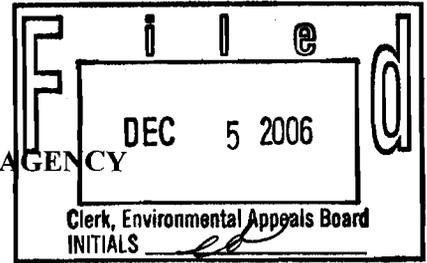


ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In the Matter of:

Grand Street Mercury Site,
General Electric Company, Petitioner

CERCLA § 106(b) Petition Nos. 05-01
and 05-03

ORDER DISMISSING PETITIONS WITH PREJUDICE

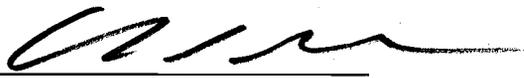
By petitions filed on March 1, 2005, and October 14, 2005, the General Electric Company ("GE") requested reimbursement of costs (plus interest) incurred in complying with the terms of two unilateral administrative orders ("UAO") issued by U.S. EPA Region 2 (the "Region") regarding the Grand Street Mercury Superfund Site, Hoboken, New Jersey. The October 14, 2005 petition incorporated by reference the March 1, 2005 petition and, accordingly, by order dated October 18, 2005, the petitions were consolidated for administration and review and the petitions were stayed while the parties pursued settlement. GE has now filed a voluntarily dismissal of its petitions with prejudice. GE represents that EPA has agreed that each side shall bear its own costs relative to the petitions.

For the foregoing reasons, the above-captioned petitions are hereby dismissed with prejudice.

So ordered.

Dated: 12/5/06

ENVIRONMENTAL APPEALS BOARD

By: 

Edward E. Reich
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing Order Dismissing Petitions with Prejudice in the matter of Grand Street Mercury Site, General Electric Company, Petitioner, CERCLA § 106(b) Petition Nos. 05-01 and 05-03 , were sent to the following persons in the manner indicated:

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Dated: DEC - 5 2006


Annette Duncan,
Secretary