

Clark, Michael

From: Travieso-Diaz, Matias F. [matias.travieso-diaz@pillsburylaw.com]
Sent: Wednesday, August 26, 2009 7:27 PM
To: Clark, Michael
Cc: Silberg, Jay E.; Haemer, Robert B.
Subject: Shieldalloy Suit Against NJ
Attachments: NJ Complaint.pdf; Exh. A to NJ Complaint.pdf

Michael: I thought I would let you know that yesterday Shieldalloy filed suit in the U.S. District Court for the District of New Jersey against the State of New Jersey and the NJDEP seeking, among other relief, a judgment (a) declaring that Shieldalloy is entitled to decommission the Newfield site by capping slag and baghouse dust on-site in accordance with its decommissioning plan; (b) enjoining NJ and the NJDEP from ordering or otherwise requiring Shieldalloy to remove slag or baghouse dust from the Newfield site and dispose of it off-site; and (c) directing NJ and the NJDEP to permit Shieldalloy to decommission the Newfield Site by capping the slag and baghouse dust in accordance with the Shieldalloy's decommissioning plan. A copy of the complaint is enclosed for your information. Regards,

<<NJ Complaint.pdf>> <<Exh. A to NJ Complaint.pdf>>
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