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April 26, 2010

Via UPS Next Day Air

Clerk of the Superior Court of New Jersey,
Law Division, Essex County
Veterans Courthouse
50 W. Market Street
Newark, NJ 07102

Re: **New Jersey Department of Environmental Protection, et al., v. Occidental Chemical Corporation, et al., and Maxus Energy Corporation, et al. v. 3M Company, et al.**
Docket No. ESX-L-9868-05 (PASR)
Third Party Defendant The Dundee Water Power and Land Company's Initial Disclosure

Dear Sir or Madam:

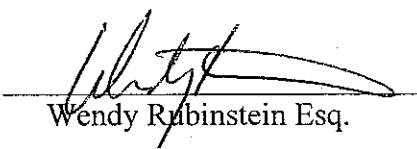
This office represents Third Party Defendant The Dundee Water Power and Land Company in the above-titled matter. Enclosed please find an original and one copy of "The Dundee Water Power and Land Company's Initial Disclosure." Kindly file same and return a "filed copy to this office in the reply envelope provided. Please charge the filing fee to our account number 141020.

A copy of this filing has been served on Third-Party Plaintiffs.

Very truly yours,

DeCotiis, FitzPatrick & Cole, LLP

By: _____


Wendy Rubinstein Esq.



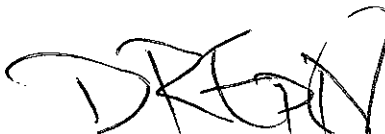
FILING CERTIFICATION

I certify that the original and copy of the within Answer and Separate Defenses have been sent by regular mail for filing to the Clerk of the Superior Court of New Jersey, Law Division, Essex County, at the Veterans Courthouse, 50 W. Market Street, Newark, NJ 07102, and a copy of the same has been sent *via* regular mail this date to Third-Party Plaintiffs' attorneys as follows:

William L. Warren, Esq.
Drinker, Biddle & Reath, LLP
105 College Road East, Suite 300
Princeton, NJ 08542-0627

Thomas E. Starnes, Esq.
Andrews Kurth, LLP
1350 I Street NW – Suite 1100
Washington, DC 20005

Michael Gordon, Esq.
Gordon & Gordon, P.C.
505 Morris Avenue
Springfield, NJ 07081



DAREN R. EPPLEY

Dated: April 26, 2010

DECOTIIS, FITZPATRICK, & COLE, LLP
Glenpointe Centre West
500 Frank W. Burr Boulevard
Teaneck, New Jersey 07666
(201) 928-1100
Attorneys for Third-Party Defendant
The Dundee Water Power and Land Company

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

Plaintiffs,

v.

OCCIDENTAL CHEMICAL CORPORATION,
TIERRA SOLUTIONS, INC., MAXUS
ENERGY CORPORATION, REPSOL YPF, S.A.,
YPF HOLDINGS, INC. AND CLH HOLDINGS,
INC.,

Defendants,

and

MAXUS ENERGY CORPORATION and
TIERRA SOLUTIONS, INC.,

Third-Party Plaintiffs,

v.

3M COMPANY, *et al*,

Third-Party Defendants.

x

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

:

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

:

: Civil Action

:

: **INITIAL DISCLOSURE STATEMENT**
: **OF THE DUNDEE WATER POWER**
: **AND LAND COMPANY**

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In accordance with Case Management Order VIII, the Dundee Water Power and Land Company hereby provides its Initial Disclosure Statement.

- 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 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").

RESPONSE: Third-Party Defendant the Dundee Water Power and Land Company denies it discharged hazardous substances or pollutants. Any information concerning the administration of public services provided by the Dundee Water Power and Land Company is under the possession and control of:

(973) 835-3600
Rita Mehlem
Assistant Secretary
The Dundee Water Power and Land Company
One F.A. Orechio Drive
Wanaque, NJ 07465

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).

RESPONSE:

(973) 835-3600
Rita Mehlem
Assistant Secretary
The Dundee Water Power and Land Company
One F.A. Orechio Drive
Wanaque, NJ 07465

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 know 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.

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: Third-Party Defendant the Dundee Water Power and Land Company denies it has discharged or is a discharger in this matter. To the extent any relevant documents or information is available it is in the custody and control of the Assistant Secretary.

Third-Party Defendant reserves the right to supplement this Initial Disclosure Statement as additional information is obtained through investigation and discovery.

Date: 4/26/10



A handwritten signature in black ink, appearing to read "DREPP", is written over a horizontal line.

Daren R. Eppley

DECOTHS FITZPATRICK & COLE, LLP