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Attorney for Third-Party Defendant  
Honeywell International Inc.

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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, S.A., YPF  
HOLDINGS, INC. and CLH HOLDINGS,  
INC.,

Defendants.

MAXUS ENERGY CORPORATION and TIERRA  
SOLUTIONS,  
INC.,

Third-Party Plaintiffs,

vs.

3M COMPANY, *et al.*,

Third-Party Defendants.

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SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: ESSEX COUNTY

DOCKET NO. L-9868-05

CIVIL ACTION

**CMO V THIRD-PARTY INITIAL  
DISCLOSURE ON BEHALF OF  
HONEYWELL INTERNATIONAL  
INC.**

Comes now Third-Party Defendant Honeywell International Inc. (“Honeywell”) and for its Initial Disclosure in accordance with Case Management Order V provides the following specific information:

## Reservations and Definitions

1. Honeywell reserves the right to object to the production of any documents or other information on any ground, including relevance and undue burden, and to assert any applicable privilege, including the attorney-client privilege, the work product doctrine, the common interest doctrine, and any other applicable privilege or protection. These disclosures are not intended to prejudice or waive any privileges or objections Honeywell may have with respect to any outstanding or subsequent requests for discovery.

2. Honeywell's investigation in this matter is continuing. Accordingly, Honeywell reserves the right to supplement, clarify, and revise these disclosures to the extent additional information becomes available or is obtained through discovery. Further, Honeywell reserves the right to amend these disclosures to the extent the claims brought by or alleged against Honeywell in this litigation are amended.

3. The time period covered by the allegations in the Plaintiffs' Second Amended Complaint is quite long and encompasses at least six decades. The geographic scope of the Second Amended Complaint is also quite broad, covering the 'Newark Bay Complex,' which spans the 'lower 17 miles of the Passaic River, Newark Bay, the lower reaches of the Hackensack River, the Arthur Kill, the Kill van Kull, and into adjacent waters and sediments.' Second Amended Complaint, ¶ 1. The scope of inquiry required by Plaintiffs and Third-Party Defendants is accordingly quite broad and potentially burdensome. Honeywell is therefore engaged in a continuing investigation and reserves the right to supplement and modify these disclosures.

4. By making these disclosures, Honeywell does not represent that it is identifying every witness, document or tangible thing possibly relevant to this lawsuit. Honeywell's disclosures

represent a good faith effort to identify information it reasonably believes to be relevant to the litigation or that it may use to support its defenses and that it is aware of as of this date.

Accordingly, these disclosures should not be construed as constituting all of the facts, evidence or other information that may exist or that may eventually be established in support of the defenses that Honeywell may assert in this lawsuit.

5. The terms “AlliedSignal Site,” “General Chemical Site,” “Honeywell Site,” and “UOP Site” have the meanings given to them in Maxus Energy Corporation’s and Tierra Solutions, Inc.’s Third Party Complaint B. The “AlliedSignal Site,” the “General Chemical Site,” the “Honeywell Site,” and the “UOP Site” are collectively referred to herein as the “sites associated with Honeywell in the Third Party Complaint.” Unless otherwise specified, “Honeywell” means Honeywell International Inc. and its predecessors.

### **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”);**

#### **Response:**

Below is a list of individuals Honeywell believes are likely to have discoverable information, and whom Honeywell may use as witnesses or otherwise to support its defenses. With respect to this litigation, each of these individuals, in their capacity as a current or former employees of and/or contractors for Honeywell, is represented by the undersigned counsel and should not be contacted directly, but only through counsel. Honeywell reserves the right to

identify additional witnesses at a later date, if such witnesses become known to Honeywell. Further, at the appropriate time, Honeywell will identify experts who may provide relevant expert testimony in this litigation. Honeywell further reserves the right to rely on witnesses under the control of (and identified in the initial disclosures of) plaintiffs, defendants, and other third party defendants, regardless of whether such witnesses have been identified below.

| <b>Name/Address/Phone</b>  | <b>Subject</b>   |
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| Vernon C. Burrows<br>O'Brien & Gere Engineers, Inc.  | Mr. Burrows is an environmental consultant who was retained by Honeywell to assist in the investigation, collection of data, study, and evaluation of remedial alternatives with respect to the AlliedSignal Site. Subjects on which Mr. Burrows may have information include the investigation and remediation of environmental conditions at and emanating from the AlliedSignal Site.           |
| Mike Eversman<br>Environmental Resources Management, Inc.  | Mr. Eversman is an environmental consultant who was retained by Honeywell to assist in the investigation, collection of data, study, and evaluation of remedial alternatives with respect to the General Chemical Site. Subjects on which Mr. Eversman may have information include the investigation and remediation of environmental conditions at and emanating from the General Chemical Site. |
| Helen Fahy<br>Fahy Associates<br>c/o Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 | Ms. Fahy has assisted Honeywell in the investigation, collection of data, study, and evaluation of remedial alternatives with respect to the Honeywell Site and the Hackensack River sediments in the vicinity of the Honeywell Site.  |

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| <p>Richard Galloway<br/> Honeywell International Inc.<br/> 101 Columbia Road<br/> Morristown, NJ 07962<br/> (973) 455-2000</p> | <p>Mr. Galloway is the Honeywell Remediation Manager with responsibility for the AlliedSignal, General Chemical, and UOP sites. Subjects on which Mr. Galloway may have knowledge include the investigation and remediation of environmental conditions at and emanating from the AlliedSignal, General Chemical, and UOP Sites.</p>  |
| <p>Michael J. Glose<br/> Geraghty &amp; Miller, Inc.</p>   | <p>Mr. Glose is an environmental consultant who was retained by Honeywell to assist in the investigation, collection of data, study, and evaluation of remedial alternatives with respect to the AlliedSignal Site. Subjects on which Mr. Glose may have information include the investigation and remediation of environmental conditions at and emanating from the AlliedSignal Site.</p> |
| <p>William Hague<br/> Honeywell International Inc.<br/> 101 Columbia Road<br/> Morristown, NJ 07962<br/> (973) 455-2000</p>    | <p>Mr. Hague is the Director of Remediation Design &amp; Construction at Honeywell and has had involvement with the General Chemical and Honeywell Sites. Subjects on which Mr. Hague may have knowledge include the investigation and remediation of environmental conditions at and emanating from the General Chemical and Honeywell Sites.</p>  |
| <p>J. Mark Kamilow<br/> 12 Briarwood Lane<br/> New Hartford, NY 13413<br/> (315) 507-4731</p>                                  | <p>Mr. Kamilow is a retired Remediation Manager who was formerly responsible for the AlliedSignal, General Chemical and UOP Sites. Subjects on which Mr. Kamilow may have knowledge include the investigation and remediation of environmental conditions at and emanating from the AlliedSignal, General Chemical, and UOP Sites.</p>  |

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| <p>Timothy Metcalf<br/>Honeywell International Inc.<br/>101 Columbia Road<br/>Morristown, NJ 07962<br/>(973) 455-2000</p> | <p>Mr. Metcalf is a former Honeywell Remediation Manager who was formerly responsible for the General Chemical Site. Subjects on which Mr. Metcalf may have knowledge include the investigation and remediation of environmental conditions at and emanating from the General Chemical site.</p>  |
| <p>John Morris<br/>Honeywell International Inc.<br/>101 Columbia Road<br/>Morristown, NJ 07962<br/>(973) 455-2000</p>     | <p>Mr. Morris is the Honeywell Remediation Portfolio Director with responsibility for the sites associated with Honeywell in the Third Party Complaint. Subjects on which Mr. Morris may have knowledge include the investigation and remediation of environmental conditions at and emanating from the sites associated with Honeywell in the Third Party Complaint.</p>                             |
| <p>Amy Richter<br/>Honeywell International Inc.<br/>101 Columbia Road<br/>Morristown, NJ 07962<br/>(973) 455-2000</p>     | <p>Ms. Richter is a Honeywell Litigation Paralegal who is generally familiar with Honeywell's document repositories and retention policies.</p>   |
| <p>William Snyder<br/>17 Romar Drive<br/>Annapolis, MD 21403<br/>(410) 280-2223</p>                                       | <p>Mr. Snyder is a retired Remediation Manager who was formerly responsible for the AlliedSignal Site. Subjects on which Mr. Snyder may have knowledge include the investigation and remediation of environmental conditions at and emanating from the AlliedSignal Site.</p>   |
| <p>Nicholas Valkenburg<br/>Geraghty &amp; Miller, Inc.</p>  | <p>Mr. Valkenburg is an environmental consultant who was retained by Honeywell to assist in the investigation, collection of data, study, and evaluation of remedial alternatives with respect to the AlliedSignal Site. Subjects on which Mr. Valkenburg may have information include the investigation and remediation of environmental conditions at and emanating from the AlliedSignal Site.</p> |

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| <p>Emil Walerko<br/> 157 Wessington Ave.<br/> Garfield, NJ 07026<br/> (973) 478-7053</p>   | <p>Mr. Walerko is a former Honeywell employee who assisted in the investigation, collection of data, study, and evaluation of remedial alternatives with respect to Honeywell Site. Subjects on which Mr. Wong may have knowledge include the investigation and remediation of environmental conditions at and emanating from the Honeywell Site.</p> |
| <p>Richard J. Wenning<br/> ENVIRON International Corp.<br/> Marketplace Tower<br/> 6001 Shellmound Street<br/> Suite 700<br/> Emeryville, CA 94608<br/> (510) 655-7400</p> | <p>Mr. Wenning is an environmental consultant who was retained by Honeywell to oversee the sediment investigation associated with the Honeywell Site. Subjects on which Mr. Wenning may have information include the investigation and remediation of sediment contamination in the vicinity of the Honeywell Site.</p>                               |
| <p>James Wong</p>  | <p>Mr. Wong is a former Honeywell Remediation Manager who was responsible for the Honeywell Site. Subjects on which Mr. Wong may have knowledge include the investigation and remediation of environmental conditions at and emanating from the Honeywell Site.</p>   |
| <p>Donald T. Bauch,<br/> Manager of Utilities and Environment, UOP</p>   | <p>Mr. Bauch has knowledge of utilities and environmental issues at the UOP site.</p>   |
| <p>Owen D. Burke,<br/> Area Production Manager<br/> UOP<br/> 228 East Lane,<br/> Clark, NJ 07066</p>   | <p>Mr. Burke was responsible for production west of the railroad tracks at the UOP site from about 1953 through about 1980.</p>   |
| <p>Darren Chenkin, UOP</p>   | <p>Mr. Chenkin as general knowledge of operations at the UOP site.</p>  |
| <p>John E. Cleveland,<br/> Director of Operations<br/> UOP<br/> 20 4<sup>th</sup> Street and 5<sup>th</sup> Avenue<br/> Huntington, WV 25722</p>                           | <p>Mr. Cleveland was responsible for operations and waste management at the UOP site from about 1972 to about 1977.</p>   |
| <p>Don Donahue, Manager of Purchasing, UOP</p>   | <p>Mr. Donahue has general knowledge of the UOP site.</p>   |
| <p>Dr. Morris Dunkel, Director of Chemistry,<br/> Trubek Laboratories, Inc. and UOP</p>  | <p>Dr. Dunkel has general knowledge of operations at the UOP site.</p>  |

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| Victor Fonseca,<br>Materials Manager,<br>UOP<br>23 Jane Street,<br>E. Rutherford, NJ 07073  | Mr. Fonseca has knowledge of materials used for wastewater treatment from about 1959 through about 1980.        |
| Rodger C. Garrison,<br>Facilities Manager,<br>UOP Inc.,<br>Automotive Products Div.<br>40 UOP Plaza<br>Des Plaines, IL                                | Mr. Garrison has general knowledge of the facility's operations from about 1957 through about 1973.             |
| Steven M. Gerstein,<br>Group Leader- Engineering Plant Support,<br>UOP<br>1038 Tangebria Drive<br>Baton Rouge, LA 70810                               | Mr. Gerstein has knowledge of wastewater management at the UOP site from about 1978 through about 1979.         |
| R.G. Haldeman,<br>Asst. to Sr. UOP VP,<br>UOP Inc.,<br>Ten UOP Plaza<br>Des Plaines, IL 60016   | Mr. Haldeman assisted in shutting down UOP's operations at the UOP Site in 1980.                                |
| Vincent J. Iappelli,<br>Production Manager,<br>UOP<br>50 Mitchell Street<br>Lodi, NJ 07644  | Mr. Iappelli has knowledge of the implementation of abatement measures at the UOP site.                         |
| Robert P. Lanyon, Utilities Manager, UOP<br>48 Stephenville Parkway,<br>Edison, NJ 08817  | Mr. Lanyon has knowledge of utilities management at the UOP site from about 1973 through about 1977.            |
| J.P. Larson,<br>UOP Group Vice President, Director of<br>Operations of the Chemical Division,<br>UOP, Inc.<br>Ten UOP Plaza,<br>Des Plaines, IL 60016 | Mr. Larson had responsibility for overall policy at the UOP site from about 1961 through about 1982.            |
| James V. Lavin,<br>Facilities Manager<br>UOP<br>528 Ridgeway Avenue,<br>South Amboy, NJ 08879   | Mr. Lavin had general knowledge of operations at the UOP site from about 1958 through about 1979.               |
| John L. Leech, President and General Manager,<br>UOP<br>Englewood, FL   | Mr. Leech may have had knowledge of environmental conditions and operations at the site during UOP's ownership. |
| George Leightle, Director of Operations, UOP<br>P.O. Box 101<br>Morris Plains, NJ 07950   | Mr. Leightle has knowledge of overall operations at the UOP site from about 1977 through about 1979.            |



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| William Lintner, UOP  | Mr. Lintner has general knowledge of the UOP site.   |
| Dana C. Lockwood, Environmental Engineer/Manager, UOP<br><br>Last Known Business Address:<br>Hooker Chemical<br>Niagara Falls, NY | Dana Lockwood has knowledge of environmental activities at the UOP site from about 1979 through about 1980.            |
| Craig C. Luebeck,<br>Senior Development Engineer,<br>UOP<br>54 Schuler Avenue,<br>Waldwick, NJ                                    | Mr. Luebeck has knowledge of environmental improvement programs at the UOP site from about 1975 through about 1980.    |
| Mitchell A. Monchinski, UOP   | Mr. Monchinski has general knowledge of the UOP site.  |
| Lee Nearnberg, UOP  | Mr. Nearnberg has general knowledge of the UOP site.   |
| Frank Noga,<br>Senior Odor Specialist,<br>UOP<br>58 Echo Place<br>Elmwood Park, NJ  | Mr. Noga has knowledge about identification of pollutants at the UOP site.   |
| Phillip Paonessa,<br>Area Production Manager,<br>UOP<br>645 Ward Avenue,<br>Westwood, NJ 07675                                    | Mr. Paonessa was responsible for production east of the railroad tracks at the UOP site from about 1939 to about 1980. |
| Jack C. Phillips,<br>Environmental Manager,<br>UOP<br>A Sterling Avenue,<br>Mendham, NJ 07945                                     | Mr. Phillips has knowledge of environmental affairs at the UOP site from about 1977 through about 1979.                |
| John Savage, Utilities Superintendent, UOP  | Mr. Savage has general knowledge of the UOP site.  |
| Robert Simmons,<br>Utilities Manager,<br>UOP<br>110 Church Street<br>Manasquan, NJ 08736  | Mr. Simmons has knowledge of utilities at the UOP site.  |
| Allen K. Sparks,<br>Vice President and General Manager,<br>UOP Norplex Division,<br>LaCrosse, WI                                  | Mr. Sparks has general and technical knowledge of the UOP site.  |
| Andrew Szurgot,<br>Environmental Engineer, UOP  | Mr. Szurgot has general and environmental knowledge of the UOP site.   |

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| Raymond Wilhelm,<br>Manager of Analytical Services,<br>UOP,<br>40 Bear Mountain Road<br>Ringwood, NJ 07456   | Mr. Wilhelm has knowledge of testing and analysis at the UOP site.   |
| Edwin L. Williams, Jr.,<br>Plant Engineer,<br>UOP, Inc.<br>Automotive Products Division,<br>Catoosa, OK  | Mr. Williams has knowledge of equipment and maintenance procedures at the UOP site.  |
| Anthony G. Bove,<br>Section Manager,<br>Water and Wastewater,<br>Betz-Converse-Murdoch, Inc.<br>One Plymouth Meeting Mall,<br>Plymouth Meeting, PA 19462 | Mr. Bove was part of a team that served as experts and consultants for UOP in a litigation against the East Rutherford Sewerage Authority.     |
| Brent W. Cowan,<br>Project Engineer<br>Betz-Converse-Murdoch, Inc.<br>One Plymouth Meeting Mall,<br>Plymouth Meeting, PA 19462                           | Mr. Cowan was part of a team that served as experts and consultants for UOP in a litigation against the East Rutherford Sewerage Authority.    |
| Anthony J. DeFalco, P.E.,<br>Assistant Vice President<br>Betz-Converse-Murdoch, Inc.<br>One Plymouth Meeting Mall,<br>Plymouth Meeting, PA 19462         | Mr. DeFalco was part of a team that served as experts and consultants for UOP in a litigation against the East Rutherford Sewerage Authority.  |
| George A. Prior, Ph.D., P.E.<br>Technical Consultant,<br>Betz-Converse-Murdoch, Inc.<br>One Plymouth Meeting Mall,<br>Plymouth Meeting, PA 19462         | Mr. Prior was part of a team that served as experts and consultants for UOP in a litigation against the East Rutherford Sewerage Authority.    |
| Richard K. Rathmell, P.E.,<br>Manager, Northeast Region,<br>Betz-Converse-Murdoch, Inc.<br>One Plymouth Meeting Mall,<br>Plymouth Meeting, PA 19462      | Mr. Rathmell was part of a team that served as experts and consultants for UOP in a litigation against the East Rutherford Sewerage Authority. |
| Kamil Sor, Ph.D.<br>Shimel and Sor Testing Laboratories, Inc.<br>P.O. Box 78<br>19 Merry Lane<br>East Hanover, NJ 07936                                  | Dr. Sor has knowledge regarding testing of water samples in connection with litigation between UOP and the East Rutherford Sewerage Authority. |
| Daniel Friedland,<br>Senior Vice President,<br>Trubek Laboratories, Inc.   | Mr. Friedland may have had knowledge of operations at the UOP site during Trubek's ownership.  |
| H.W. Grote, Trubek Laboratories, Inc.  | Mr. Grote has general knowledge of operations at the UOP site.   |

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| Robert M. Lusskin, Trubek Laboratories, Inc. | Mr. Lusskin has general knowledge of operations at the UOP site. |
| Leonard Winston, Trubek Laboratories, Inc.   | Mr. Winston has general knowledge of operations at the UOP site. |

**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**

See Response to Disclosure “a,” above.

**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**

| <b>Name</b>   | <b>Site and Ownership Period</b>      | <b>Address and Telephone Number</b>   |
|---|---------------------------------------|---|
| Catellus/Prologis   | AlliedSignal Site, 2004–Present       | 301 Route 17 North<br>Suite 204<br>Rutherford, NJ 07070<br>(201) 528-9578                   |
| Continental Airlines, Inc.                                  | AlliedSignal Site, 1999–2004          | P.O. Box 4607<br>Houston, TX 77210<br>(713) 324-5080  |
| AlliedSignal Inc.   | Allied Signal Site, approx. 1957–1999 | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Charles Cangialosi d/b/a Tri-State Building Materials Corp. | General Chemical Site, 1987–unknown.  | 65 Lodi Street<br>Passaic, NJ 07055<br>(973) 472-2377                                       |

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| Allied Corporation                                      | General Chemical Site, approx. 1899–1987  | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| 425/445 Route 440 Property, LLC                         | Honeywell Site, 2004–Present  | 101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                                 |
| ECARG, Inc.   | Portions of the Honeywell Site, 1986–2004   | Unknown   |
| Grace Retail Corporation                                | Portions of the Honeywell Site, 1981–1986   | Believed to be defunct  |
| General Cinema Corporation                              | Honeywell Site, 1954–1981; a portion of the Honeywell Site was transferred by General Cinema’s predecessor Amy Joy Realty to Hestor Realty Corp. in 1960. | Believed to be defunct  |
| RONED Realty of Jersey City, Inc.                       | Portion of the Honeywell Site, 1977–2004.   | 1625 Lemoine Ave.<br>Fort Lee, NJ 07024-5651<br>(201) 944-4404                              |
| Lawrence Kadish   | Portion of the Honeywell Site, 1977   | Unknown   |
| Various individuals holding partial undivided interests | Portion of the Honeywell Site, 1972-1977  | Unknown   |
| 63 Associates, Inc.                                     | Portion of the Honeywell Site, 1971-1972  | Unknown   |
| Aetna Life Insurance Co.                                | Portion of the Honeywell Site, 1961–1971  | 151 Farmington Ave.<br>Hartford, CT 06156<br>(860) 273-0123                                 |
| Hestor Realty Corp.                                     | Portion of the Honeywell Site, 1960–1961  | Unknown   |
| Mutual Chemical Company of America                      | Honeywell Site, approx. 1895–1954   | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Jack W. Fox and Lillian R. Fox, Husband and Wife        | Portion of UOP Site (Block 104, Lot 4-B), owned through June 12, 1944   | Unknown   |
| Interborough Coal & Supply Co.                          | Portion of UOP Site (Block 104, Lot 4-C), Owned through December 22, 1952   | Unknown   |

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| Trubek Company, et al.   | Portion of UOP Site (Block 104, Lot 5), owned through September 29, 1947                  | Unknown   |
| Trubek Company   | Portion of UOP Site (Block 104, Lot 5-A), owned through September 18, 1943                | Unknown   |
| Interborough Coal & Supply Co.   | Portion of UOP Site (Block 104, Lot 6), owned through June 24, 1947                       | Unknown   |
| J. Chester Nassinger and John Grimshaw, Jr. as Substituted Executors and Trustees of the Estate of Anna E. Romaine, deceased | Portion of UOP Site (Block 104, Lot 7-B), owned through November 28, 1941                 | Unknown   |
| Robert H. Ringewald and Ruth T. Ringewald, his wife  | Portion of UOP Site (Block 105A, Lots 8, 11-B, and 13A), owned through November 7, 1960   | Unknown   |
| Trubek Company   | Portion of UOP Site (Block 105A, Lots 9, 12, and 14-A), owned through September 29, 1947  | Unknown   |
| Borough of E. Rutherford   | Portion of UOP Site (Block 105A, Lots 10, 16, 17-A, and 19C), owned through June 22, 1953 | Unknown   |
| Interborough Coal & Supply Co.   | Portion of UOP Site (Block 105A, Lot 15-A), owned through December 22, 1952               | Unknown   |
| Trubek Company   | Portion of UOP Site (Block 105B, Lot 14B), owned through September 29, 1947               | Unknown   |
| Herbert Trubek and Robert Trubek   | Portion of UOP Site (Block 105B, Lot 14B) owned from September 29, 1947                   | Unknown   |
| Borough of E. Rutherford   | Portion of UOP Site (Block 105B, Lots 19E and 20A), owned through June 22, 1953           | Unknown   |
| Trubek Laboratories, Inc. (N.J.)   | Portion of UOP Site (Block 104, Lot 4-B), owned from June 12, 1944 to March 23, 1960      | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |

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| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 104, Lot 4-C), owned from December 22, 1952 to March 23, 1960                 | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 104, Lot 5), owned from September 29, 1947 to March 23, 1960                  | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 104, Lot 5-A), owned from September 18, 1943 to March 23, 1960                | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 104, Lot 6), owned from June 24, 1947 to March 23, 1960                       | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 104, Lot 7-B), owned from November 28, 1941 to March 23, 1960                 | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 105A, Lots 9, 12, and 14-A), owned from September 29, 1947 to March 23, 1960  | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 105A, Lots 10, 16, 17-A, and 19C), owned from June 22, 1953 to March 23, 1960 | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 105A, Lot 15-A), owned from December 22, 1952 to March 23, 1960               | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Trubek Laboratories, Inc.<br>(N.J.)  | Portion of UOP Site (Block 105B, Lots 19E and 20A), owned from June 22, 1953 to March 23, 1960           | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Universal Oil Products, Inc.<br>(Through Trubek Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block 104, Lot 4-B), from March 23, 1960 to 2002                                    | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |
| Universal Oil Products, Inc.<br>(Through Trubek Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block 104, Lot 4-C), from March 23, 1960 to 2002                                    | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000 |

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| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>104, Lot 5), from March 23,<br>1960 to 2002                          | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>104, Lot 5-A), from March<br>23, 1960 to 2002                        | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>104, Lot 6), from March 23,<br>1960 to 2002                          | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>104, Lot 7-B), from March<br>23, 1960 to 2002                        | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>105A, Lots 8, 11-B, and<br>13A), from November 7,<br>1960 to 2002    | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>105A, Lots 9, 12, and 14-<br>A), from March 23, 1960 to<br>2002      | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>105A, Lots 10, 16, 17-A,<br>and 19C), from March 23,<br>1960 to 2002 | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>105A, Lot 15-A), from<br>March 23, 1960 to 2002                      | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| Universal Oil Products, Inc.<br>(Through Trubek<br>Laboratories, Inc. (D.E.)) | Portion of UOP Site (Block<br>105B, Lots 19E and 20A),<br>from March 23, 1960 to<br>2002           | Honeywell International Inc.<br>101 Columbia Road<br>Morristown, NJ 07962<br>(973) 455-2000                     |
| New Jersey Sports &<br>Exposition Authority                                   | Portions of the UOP Site<br>(Block 105.01, Lot 8 and<br>Block 105.02, Lot 5)                       | New Jersey Sports & Exposition<br>Authority<br>50 State Hwy. 120<br>East Rutherford, NJ 07073<br>(201) 935-8500 |

**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;**

**Response**

Honeywell is unaware at this time of any individual likely to have discoverable information with respect to the sites associated with Honeywell in the Third Party Complaint who has, or is likely to have within 12 months following the date of these Initial Disclosures, an inability to testify due to age, infirmity, or incompetency. Honeywell reserves the right to amend this Disclosure should additional or new information become available to Honeywell.



**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**

| <b>Documents by Category</b>   | <b>Location</b>                                     | <b>Applicable Exception<sup>1</sup></b> |
|--|---|---|
| Documents concerning Honeywell’s predecessors’ operations at the AlliedSignal Site, including documents related to discharges and discharge permits. | Honeywell archives maintained by Iron Mountain Inc. | a, b, g                                 |
| Documents concerning environmental investigations and remediation conducted by Honeywell or its predecessors at the AlliedSignal Site.               | Honeywell archives maintained by Iron Mountain Inc. | a, b, g                                 |

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<sup>1</sup> Applicable Exception Codes are as follows:

- a. Information, (“Information”), including, but not limited to, environmental, chemical and/or biological testing of groundwater, surface water, soil or sediment (hereinafter "Sampling Information") contained in the nexus packages produced pursuant to paragraph 8 (e) of CMO V; and
- b. Information previously produced to any branch, department, agency or instrumentality of the State of New Jersey including to the New Jersey Department of Environmental Protection (“NJDEP”) or Information produced to any other governmental agency or entity whose responsibility it is to oversee environmental compliance in the Newark Bay Complex Area, including, but not limited to, the United States Environmental Protection Agency and the United States Army Corps of Engineers (hereinafter “Governmental Recipients”);
- c. Information produced to any Licensed Site Remediation Professional (hereinafter “LSRP”) who is duly licensed by the State of New Jersey at the time of receipt of such Information where such disclosure of Information is intended to be used in connection with any remedial investigation or remedial action having an assigned case number in the NJDEP’s NJEMS data system;
- d. Sampling Information compiled with the expectation of being produced to a Governmental Recipient or an LSRP under Paragraphs 4(b) or 4(c) but which Sampling Information has not yet undergone quality assurance/ quality control or similar analysis;
- e. Information produced by a third-party defendant to any third-party plaintiff pursuant to the New Jersey Open Public Records Act or other freedom of information law or regulation;
- f. Information previously produced to Defendants and
- g. Information that falls within the attorney-client privilege and/or the attorney work product privilege.

|  |   |         |
|--|---|---------|
| Oversight documents and correspondence from the New Jersey Department of Environmental Protection regarding the AlliedSignal Site.         | Honeywell archives maintained by Iron Mountain Inc.   | a, b    |
| Copies of documents related to environmental investigations and remediation conducted by subsequent owners of the AlliedSignal Site.       | Honeywell archives maintained by Iron Mountain Inc.   | b       |
| Correspondence and other documents to and from Honeywell and subsequent owners of the AlliedSignal Site.                                   | Honeywell archives maintained by Iron Mountain Inc.   |         |
| Documents related to the current and historical ownership of the AlliedSignal Site.  | Honeywell archives maintained by Iron Mountain Inc.   | b, g    |
| Limited documents concerning Honeywell's predecessors' operations at the General Chemical Site.  | Honeywell archives maintained by Iron Mountain Inc.   | a, b, g |
| Documents concerning environmental investigations and remediation conducted by Honeywell or its predecessors at the General Chemical Site. | Honeywell archives maintained by Iron Mountain Inc.   | a, b, g |
| Oversight documents and correspondence from the New Jersey Department of Environmental Protection regarding the General Chemical Site.     | Honeywell archives maintained by Iron Mountain Inc.   | a, b    |
| Correspondence and other documents to and from Honeywell and subsequent owners of the General Chemical Site.                               | Honeywell archives maintained by Iron Mountain Inc.   |         |
| Documents related to the current and historical ownership of the General Chemical Site.  | Honeywell archives maintained by Iron Mountain Inc.   | b, g    |
| Documents concerning Honeywell's predecessors' operations at the Honeywell Site.   | Honeywell archives maintained by Iron Mountain Inc.;<br>Honeywell's corporate headquarters in Morristown, NJ. | a, b, g |

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|---|--|---------|
| Documents concerning environmental investigations and remediation conducted by Honeywell or its predecessors at the Honeywell Site.         | Honeywell archives maintained by Iron Mountain Inc.; Honeywell's corporate headquarters in Morristown, NJ.                                   | a, b, g |
| Oversight documents and correspondence from the New Jersey Department of Environmental Protection regarding the Honeywell Site.             | Honeywell archives maintained by Iron Mountain Inc.; Honeywell's corporate headquarters in Morristown, NJ.                                   | a, b    |
| Copies of documents related to environmental investigations and remediation conducted by owners of the Honeywell Site other than Honeywell. | Honeywell archives maintained by Iron Mountain Inc.; Honeywell's corporate headquarters in Morristown, NJ.                                   | b       |
| Correspondence and other documents to and from Honeywell and other owners of the Honeywell Site.  | Honeywell archives maintained by Iron Mountain Inc.; Honeywell's corporate headquarters in Morristown, NJ.                                   |         |
| Documents related to the current and historical ownership of the Honeywell Site.  | Honeywell archives maintained by Iron Mountain Inc.; Honeywell's corporate headquarters in Morristown, NJ.                                   | b, g    |
| Documents related to the <i>Interfaith Community Organization v. Honeywell International Inc.</i> litigation                                | Honeywell archives maintained by Iron Mountain Inc.; Honeywell's corporate headquarters in Morristown, NJ; offices of Honeywell's attorneys. | a, b, g |
| Custodial files of the individuals identified in Response "a," above.   | Honeywell's corporate headquarters in Morristown, NJ or the offices of the individual consultants identified.                                | a, b, g |
| Administrative Orders/Complaints regarding UOP  | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102   | a, b    |
| Correspondence and communications with or from consultants regarding UOP  | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102   | a, b, g |
| Correspondence and communications with or from governmental and regulatory agencies and authorities regarding UOP                           | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102   | a, b    |

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|---|--|------|
| Correspondence and communications with or from outside counsel regarding UOP  | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102 | g    |
| Correspondence with Honeywell and other owners of the UOP Site regarding UOP  | Gibbons P.C.<br>One Gateway Center<br>Newark, NJ 07102   |      |
| Environmental permits, registrations, and certifications regarding UOP  | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102 | b    |
| Environmental records, reports, sampling plans and reports, presentations, maps, figures, laboratory documents, sampling data, remediation records, and drafts thereof regarding UOP                      | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102 | b, g |
| General compliance documentation, including but not limited to TSCA inventories, self-monitoring reports, and material safety data sheets regarding UOP   | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102 | b    |
| Ground Water Monitoring Reports regarding UOP   | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102 | b    |
| Health and Safety Information, Records, and Reports regarding UOP   | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102 |      |
| Current and historical ownership information, including transactional and related agreements, schedules, exhibits, drafts thereof, and certificates of incorporation/corporate sale notices regarding UOP | Gibbons P.C.,<br>One Gateway Center,<br>Newark, NJ 07102 | b, g |
| Waste disposal documentation regarding UOP  | Gibbons P.C.<br>One Gateway Center<br>Newark, NJ 07102   | b    |

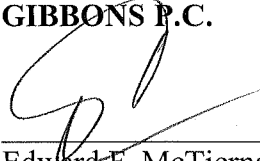
|  |  |   |
|--|--|---|
| Litigation Documents, including pleadings and answers to interrogatories regarding UOP | Gibbons P.C.<br>One Gateway Center<br>Newark, NJ 07102 | g |
|--|--|---|

Respondent's Initial Disclosures are made without prejudice to their right to change or supplement their responses, their right to assert privileges or objections with respect to any subsequent requests for discovery, and their right to introduce at trial additional evidence and documents as warranted by the development of the facts underlying this litigation.

Dated: May 7, 2010

Respectfully submitted,

**GIBBONS P.C.**



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Edward F. McTiernan, Esq.  
One Gateway Center  
Newark, New Jersey 07102-5310  
Attorneys for Third-Party Defendant  
Honeywell International Inc.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of Third-Party Defendant Honeywell International Inc.'s CMO V Third-Party Initial Disclosure was served electronically on all parties which have consented to service by posting on [www.sfile.com/njdepvocc](http://www.sfile.com/njdepvocc) on May 7, 2010. The following counsel of record was served on May 7, 2010 via first class mail:

|   |                              |
|---|------------------------------|
| Richard J. Dewland, Esq.<br>Coffey & Associates<br>465 South Street<br>Morristown, NJ 07960 | Borough of Hasbrouck Heights |
| John P. McGovern, Esq.<br>City of Orange<br>29 North Day Street<br>Orange, NJ 07050         | City of Orange               |



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Edward F. McTiernan, Esq.

Dated: May 7, 2010