



Corodemus & Corodemus
Attorneys at Law

January 10, 2013

**RE: PASSAIC RIVER - REQUESTS TO FILE MOTIONS TO DISMISS
THE STATE'S FOURTH AMENDED COMPLAINT**

Dear Counsel:

I have reviewed the requests for leave to file motions to dismiss the State's Fourth Amended Complaint made by YPF S.A., YPFH, YPFI, CLH, Maxus Energy Corporation, Tierra Solutions, Inc., Maxus International Energy Company and Repsol, S.A., as well as the related motions to dismiss the Second Amended Cross Claims filed by Occidental Chemical Corporation (OCC). I have also reviewed the letters opposing leave to file these motions filed by the State and OCC. Based on my review of these, I am granting each of the requests. Leave, however, is limited to the issues stated in the parties' letters requesting this relief. No additional issues may be briefed and no cross motions are permitted and are deemed waived.

The parties will comply with the following briefing schedule:

<u>Submission</u>	<u>Due Date</u>
Moving Papers	January 28, 2013
Opposition Papers	February 11, 2013
Reply Papers	February 18, 2013

All briefs must be filed with me electronically as per the above schedule and pursuant to paragraph two of CMO XII. The parties must also submit i-briefs (or similarly formatted electronic versions of their briefs) on CD. The i-briefs must contain hyperlinks to referenced legal authority and referenced documents (for example, pleadings, orders and judicial opinions). Each CD must be labeled with an abbreviated caption, the names of the included documents, the

names of the parties submitting the documents, and the names of the law firm submitting the documents. This information must be on the CD itself and on any case containing the CD.

After the Special Master renders a decision on the motions, the decisions will be posted, at which time the period for appeal to Judge Lombardi will begin. See CMO XII.

Best Regards,

Marina Corodemus

Judge Marina Corodemus (Ret.)
Director of ADR Practice Area
Corodemus & Corodemus, LLC