

Frank Melbourn - Fwd: In the Matter of Tentative Cleanup and Abatement Order No. R9-2011-0001

From: Catherine Hagan (George)
To: Frank Melbourn
Date: 11/2/2010 3:14 PM
Subject: Fwd: In the Matter of Tentative Cleanup and Abatement Order No. R9-2011-0001

>>> "James V. Handmacher" <JVHandmacher@bvmm.com> 10/22/2010 11:35 AM >>>
Ms. Hagan,

Campbell Industries joins in the responses filed by BAE Systems and NASSCO.

Campbell Industries opposes the Port's request to propound additional discovery against Campbell Industries. Campbell Industries has already produced its insurance policies to the Port in the federal litigation. Further discovery regarding the financial resources of the Dischargers in this proceeding is nothing more than harassment. The Port knows and admits in its motion that the Dischargers as a group have far more than adequate financial resources to complete the cleanup. The Port has latched upon a reference in the DTR to "sufficient financial resources" to support engaging in wide-ranging new discovery, ignoring the rest of the sentence which clearly indicates that the critical factor for the Board is compliance with the CAO.

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