

CONFORM AND RETURN

**FILED**  
SEP 19 2013  
SUPERIOR COURT  
BETTY J. GOULD  
THURSTON COUNTY CLERK

- 1  EXPEDITE
- 2  No Hearing Set
- 3  Hearing is Set
- 4     Date:
- 5     Time:

**STATE OF WASHINGTON  
THURSTON COUNTY SUPERIOR COURT**

STATE OF WASHINGTON,  
DEPARTMENT OF ECOLOGY,

NO. 10-2-01899-6

Plaintiff,

[PROPOSED] ORDER OF DISMISSAL

v.

MR. AND MRS. CHAUNCEY AND  
ELIZABETH LUFKIN, and HYTEC,  
INC.,

Defendants.

The Court, having considered the Joint Motion to Dismiss, hereby grants the motion.

The action is dismissed with prejudice and without costs to any party.

Dismissal of the Court's jurisdiction over the Consent Decree shall not alter the binding effect of any and all continuing rights and duties of the parties under the Consent Decree, including but not limited to the provisions of Sections XII (Retention of Records), XVIII (Covenant Not to Sue), XIX (Contribution Protection), and XX (Indemnification). Any

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1 inconsistencies between this Order and the Consent Decree are to be resolved in favor of this  
2 Order.

3 Dated this 19<sup>th</sup> day of September, 2013.

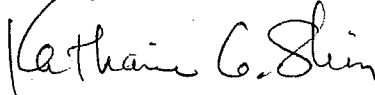
4 REBEKAH ZINN  
5 COURT COMMISSIONER

6 JUDGE  
7 Thurston County Superior Court

8 Presented by:

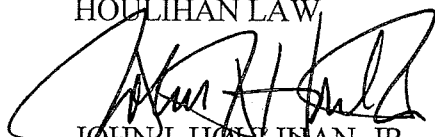
9 ROBERT W. FERGUSON  
10 Attorney General

OWENS DAVIES FRISTOE TAYLOR &  
SCHULTZ, P.S.

11   
12 KATHARINE G. SHIREY, WSBA #35736  
13 Assistant Attorney General  
14 Attorneys for Plaintiff  
15 Department of Ecology  
16 (360) 586-6769

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(360) 943-8320

17 HOLLIHAN LAW

18   
19 JOHN J. HOULIHAN, JR.  
20 WSBA #30285  
21 Attorney for Defendant Hytec, Inc.  
22 (206) 547-5052

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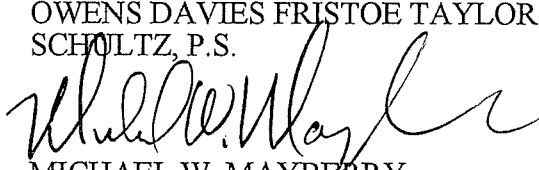
4  
5 \_\_\_\_\_  
6 JUDGE  
Thurston County Superior Court

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