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Patrick C. De Marco*
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February 8, 2010

Via UPS Overnight Mail

Superior Court of New Jersey
Essex County Courthouse
Law Division Filing Clerk
Wilentz Justice Complex
212 Washington Street
Newark, New Jersey 07102

**Re: New Jersey Department of Environmental Protection, et al
vs. Occidental Chemical Corporation, et al
Docket No. ESX-L-9868-05 (PASR)**

Dear Sir/Madam:

Please be advised that this office represents the Third Party Defendant, Borough of North Haledon, in connection with the above referenced matter. In this regard, I am enclosing herein an original and one (1) copy of an Initial Disclosure Statement of Third Party Defendant for filing, in connection with this matter.

Kindly file the enclosed Disclosure, and return a copy marked "filed" in the envelope provided herein.

Thank you.

Very truly yours,

Michael P. De Marco

MDM/ft.

cc: William L. Warren, Esquire - Via Regular Mail
Thomas E. Starnes, Esquire - Via Regular Mail
Borough of North Haledon

DE MARCO & DE MARCO, ESQS.
912 Belmont Avenue
North Haledon, New Jersey 07508
(973) 427-8843
Attorneys for Third-Party Defendant, Borough of
North Haledon

NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION, THE
COMMISSIONER OF THE NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL
PROTECTION AND THE ADMINISTRATOR
OF THE NEW JERSEY SPILL
COMPENSATION FUND,

Plaintiffs,

vs.

OCCIDENTAL CHEMICAL CORPORATION,
TIERRA SOLUTIONS, INC., MAXUS
ENERGY SOLUTIONS, RESPOL YPF,
S.A., YPF HOLDINGS, INC., AND CHL
HOLDINGS, INC.,

Defendants.

MAXUS ENERGY CORPORATION AND
TIERRA SOLUTIONS, INC.,

Third-Party Plaintiffs,

vs.

BAYONNE MUNICIPAL UTILITIES
AUTHORITY, ET AL.,

Third-Party Defendants.

: SUPERIOR COURT OF NEW JERSEY
: LAW DIVISION: ESSEX COUNTY

: DOCKET NO. ESX-L-9868-05 (PASR)

CIVIL

: **INITIAL DISCLOSURE STATEMENT**
: **OF THIRD PARTY DEFENDANT,**
: **BOROUGH OF NORTH HALEDON**

TO: All Parties Via Electronic Platform for Service:

Third Party Defendant, Borough of North Haledon ("North Haledon"), having municipal
offices located at 103 Overlook Avenue, North Haledon, New Jersey, submits its Initial

Disclosure Statement in accordance with Case Management Order VIII. North Haledon hereby reserves the right to amend this Initial Disclosure Statement throughout the course of discovery.

INITIAL DISCLOSURE STATEMENT

a. The name, address and telephone number, as may be known, of each individual likely to have discoverable information, that relates to any alleged discharge or release of pollutants, contaminants and/or hazardous substances ("Pollutants") into the Newark Bay Complex (as these terms are defined in the Second Amended Complaint and Third-Party Complaints) from the site(s) and/or properties with which the disclosing party is associated in the Third Party Complaint ("Alleged Discharges").

RESPONSE: North Haledon denies that it discharged hazardous substances or pollutants. Any information concerning the administration of public services provided by North Haledon within North Haledon is under the possession and control of:

Mayor Randy George
Borough of North Haledon
103 Overlook Avenue
North Haledon, New Jersey 07508
(973) 427-7793

Michael Debiak, Sewer Operator/Pump Station Operator
Borough of North Haledon
103 Overlook Avenue
North Haledon, New Jersey 07508
(973) 427-7793

William Graham, Superintendent of Department of Public Works
Borough of North Haledon
103 Overlook Avenue
North Haledon, New Jersey 07508
(973) 427-7793

Boswell Engineering, Borough Engineer
330 Phillips Avenue
Hackensack, New Jersey 07606
(201) 641-0770

Renate Elatab, Municipal Clerk
Borough of North Haledon
103 Overlook Avenue
North Haledon, New Jersey 07508
(973) 427-7793

b. The name, address and telephone, as may be known, of each individual likely to have discoverable information that the disclosing party may use to support its claims or defenses (unless the use would be solely for impeachment):

RESPONSE:

Mayor Randy George
Borough of North Haledon
103 Overlook Avenue
North Haledon, New Jersey 07508
(973) 427-7793

Michael Debiak, Sewer Operator/Pump Station Operator
Borough of North Haledon
103 Overlook Avenue
North Haledon, New Jersey 07508
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Borough of North Haledon
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103 Overlook Avenue
North Haledon, New Jersey 07508
(973) 427-7793

c. The name, address and telephone number, as may be known, of any and all past or present owners, lessees or operators at the site(s) and/or properties with which it is associated in the Third-Party Complaint and the dates of such ownership, lease or operation, as may be known:

RESPONSE: None known at this time.

d. With respect to any individual identified pursuant to paragraph (a), (b) or (c) above, (or any other individual known to have material knowledge of an alleged discharge or release of a pollutant at or from a site and/or property, or into the Newark Bay Complex), state any known inability to testify due to age, infirmity, or incompetency within twelve (12) months following the date of the Initial Disclosure.

RESPONSE: None known at this time.

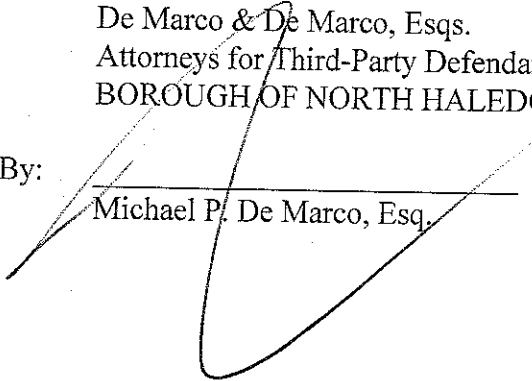
e. A description by category and location (or copy at the discretion of the Third-Party Defendant) of all documents or electronically stored information that the disclosing party has in its possession, custody or control with respect to Alleged Discharges including disclosure of the extent to which such documents or electronically stored information may fall within the excepted information.

RESPONSE: North Haledon denies that it is responsible for any discharge in this matter. To the extent any relevant documents or information is available it is in the custody and control of the individuals set forth above, or any of them.

North Haledon reserves the right to supplement this Initial Disclosure Statement as additional information is obtained through investigation and discovery.

De Marco & De Marco, Esqs.
Attorneys for Third-Party Defendant,
BOROUGH OF NORTH HALEDON

By:



Michael P. De Marco, Esq.

DATED: February 8, 2010

FILING CERTIFICATION

I, Michael P. De Marco, certify that an original and one (1) copy of the within Initial Disclosure Statement has been sent via UPS Express for filing to the Clerk of the Superior Court of New Jersey, Law Division, Essex County, 50 W. Market Street, Newark, New Jersey 07102.

A copy of same has been sent via regular mail to Third-Party Plaintiffs' attorneys as follows:

William L. Warren, Esq. Drinker, Biddle & Reath, LLP 105 College Road East, Suite 300 Princeton, New Jersey 08542-0627	Thomas E. Starnes, Esq. Andrews Kurth, LLP 1350 I Street, NW, Suite 1100 Washington, D.C. 20005
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I further certify that a copy of same has been placed on the electronic platform provided by Defendants.

De Marco & De Marco, Esqs.
Attorneys for Third-Party Defendant,
BOROUGH OF NORTH HALEDON

Dated: February 8, 2010

By:

Michael P. De Marco, Esq.