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Attorney for Third-Party Defendant  
City of Elizabeth

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NEW JERSEY DEPARTMENT OF	:	SUPERIOR COURT OF NEW JERSEY
ENVIRONMENTAL PROTECTION, THE	:	LAW DIVISION - ESSEX COUNTY
COMMISSIONER OF THE NEW JERSEY	:	
DEPARTMENT OF ENVIORNMENTAL	:	DOCKET NO. ESX-L-9868-05 (PASR)
PROTECTION AND THE ADMINISTRATOR	:	
OF THE NEW JERSEY SPILL	:	
COMPENSATION FUND,	:	
	:	
Plaintiffs,	:	
	:	
-vs-	:	
	:	
OCCIDENTAL CHEMICAL CORPORATION,	:	<b>SUPPLEMENTAL</b>
TIERRA SOLUTIONS, INC., MAXUS	:	<b>INITIAL DISCLOSURE</b>
ENERGY COPROATION, REPSOL YPF,	:	<b>OF THIRD PARTY DEFENDANT</b>
S.A., YPF, S.A., TPF HOLDINGS,	:	<b>CITY OF ELIZABETH</b>
INC., AND CLH HOLDINGS,	:	
	:	
Defendants.	:	
	:	
MAXUS ENERGY CORPORATION and	:	
TIERRA SOLUTIONS, INC.,	:	
	:	
Third-Party Plaintiffs,	:	
	:	
-vs-	:	
	:	
CITY OF ELIZABETH, ET AL.	:	
	:	
Third-Party Defendants.	:	

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TO: ALL PARTIES VIA ELECTRONIC PLATFORM FOR SERVICE

In accordance with Case Management Order XII, Third-Party Defendant, City of Elizabeth, (hereinafter "the City") hereby provides its Supplemental Initial Disclosure Statement. The City reserves the right to further amend the Initial Disclosure Statement and this Supplemental Initial Disclosure Statement during the course of discovery.

*21. Track 2 - Third Party Discovery*

*(3) Any insurance or indemnity agreement under which another person or entity may be liable to satisfy all or part of a possible judgment in this action or to indemnify or reimburse for payments made to satisfy said judgment.*

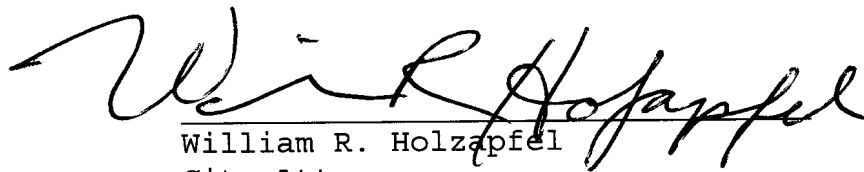
The City of Elizabeth is currently self-insured and has been since the mid-1980's.

The City of Elizabeth was insured for comprehensive general liability under a policy issued by the Home Insurance Company for at least the period from January 1, 1973 to January 1, 1980. On April 16, 2009, the City was informed that The Home Insurance Company was liquidated by an Order of the Superior court of Merrimack County, New Hampshire dated June 11, 2003.

The City of Elizabeth was insured for general liability and umbrella coverage under a policy issued by Midstates Reinsurance Corporation for at least the period from December 31, 1982 to January 31, 1986. On May 18, 2009, the City was informed that Midstates Reinsurance Corporation denied coverage.

The City of Elizabeth was insured for comprehensive general liability by the Sphere Drake Insurance Company for at least the period from January 1, 1978 to January 1, 1979. On April 9, 2009, the City sent a letter to a certified letter Sphere Drake Insurance Company requesting indemnification and coverage and have yet to receive a reply.

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

A handwritten signature in black ink, appearing to read "William R. Holzapfel". The signature is written in a cursive style with a horizontal line extending from the end of the name.

William R. Holzapfel  
City Attorney  
Attorney for Third Party Defendant  
City of Elizabeth

Dated: August 25, 2010