



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

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October 15, 2019

Lisa Morden
Global Safety & Sustainability
Kimberly-Clark Corporation
1400 Holcomb Bridge Road
Roswell, GA 30076

Re: Kimberly Clark Property, Everett, Washington

Dear Lisa Morden:

Thank you for your September 25, 2019, correspondence, and conference call regarding the progress made at your property in Everett, Washington. It was good news to hear you may be near a Purchase and Sale Agreement with the Port of Everett that includes a planned cleanup of your former Mill Site.

The Department of Ecology (Ecology) and Kimberly Clark held a public comment period on March 13 – April 11, 2019, on a draft Agreed Order amendment that includes an Interim Action at your Everett property. Kimberly Clark has still not signed the Agreed Order amendment, despite numerous attempts made by Ecology to Kimberly Clark to do so.

If Kimberly Clark does not sign the Agreed Order amendment by November 1, 2019, and move forward with a schedule to complete the Interim Action by the end of 2020, Ecology will begin the process of drafting an enforcement order under the authority of the Model Toxics Control Act to compel Kimberly Clark to do the cleanup.

If necessary, Ecology intends to issue the enforcement order in January of 2020, with an anticipated start date for the cleanup in late January of 2020.

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As always, it has been a pleasure working with your team on this important work. We recognize there have been challenges that we have all had to face. However, we feel confident that we are capable of completing this work together.

Sincerely,



Barry Rogowski
Section Manager
Toxics Cleanup Program

cc: Lisa Lefebber, Port of Everett
Erik Gerkin, Port of Everett
Nick Harper, City of Everett
Allen Giffen, City of Everett
Jefferson Ketchel, Snohomish Health District
John Level, ATG