

US EPA ARCHIVE DOCUMENT

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND



SDMS DocID

285166

UNITED STATES OF AMERICA,

Plaintiff,

v.

CENTERDALE MANOR ASSOCIATES,

Defendant.

CIVIL ACTION No. 05-195S

**NOTICE OF PAYMENTS MADE
PURSUANT TO CONSENT DECREE**

PLEASE TAKE NOTICE that pursuant to the Consent Decree entered into by Centerdale Manor Associates ("Centerdale"), the United States of America, and the State of Rhode Island, which Consent Decree was approved by the United States District Court for the District of Rhode Island (the "Consent Decree"), Centerdale has paid \$2,311,364.00 in settlement payments of alleged liability with respect to the Centerdale Manor Restoration Project Superfund Site located in North Providence, Rhode Island (the "Site"). These settlement payments have been paid by means of a mortgage transaction with Rhode Island Housing and Mortgage Financing Corporation ("Rhode Island Housing"), the proceeds of which have been distributed on behalf of Centerdale as indicated below.

Pursuant to Section VI, Paragraphs 5, 6, 7, 9, and 10 of the Consent Decree, Centerdale settlement payments in the amount of \$2,311,364.00 have been paid as follows:

- A. Payment to the U.S. Department of Interior ("DOI") (Section VI, Paragraph 5 and 6).

\$68,450.00 has been paid to the DOI for Natural Resources Damages, by FedWire Electronic Funds Transfer to the DOJ account, referencing Collection Office Claim No. 2006Z00142 and EFT No. RI/07/E07 (Wire Number 171803). The payment is for reimbursement of Costs of Assessment for natural resource damage assessment and for Natural Resource Damages with respect to the Site.

- B. Payment to U.S. Environmental Protection Agency ("EPA") (Section VI, Paragraph 5 and 7).

\$1,920,004.88 has been paid to the EPA by FedWire Electronic Funds Transfer to the U.S. Department of Justice account, referencing Collection Office Claim No. 2006Z00142 and EFT No. RI/07/E08 (Wire Number 171543).

C. Payment to the State of Rhode Island (Section VI, Paragraph 9).

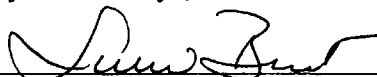
\$ 172,909.12 has been paid to the State of Rhode Island by check number 002251, made payable to "General Treasurer – State of Rhode Island (for deposit in the Environmental Response Fund)."

D. Payment to Escrow Account (Section VI, Paragraph 10).

\$150,000.00 has been deposited in an Escrow Account pursuant to the July 27, 2007 Escrow Agreement between Centerdale and the escrow agent Foley Hoag LLP. The funds were transferred to the escrow agent on August 1, 2007 (Wire Number 6728).

The foregoing payments on behalf of Centerdale were made by wire by Rhode Island Housing on August 1, 2007, except the payment to the State of Rhode Island which was made by check by Rhode Island Housing and mailed on August 3, 2007.

CENTERDALE MANOR ASSOCIATES,
By its attorneys,



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Seth D. Jaffe, Esq. (Pro Hac Vice)

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MOSES AFONSO JACKVONY, LTD.

170 Westminster Street, Suite 201

Providence, RI 02903

Phone: (401) 453-3600

Fax: (401) 453-3604

Dated: August 10, 2007

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that copies of the Notice of Payments Made Pursuant to Consent Decree was served this 10th day of August 2007, by first-class mail, postage prepaid, as follows:

Mark Barash
U.S. Department of the Interior
Office of the Solicitor
One Gateway Center, Suite 612
Newton Corner, MA 02158-2868

Department of the Interior
Natural Resource Damage Assessment
and Restoration Program
Attn: Restoration Fund Manager
1849 C Street, NW, Mailstop 4449,
Washington, D.C. 20240

Chief, Environmental Enforcement Section
Environment and Natural Resources Division
U.S. Department of Justice (DJ # _____)
P.O. Box 7611
Washington, D. C. 20044-7611

Gwendolyn A. Wilkie
United States Department of Commerce
National Oceanic and Atmospheric Administration
Office of General Counsel, Natural Resources Division
Gloucester, MA 01930-2298

Anna Krasko
U.S. E.P.A. – New England Region
One Congress Street, Suite 1100 (HBO)
Boston, MA 02114-2023

Louis Maccaronè
Sanitary Engineer
Project Manager
RIDEM Office of Waste Management
235 Promenade Street
Providence, RI 02908

George Hoxie
EPA New England
One Congress Street, Suite 1100 (MCO)
Boston, MA 02114-2023

Paul Tryder
President
Cornerstone Corporation
725 Canton Street
Norwood, MA 02062

A handwritten signature in black ink, appearing to read "Laurie Burt", written over a horizontal line.

Laurie Burt