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Attorneys for Third-Party Defendant,

Prentiss Incorporated

NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION, et al.

Plaintiffs,

v.

OCCIDENTAL CHEMICAL
CORPORATION, et al,

Defendants,

MAXUS ENERGY CORPORATION and
TIERRA SOLUTIONS, INC.,

Third-Party Plaintiffs,

v.

3M COMPANY, et al,

Third-Party
Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
ESSEX COUNTY

DOCKET NO. L-009868-05

Civil Action

**INITIAL DISCLOSURE STATEMENT OF
THIRD-PARTY DEFENDANT
PRENTISS INCORPORATED**

PRENTISS INCORPORATED'S INITIAL DISCLOSURE STATEMENT

Third-Party Defendant Prentiss Incorporated ("Prentiss "), by and through its undersigned counsel, and in accordance with this Court's Case Management Order VIII, entered August 11, 2009 ("CMO VIII"), hereby serves its Initial Disclosure Statement.

Reservations

1. Prentiss reserves the right to object to the production of any person, document, or other information on any ground, including, without limitation, relevance and undue burden, and to assert any applicable privilege, including, without limitation, the attorney-client privilege, joint defense privilege, and the work product doctrine, and to assert that any document, testimony, or other information is proprietary or otherwise confidential. By providing these required disclosures, Prentiss does not waive, limit, or prejudice its right to object to, or assert privilege in connection with, any current or future information or discovery request.

2. Prentiss reserves the right to supplement and/or revise the information disclosed herein to the extent additional information comes to its attention.

Initial Disclosures

a. **The name, address and telephone number, as may be known of each individual likely to have discoverable information, along with the subjects of that 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 the Third-Party Complaints) from the site(s) and/or properties with which the disclosing party is associated in the Third-Party Complaint (“Alleged Discharges”).**

1. Prentiss ceased operations at the site or property with which Prentiss is associated in the third party complaint in 1982. No present employees have discoverable information that relates to activities at that site/property. The plant manager in Newark at time facility closed in 1982 was John Englert, Jr. whose last known address and phone number is 33 Crestwood Avenue, Edison, New Jersey 08817;

201-572-5528. Prentiss has no documents in its possession, custody, or control with respect to Alleged Discharges other than Excepted Information, and has no electronically stored information in its possession, custody, or control with respect to Alleged Discharges. Documents concerning the site and/or property with which Prentiss is associated in the third party complaint are in the possession of Prentiss' counsel, Paul H. Schneider, Esq., Giordano, Halleran & Ciesla, 125 Half Mile Road, Suite 300, Red Bank, New Jersey 07701, Phone 732-741-3900.

b. The name, address and telephone number, 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):

See Prentiss' Disclosure (a).

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:

As to past and present owners, Prentiss has no information that differs from that set forth in the third-party complaint. As to lessees or operators of what is referred to in the third-party complaint as the "Prentiss Site" or a larger area sometimes referred to as the "Albert Steel Drum Site": American Cyanamad Co.; Calco Chemical Co., Inc.; T. Fiore & Sons; Courtesy Container Company; Albert Steel Drum Company; Green Point Drum & Barrel; Pride Steel Drum; Arlen Chemical Company; Ciuba; Troy Chemical Corp.; 320 South Street Corporation d/b/a Albert Steel Drum Company; Welch, Holme & Clark Company, Inc.; Frema Smelting and Refining Company, Inc.;

Troy Chemical Company; Engelhard Minerals and Chemicals Corp.; Port Authority of New York and New Jersey; Otto B. May, Inc.; Richard Ciuba; Morris Shipiro; Housing Authority of the City of Newark; Albert Greenman; Irving Greenman; Edward Fisher; and Abbey Greenberg.

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), any known inability to testify due to age, infirmity, or incompetency within 12 months following the date of the Initial Disclosure:

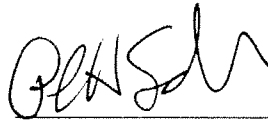
None.

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:

Prentiss has no documents in its possession, custody, or control with respect to Alleged Discharges other than Excepted Information, and has no electronically stored information in its possession, custody, or control with respect to Alleged Discharges. As referenced in Third Party Complaint “B” at ¶¶ 2242 – 2244, Prentiss received a directive and notice to insurers from NJDEP and entered into administrative consent orders with NJDEP. Prentiss has paper copies of information previously produced to NJDEP and/or USEPA pursuant to this directive and notice and administrative consent orders, and other requests for information from NJDEP and USEPA. Documents concerning the site and/or property with which Prentiss is associated in the third

party complaint are in the possession of Prentiss' counsel, Paul H. Schneider, Esq., Giordano, Halleran & Ciesla, 125 Half Mile Road, Suite 300, Red Bank, New Jersey 07701, Phone 732-741-3900.

Dated: April 23, 2010



PAUL H. SCHNEIDER
GIORDANO, HALLERAN & CIESLA
A Professional Corporation
Attorneys for Prentiss Incorporated
Third-Party Defendant

CERTIFICATION OF SERVICE

Carolynn Huesken hereby certifies as follows:

1. I am the legal assistant to Paul H. Schneider, Esq. of the law firm of Giordano, Halleran & Ciesla, which law firm represents Third-Party Defendant Prentiss Incorporated (“Prentiss”) in this matter.

2. I hereby certify that Prentiss’ Initial Disclosure Statement was served upon the Clerk of the Court, Superior Court of New Jersey, Essex County, 50 W. Market Street, Newark, New Jersey 07102, by regular mail, postage prepaid, on April 23, 2010.

3. I hereby certify that Prentiss’ Initial Disclosure Statement was served electronically on all parties who have consented to service by electronic posting on April 23, 2010.

4. I hereby certify that Prentiss’s Response to Prentiss’ Initial Disclosure Statement was served by regular mail, postage pre-paid, on the following counsel of record who have not consented to service by electronic posting on April 23, 2010.

Borough of Hasbrouck Heights

Richard J. Dewland, Esq.
Coffey & Associates
465 South Street
Morristown, NJ 07960

City of Orange

John P. McGovern, Esq.
Assistant City Attorney
City of Orange Township
29 North Day Street
Orange, NJ 07050

Township of Union

Frank P. Arieo, Esq.
Arico, Donohue & Biancamano, LLC
622 Eagle Rock Avenue
West Orange, NJ 07052

Dated: April 23, 2010

A handwritten signature in cursive script, appearing to read "Carolyn Huesken", written over a horizontal line.

Carolyn Huesken

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