PERRINE DUPONT SETTLEMENT CLAIMS OFFICE ATTN: EDGAR C. GENTLE, CLAIMS ADMINISTRATOR C/O SPELTER VOLUNTEER FIRE DEPARTMENT OFFICE

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July 28, 2014

VIA HAND DELIVERY

The Honorable Thomas A. Bedell Circuit Judge of Harrison County 301 West Main Street, Room 321 Clarksburg, West Virginia 26301

Re: Perrine, et al. v. DuPont, et al.; Civil Action No. 04-C-296-2 - Report Regarding Property Remediation Program (the "Remediation Program") Status and Completion of Remediation of Zones 1B and 2; Our File Nos. 4609-1 {DD-51}, 4609-1 {DD-70}, and 4609-1 {NN-5}

Dear Judge Bedell:

We hope this letter finds the Court well.

The purpose of this letter is to: (1) provide the Court with an update regarding the status of the Remediation Program; and (2) request Court authority to close remediation of Class Area Zones 1B and 2.

I. Program Update

As of June 30, 2014, we have completed the remediation of 110 Zone 1A soil properties of the approximately 229 contaminated (48% complete), and 338 Class Area houses of the approximately 802 contaminated (42% complete), and we have completed the 2012 Replacement Soil Enhancement Procedures Program for 80 of the Zone 1A soils remediated in 2012. (Not all 2012 soil properties participated.)

On May 22, 2014, the remediation of Zone 1A soil properties began for the 2014 season. Due to rainy weather, Zone 1A soil remediation has had a slow start, with only $\underline{3}$ properties being completed for the season. As of July 23, 2014, soil remediation is in progress on approximately $\underline{25}$ soil properties.

NCM has remediated houses in Zones 1B, 2 and 3. As of June 30, 2014, there are approximately (i) 2 unremediated contaminated houses in Zone 1B; and (ii) 3 unremediated contaminated houses in Zone 2 that remain possibly to be remediated. All Zone 1B and 2 properties have been remediated or otherwise resolved with the exception of these 5 properties. These 5 properties are listed in Exhibit A, which is being filed In Camera with the Court. At June 30, 2014, we have remediated 9 of the 379 contaminated Zone 3 properties (2% complete).

II. Request for Authority to Conclude the Remediation of Properties in Zones 1B and 2

Of the <u>395</u> houses originally signed up for the Remediation Program in Zones 1B and 2, (i) <u>81</u> house properties tested clean and did not require remediation; (ii) <u>186</u> have been remediated by NCM; (iii) <u>123</u> have Claimants who requested to opt-out of the Settlement or who filed claims that were denied; and (iv) <u>5</u> have already been released to NCM but are not available for cleaning at this time due to ownership issues and/or areas of the house requiring repair by the Claimant in order for the home to be safely accessed for remediation.

Therefore, your Settlement Administrator recommends that no other properties will be cleaned in Zones 1B and 2, except for the <u>5</u> listed in the <u>In Camera</u> Exhibit A, assuming that the owners of said properties agree to participate in the program.

A proposed Order approving the conclusion of the cleaning of properties in Zones 1B and 2 is attached for your consideration.

This Report and proposed Order have been shared with the Finance Committee, the Guardian ad Litem for Children, and NCM, and there are no objections.

Thank you for the Court's consideration. If you have any questions regarding the above or the attached, please let me know.

Respectfully submitte

Edgar C. Gentle, III
Settlement Administrator

ECGIII/jcs

Enclosures:

1. In Camera Exhibit A

2. Proposed Order

cc: (with <u>In Camera</u> Exhibit A and Proposed Order)(by e-mail)

David B. Thomas, Esq.
James S. Arnold, Esq
DuPont Representatives on the Settlement Finance Committee

Virginia Buchanan, Esq.
Plaintiff Class Representative on the Settlement Finance Committee

Meredith McCarthy, Esq. Guardian ad Litem for Children

cc: (with <u>In Camera</u> Exhibit A and Proposed Order)(by e-mail)
Terry D. Turner, Jr., Esq.
Katherine A. Harbison, Esq.
Michael A. Jacks, Esq.

Mr. Stan Keifer, NCM Mr. Jason Haller, NCM

cc: (with Proposed Order only) Clerk of Court