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FILED
EPA REGION VIII
HEARING CLERK

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

IN THE MATTER OF:
Kennecott NE Stockton Property
CERCLA Site ID # 08-PD
Stockton, Tooele County, Utah

Kennecott Utah Copper LLC, its wholly-
owned subsidiary OM Enterprises Company
and its affiliate Kennecott Barneys Canyon
Mining Company
Respondents

FIRST AMENDMENT TO
ADMINISTRATIVE SETTLEMENT
AGREEMENT AND ORDER ON
CONSENT FOR REMOVAL ACTION

U. S. EPA Region 8
CERCLA Docket No. CERCLA-08-2009-
0005

Proceeding Under Sections 104, 106(a), 107
and 122 of the Comprehensive
Environmental Response, Compensation,
and Liability Act, as amended, 42 U. S. C.
§§ 9604, 9606(a), 9607 and 9622

The Parties agree to amend paragraph 35.c of the Administrative Settlement Agreement and Order on Consent for Removal Action to correct a typographical error. Paragraph 35.c is amended to read:


c. The total amount to be paid by Respondent pursuant to Paragraph 35(a) shall be deposited in the Kennecott NE Stockton Property Site (08-PD) Special Account within the EPA Hazardous Substance Superfund to be retained and used to conduct or finance response actions at or in connection with the Site or with Jacobs (SSID08-2X), or to be transferred by EPA to the EPA Hazardous Substance Superfund.

IT IS SO AGREED.

For Respondent Kennecott Utah Copper LLC

By  (SVC) Date 4/4/11
Title Chief Operating Officer

For Respondent OM Enterprises Company

By  (C.O.O.) Date 4/28/11
Title President

For Respondent Kennecott Barney's Canyon Mining Company

By  (SVC) Date 4/4/11
Title CEO

For EPA

By Michael T. Risner

Date 3/14/2011

Michael T. Risner
Director, Legal Enforcement Program,
Office of Enforcement, Compliance & Environmental Justice
Region 8
U. S. Environmental Protection Agency

By Kelcey Land

Date 3/14/2011

Kelcey Land
Acting Director, Technical Enforcement Program,
Office of Enforcement, Compliance & Environmental Justice
Region 8
U. S. Environmental Protection Agency