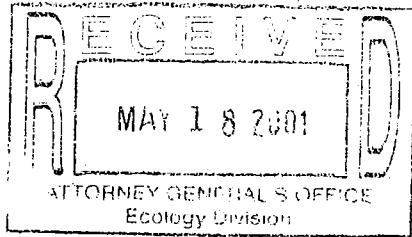


FILED LF  
12-19-05  
lh

5/19/05



FILED  
The Honorable David A. Nichols  
01 MAY 15 PM 12:35  
WHATCOM COUNTY  
WASHINGTON  
BY

STATE OF WASHINGTON  
WHATCOM COUNTY SUPERIOR COURT

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY,

NO. 96-2-01293-5

Plaintiff,

JOINT MOTION TO DISMISS

v.

RECOMP OF WASHINGTON, INC., a  
Washington corporation,

Defendant.

The defendants in this action have completed the requirements of the Consent Decree entered by the Court in this matter on July 5, 1996.

A Notice of Completion letter from the State of Washington, Department of Ecology (Ecology) to Recomp of Washington, Inc. (Recomp), as required by Section XXIII, paragraph 68 of the Decree is attached as Exhibit A.

Therefore, the parties now move for termination of the consent decree and dismissal of this action with prejudice and without cost to any parties.

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JOINT MOTION TO DISMISS

ATTORNEY GENERAL OF WASHINGTON  
Ecology Division  
PO Box 40117  
Olympia, WA 98504-0117  
FAX (360) 586-6760

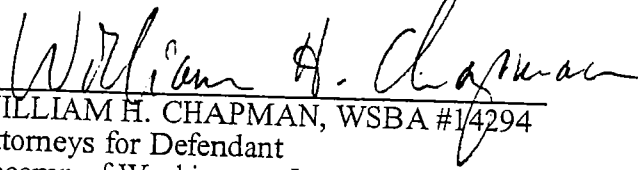
1 DATED this 27<sup>th</sup> day of May, 2001.

2 CHRISTINE O. GREGOIRE  
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14 Attorneys for Defendant  
15 Recomp of Washington, Inc.  
16 (206) 623-7580

17 RECOMP OF WASHINGTON  
18 a Washington Corporation

19   
20 By: \_\_\_\_\_  
21 Title:  
22  
23  
24  
25