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Attorneys for the Third Party Defendant  
Town of Harrison

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION, THE COMMISSIONER OF 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,

*Defendants.*

MAXUS ENERGY CORPORATION and TIERRA SOLUTIONS, INC.,

*Third-Party Plaintiffs,*

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 Action

**INITIAL DISCLOSURE STATEMENT OF  
THE TOWN OF HARRISON**

Third-Party Defendant, Town of Harrison, by way of Initial Disclosure states as follows:

## RESERVATIONS

1. The Town of Harrison 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 attorney-client privilege, work product doctrine, common interest doctrine and any other applicable privilege or protection. These disclosures are not intended to prejudice or waive any privileges or objections the Town of Harrison may have regarding any discovery requests.

2. The Town of Harrison's investigation in this matter is continuing and for this reason the Town reserves the right to supplement, clarify and revise these Initial Disclosures to the extent additional information becomes available or is obtained through discovery. The Town of Harrison also reserves its right to amend these initial disclosures to the extent that claims brought by or against the Town are amended during the course of the litigation.

## 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 hazards 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:***

The Town of Harrison denies it discharged hazardous substances or pollutants. Any information concerning the administration of public services provided by the Town of Harrison is under the possession and control of:

Paul J. Zarbetski  
Town Clerk  
Town of Harrison  
318 Harrison Avenue  
Harrison, New Jersey 07029  
973-268-2425

Rocco Russomanno  
Municipal Engineer  
Town of Harrison  
318 Harrison Avenue  
Harrison, New Jersey 07029  
973-268-2446

- (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 impeachment).

***Response:***

Paul J. Zarbetski  
Town Clerk  
Town of Harrison  
318 Harrison Avenue  
Harrison, New Jersey 07029  
973-268-2425

Rocco Russomanno  
Municipal Engineer  
Town of Harrison  
973-268-2446

Ronald Catrambone  
Superintendent  
Department of Public Works  
Town of Harrison  
600 Essex Street  
Harrison, New Jersey 07029  
973-268-2296

Tomas Paz  
Acting Superintendent  
Water Department  
Town of Harrison  
600 Essex Street  
Harrison, New Jersey 07029  
973-268-2461

- (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 know.

***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 or 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 documents or electronically stored information may fall within the Excepted Information.

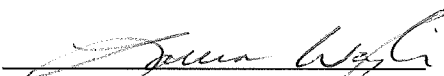
***Response:***

The Town of Harrison denies it discharged hazardous substances or pollutants. Any information concerning the administration of public services provided by the Town of Harrison is under the possession and control of the Harrison Town Clerk or the Town Engineer.

The Town of Harrison reserves the right to supplement/amend this Initial Disclosure Statement as additional information is obtained through investigation and discovery.

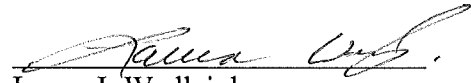
**CASTANO QUIGLEY LLC**  
Attorneys for Third-Party Defendant  
Town of Harrison

Dated: 4/30/10

BY:   
Laura J. Wadleigh, Esq.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing Initial Disclosure was posted to <http://njdepvocc.sfile.com> on this 30th day of April, 2010.

  
Laura J. Wadleigh