision or ROD, as amended by the 2014 Amended ROD":

- a. Section I, Paragraph M;
- b. Section IV, Paragraph 4, in the definitions of "Performance Standards," "Record of Decision," and "Remedial Action;"

- c. Section V, Paragraphs 6 and 7;
- d. Section VI, Paragraph 13;
- e. Section IX, Paragraph 25;
- f. Section XIV, Paragraphs 46 and 47;
- g. Section XIX, Paragraph 67;
- h. Section XX, Paragraph 71; and
- i. Section XXI, Paragraphs 85, 86, and 88.

4. Section I, Paragraph K of the 2003 Consent Decree is hereby modified to add the following sentence to the end of the existing paragraph: "This ROD has been amended, and is superseded by, the 2014 Amended ROD."

5. The following definitions set forth in Section IV, Paragraph 4 of the 2003 Consent Decree are hereby modified as follows:

- a. "Consent Decree" shall mean the 2003 Consent Decree as modified by this Amendment to the 2003 Consent Decree.
- b. "Site" shall mean the Mattiace Petrochemical Superfund Site, encompassing approximately two acres, located off Garvies Point Road in the City of Glen Cove, Nassau County, New York ("Site Property"), but shall not mean the nearby Li Tungsten Superfund Site as defined by EPA. The Site includes the Site Property and the groundwater plume emanating from the Site Property. A legal description and map of the Site Property is attached Exhibit F.
- c. "Work" shall mean all activities the Work Settling Defendants are required to perform under the 2003 Consent Decree, as modified by this Amendment to the 2003 Consent Decree, except those activities required by Section XXV (Retention of Records).

6. The following definitions shall be added to those set forth in Section IV, Paragraph 4 of the 2003 Consent Decree:

- a. "The Preserve" shall mean the Nassau County Garvies Point Preserve property.
- b. "2014 Record of Decision Amendment" or "2014 Amended ROD" shall mean the ROD Amendment relating to the Site signed on September 29, 2014 by the Director of the Emergency and Remedial Response Division, EPA Region 2.

7. Section VI, Paragraph 13.b subsections i. through viii. of the 2003 Consent Decree

are hereby replaced with the following:

- i. Discontinuance of the operation of the existing groundwater pump and treat system;
- ii. Bioventing the residual source of contamination to groundwater, which consists of both freephase light non-aqueous phase liquid ("LNAPL") and LNAPL in the smear zone (near the water table) on the Site Property and extending west-northwest onto a portion of the Preserve. This remedial component will require the installation of new horizontal bioventing wells that would be connected to the existing vapor treatment system;
- iii. In-situ thermal treatment of contaminated soil and groundwater in "hot spot" areas of known elevated soil and groundwater contamination on the Site Property;
- iv. Enhanced reductive bioremediation, whereby enhancements will be injected into vertical injection wells in areas of the Site Property where thermal treatment does not address contamination and in portions of the Preserve areas where elevated concentrations of volatile organic compounds attributable to the Site Property have been detected in groundwater;
- v. Installation of a partial vertical containment barrier (e.g. a slurry wall and/or sheet pile wall) along the Site Property line, with the exception of the area north and west, where the depth to the underlying clay layer deepens and where non-aqueous phase liquid is present;
- vi. Hydraulic control, via phytoremediation, to address the potential increase in water levels on the southern portion of the Site Property behind the partial vertical containment barrier;
- vii. Performance monitoring of groundwater to evaluate the effects of active remedial components on natural attenuation processes, to determine if contaminant migration is controlled, to monitor changes in the volatile organic compound contaminants over time, and to ensure the remedial

action objectives ("RAOs") are achieved;

- viii. Implementation of institutional controls ("ICs") deemed necessary to prevent inappropriate withdrawals of groundwater; require evaluation of the need for vapor barriers and vapor intrusion systems for any future buildings that may be constructed on the Site Property; and prevent activities or uses of the Site Property that might interfere with any of the treatment systems (including the barrier wall) that are in place at the Site until such time that EPA determines that RAOs are attained;
- ix. Development of a Site Management Plan to ensure the effectiveness of the engineering and institutional controls, as well as the long-term performance of the active treatment components through groundwater monitoring, periodic reviews, and certifications; and
- x. Development of a restoration plan for the portion of the Preserve affected by the implementation of the ROD remedy.

8. Section XVI, Paragraph 53.a. subsections i. through vii. (and the unnumbered/unlettered paragraph that follows) are hereby replaced with the following:

- i. Amount of payment
- ii. Bank: Federal Reserve Bank of New York
- iii. Account code for Federal Reserve Bank account receiving the payment:
68010727
- iv. Federal Reserve Bank ABA Routing Number: 021030004
- v. SWIFT Address: FRNYUS33
33 Liberty Street
New York, NY 10045
- vi. Field Tag 4200 of the Fedwire message should read: D 68010727
Environmental Protection Agency
- vii. Name of remitter:
- viii. Index number: 03-CV-1011 (JS)(ARL)

ix. Site/spill identifier: 02-2B

Along with this information, TRC shall instruct its bank to remit payment in the required amount via EFT to EPA's account with the Federal Reserve Bank of New York. To ensure that TRC's payment is properly recorded, TRC shall send a letter to the United States within one (1) week of the EFT, which references the date of the EFT, the payment amount, the name of the Site, the civil action number of this case, and the paying party's or parties' name(s) and address(es). Such letter shall be sent to the United States as provided in Section XXVI (NOTICES AND SUBMISSIONS), and to:

U.S. Environmental Protection Agency
Cincinnati Finance Office
26 Martin Luther King Drive
Cincinnati, OH 45260

9. Other than as explicitly stated herein, the rights, remedies, and obligations of the parties under the 2003 Consent Decree are not affected.

10. This Amendment to the 2003 Consent Decree shall be lodged with the Court for a period of not less than 30 days for public notice and comment in accordance with Section 122(d)(2) of CERCLA, 42 U.S.C. § 9622(d)(2), and 28 C.F.R. § 50.7. The United States reserves the right to withdraw or withhold its consent if any comment regarding this Amendment to the 2003 Consent Decree discloses facts or considerations that indicate that the 2003 Consent Decree, as modified by this Amendment to the 2003 Consent Decree, is inappropriate, improper, or inadequate. All other parties to the 2003 Consent Decree consent to the entry of this Amendment without further notice.

11. The undersigned counsel represent and warrant that they are fully authorized to execute this Amendment to the 2003 Consent Decree on behalf of the persons and entities indicated below.

12. This Amendment to the 2003 Consent Decree may be executed in counterparts, each of which constitutes an original and all of which constitute one and the same agreement.

13. The rights and obligations set forth herein are binding on each signatory's successors, transferees, heirs, and assigns.

SO ORDERED.

J/S

HONORABLE JOANNA SEYBERT
UNITED STATES DISTRICT JUDGE

The Government's
motion (Docket
Entry 12) is GRANTED.

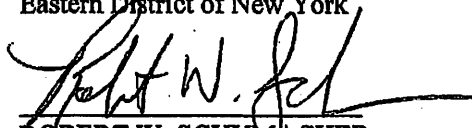
June 8, 2018

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

THE UNITED STATES OF AMERICA

BRIDGET M. ROHDE
Acting United States Attorney
Eastern District of New York

BY:



ROBERT W. SCHUMACHER
Assistant United States Attorney
610 Federal Plaza
Central Islip, New York 11722

Date:

11/20/17

BY:



JEFFREY WOOD
Acting Assistant Attorney General
United States Department of Justice
Environment & Natural Resources Division

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

FOR THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Date: 9.29.17

BY:


ANGELA CARPENTER

Acting Director

Emergency and Remedial Response Division

U.S. Environmental Protection Agency, Region 2

290 Broadway

New York, NY 10007-1866

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

American Airlines, Inc.

Work Settling Party

August 11, 2017

Date


Signature

James T. Johnson, Managing Director, Legal - Environmental

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Title:

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

ATLANTIC PAPER & GLASS CO., INC.
Work Settling Party

1/3/18
Date

[Signature]
Signature

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Name and Title

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Phone Number

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212.259.6417

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

AVIS RENT A CAR SYSTEM, INC

Work Settling Party

11/1/17
Date


Signature

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Title:

Address:

Telephone Number:

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

BEST MERCHANDISE CORP.
Work Settling Party

8/10/17
Date

Virginia Matney
Signature

VIRGINIA MATNEY SECRETARY
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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Hexion Inc. (f/k/a. Borden Chemical, Inc.)
Work Settling Party

September 7, 2017
Date

[Signature]
Signature

Douglas R. Johns, Executive Vice President & General Counsel
Name and Title

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Title:

Address: 80 State Street, Albany, NY 12207-2943

Telephone Number: 855-690-2882

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

CITIZEN WATCH COMPANY OF AMERICA, INC., AS SUCCESSOR
BY MERGER TO BULOVA CORPORATION
Work Settling Party

21 SEPT. 2017
Date


Signature

SETH PRESSER, GEN. COUNSEL
Name and Title

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Title:

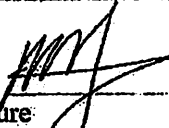
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Telephone Number:

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Coca-Cola Refreshments USA, Inc.
Work Settling Party

7/24/17
Date


Signature

Marc Pandya, Chief Commercial Officer, President, US Region
Name and Title

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Consolidated Edison Company of New York, Inc.
Work Settling Party

July 25, 2017
Date


Signature

Elizabeth D. Moore, Senior Vice President & General Counsel
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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

LAVYSS SOLUTIONS US INC F/K/A CROMPTON CORPORATION
Work Settling Party

8/14/2017
Date

Kirstin M. Etefa
Signature

KIRSTIN M. ETEFA ASSOCIATE GENERAL COUNSEL
Name and Title

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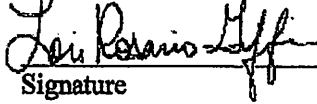
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Coty US LLC, successor to Del Laboratories, Inc.

Work Settling Party

August 15, 2017

Date



Signature

Lori Rosario-Griffin
SVP, General Counsel - Consumer Beauty & Americas

Name and Title

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Eaton Corporation
Work Settling Party

5/29/18
Date

[Signature]
Signature

VP/Chief Counsel - Regulatory Matters
Name and Title

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Title: Counsel-EHS
Eaton Corporation

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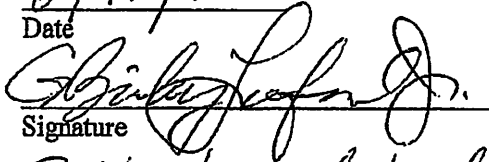
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Email: KatyMFranz@Eaton.com

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Federal Express Corporation
Work Settling Party

8/11/17
Date


Signature

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Name and Title

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Title: 

Address:

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

General Electric
Work Settling Party

August 28th, 2017

Date:

[Signature]

Signature

John G. Haggard
Leader, Global Remediation

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Telephone Number: 518-527-6293

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Inwood Laboratories, Inc.
Work Settling Party

November 14, 2017

Date


Signature

Peter J. Venaglia, Esq. Managing Partner
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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Josh. H. Lowenstein & Sons, Inc.
Work Settling Party

17 July 2017
Date

Richard Cahayla-Wymer
Signature

Richard Cahayla-Wymer V.P.
Name and Title

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Title:

Address:

Telephone Number:

THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

KeySpan ENERGY *8/3/17*
Work Settling Party

8/14/2017
Date

Charles Willard
Signature

Charles Willard, Authorized Representative
Name and Title

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Long Island Power Authority (LIPA)

LIPCO d/b/a LIPA

Work Settling Party

8-29-17

Date

Signature

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al.* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Luitpold Pharmaceuticals, Inc.
Work Settling Party

September 21, 2017
Date

Gretchen Fritz
Signature

Gretchen Fritz
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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

MTA Bridges & Tunnels
Work Settling Party

8/8/17
Date

Colleen Chanee
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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Nestlé USA, Inc.
Work Settling Party

August 1, 2017
Date


Signature JC

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

NORTHROP GRUMMAN SYSTEMS CORPORATION
Work Settling Party

9/14/2017
Date


Signature

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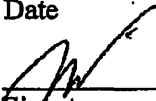
Address: 111 EIGHTH AVENUE, 13TH FLOOR, NEW YORK, NY 10011

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

The Port Authority of New York and New Jersey
Work Settling Party

7/31/17
Date


Signature

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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Safeguard Chemical Corp

Work Settling Party

9/29/17
Date

[Signature]
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THE UNDERSIGNED PARTY enters into this Amendment to the 2003 Consent Decree in the matter of *United States, et. al. v. Mattiace Industries, Inc., et. al* (E.D.N.Y.), regarding the Mattiace Petrochemical Superfund Site.

Swan Michigan Oil Co.
Work Settling Party

8-15-2017
Date


Signature

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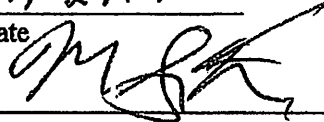
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TRC Companies, Inc./
TRC Engineers, Inc.

Work Settling Party

7/12/17

Date



Signature

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United Airlines, Inc.
Work Settling Party

8/1/2017
Date

Stu S. Fus
Signature

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West Chemical Products / Penetone Corporation

Work Settling Party

9-11-2017
Date


Signature

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