

### Amendment 3 to Appendix D of Corrected Consent Decree, Dkt. No. 19-1 Settling Cash Defendants

The following CERTAIN NOTICED PARTIES from Appendix G are hereby added to Appendix D as SETTLING CASH DEFENDANTS regarding their liability associated with their respective facilities as follows:

No.	Entity Name	Associated Facility
1	Bodycote Thermal Processing, Inc.	<u>“Bodycote Property”</u> 11845 Burke St., Santa Fe Springs, CA (APN No. 8168-023-039), also described as Lots 16 and 17 of Tract 25540 as per map recorded in Book 692 at Pages 65 to 68, inclusive in the Records of the County of Los Angeles, California.
2 3	Palmtree Acquisition Corporation Union Pacific Railroad Company	<u>“Chrysler Property”</u> 12012 Burke St., Santa Fe Springs, CA (APN Nos. 8168-002-403, 8168-002-404, 8168-002-405, 8168-002-419) 12103 Burke St., Santa Fe Springs, CA (APN Nos. 8168-002-803, 8168-002-804) 12128 Burke St., Santa Fe Springs, CA (APN Nos. 8168-002-407, 8168-002-418) 12020 Slauson Ave., Santa Fe Springs, CA (APN No. 8168-002-402) <sup>1</sup> 12202 Slauson Ave., Santa Fe Springs, CA (APN No. 8168-002-417) 12310 Slauson Ave., Santa Fe Springs, CA (APN Nos. 8168-002-412, 8168-002-401)
4 5 6	Phibro-Tech, Inc. First Dice Road Company Union Pacific Railroad Company	<u>“Phibro-Tech Property”</u> 8851 Dice Road, Santa Fe Springs, CA (APN No. 8168-001-022)

The “Effective Date of Amendment 3 to Appendix D” shall mean the date upon which this Amendment is entered by the Court as recorded by the Court Docket, or, if the Court instead issues an order approving this Amendment, the date such order is recorded on the Court docket.

No later than February 23, 2024, the Settling Cash Defendants listed above shall pay, in accordance with the Confidential Settlement Agreement re Operable Unit No. 2, Omega Chemical Company Superfund Site, dated February 23, 2023, the total sum of \$20,500,000

<sup>1</sup> Other addresses associated with buildings located on the parcel identified as APN No. 8168-002-402 include 12000 Slauson Ave., 12110 Slauson Ave., 12115 Burke St., 12035 Burke St., and 8620 Sorenson Ave., Santa Fe Springs, CA.

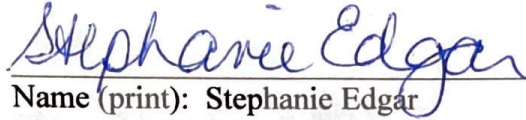
(TWENTY MILLION FIVE HUNDRED THOUSAND DOLLARS) to OPOG to be deposited into one or more Qualified Settlement Funds or such other funding mechanisms as provided for in Paragraph 27.a of the Consent Decree.

No later than thirty (30) days after Effective Date of Amendment 3 to Appendix D, or by March 1, 2024, whichever is later, OPOG shall pay \$4,200,722 (FOUR MILLION TWO HUNDRED THOUSAND SEVEN HUNDRED AND TWENTY-TWO DOLLARS) to EPA. OPOG shall make payment at <https://www.pay.gov> using the “EPA Miscellaneous Payments Cincinnati Finance Center” link and including references to EPA Site/Spill ID Number 09BC and DOJ Case Number 90-11-3-06529/10. OPOG shall send notice that payment has been made to the United States, to EPA, and to the Regional Financial Management Officer in accordance with Section XXI (Notices and Submissions) of the Consent Decree.

Signature Page for Consent Decree re: Operable Unit 2 at the Omega Chemical Corporation Superfund Site, as Amended by Amendment 3 to Appendix D.

For: **Bodycote Thermal Processing, Inc.**

Date: November 17, 2023



Name (print): Stephanie Edgar

Title: Chief Admin Officer

Address: 12750 Merit Drive, Suite 1400  
Dallas, TX 75251

Agent Authorized to Accept Service on Behalf of Above-signed Party:

Name (print): CT Corporation System

Title: Registered Agent

Address: 330 N. Brand Blvd.  
Suite 700

Glendale, CA 91203

Phone: (866) 665-5799

E-mail: SouthTeam2@wolterskluwer.com

Signature Page for Consent Decree re: Operable Unit 2 at the Omega Chemical Corporation Superfund Site, as Amended by Amendment 3 to Appendix D.

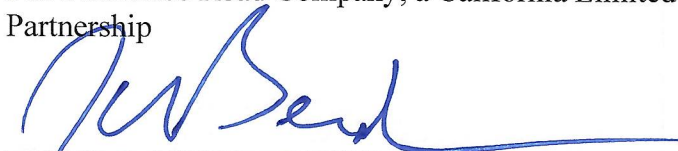
Date November 27<sup>th</sup>, 2023

For Phibro-Tech, Inc.

  
\_\_\_\_\_  
Anthony Andolino  
Vice President

Date November 27<sup>th</sup>, 2023

For First Dice Road Company, a California Limited Partnership

  
\_\_\_\_\_  
Jack C. Bendheim  
President

Agent Authorized to Accept Service on Behalf of Above-signed Parties:

C T CORPORATION SYSTEM  
330 N Brand Blvd  
Glendale, CA 91203

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**For: Palmtree Acquisition Corporation  
a Delaware corporation**

Date: November 27, 2023



Name: Anne LaPlace

Title: First Vice President

Address: Palmtree Acquisition Corporation  
c/o Prologis, L.P.  
1800 Wazee Street, Suite 500  
Denver, CO 80202

Phone: 303-567-5000

E-mail: legalnotice@prologis.com

Agent Authorized to Accept Service on Behalf of Above-signed Party:

Name (print): Corporation Service Company

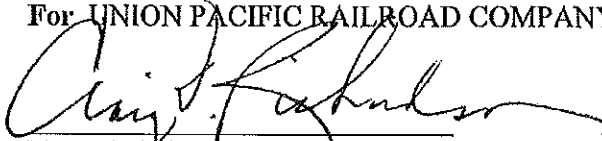
Title: Authorized Agent

Address: 2710 Gateway Oaks Drive, Suite 150N  
Sacramento, CA 95833-3505

Signature Page for Consent Decree re: Operable Unit 2 at the Omega Chemical Corporation Superfund Site, as Amended by Amendment 3 to Appendix D.

For UNION PACIFIC RAILROAD COMPANY

Date 12/16/23



Name (print): Craig V. Richardson

Title: EVP, Chief Legal Officer, and Corporate Secretary

Address: 1400 Douglas Street, Omaha NE 68179

Agent Authorized to Accept Service on Behalf of Above-signed Party:

Name (print): CT Corporation System

Title:

Address: 330 N. Brand Blvd.

Phone: Ste 700

E-mail: Glendale, CA 91203

Signature Page for Consent Decree re: Operable Unit 2 at the Omega Chemical Corporation Superfund Site, as Amended by Amendment 3 to Appendix D.

**FOR OMEGA MEMBERS LISTED IN APPENDIX E  
OF THE CONSENT DECREE**

Date Nov. 14, 2023

Gene A. Lucero

GENE A. LUCERO  
As Steering Counsel for OPOG  
1462 Claridge Drive  
Beverly Hills, CA 90210

:

Agent Authorized to Accept Service on Behalf of Above-signed Parties:

GENE A. LUCERO  
Steering Counsel for OPOG  
1462 Claridge Drive  
Beverly Hills, CA 90210:

Phone: 213-248-0584  
E-mail: genelucero213@gmail.com