

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,	)	
ALABAMA DEPARTMENT OF	)	
ENVIRONMENTAL MANAGEMENT,	)	
AND STATE OF IOWA,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. 2:10-cv-01902-JEO
	)	
MCWANE, INC.,	)	
	)	
Defendant.	)	

**ORDER**

This matter having come before the Court upon the application of Plaintiff United States for entry of the Consent Decree lodged with the Court on July 14, 2010, the Court having considered the request, and for good cause shown, it is hereby **ORDERED**:

1. That the agreement embodied in the Consent Decree be **DEEMED** by the Court fair, reasonable, and in the public interest;
2. The "Unopposed Motion to Enter Proposed Consent Decree" (doc. 3)<sup>1</sup> is **GRANTED**; and,
3. The Consent Decree with all Appendices (including the revised Appendix 5 submitted on September 1, 2010, with document 3) lodged on July 14, 2010 (doc. 2) shall be **ENTERED** as an order of this Court.

Page 48 of the Consent Decree, which is necessary to effectuate the same, is hereby executed by the undersigned; is attached hereto; and, is deemed to be incorporated in the previously submitted Consent Decree that is effectuated by the entry of this order.

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<sup>1</sup>References herein to "Doc. \_\_\_" are to the document numbers assigned by the Clerk of the Court.

**DONE**, this the 20th day of September, 2010.

A handwritten signature in black ink that reads "John E. Ott". The signature is written in a cursive style with a horizontal line underneath it.

**JOHN E. OTT**  
United States Magistrate Judge

**XXIII. APPENDICES**

The following Appendices are attached to and part of this Consent Decree:

Appendix 1 is McWane's Corrective Action Cost Synopsis;  
Appendix 2 is McWane's modified Storm Water Pollution Prevention Plan procedure;  
Appendix 3 is the CAA Compliance Measures at Clow Water Systems, Coshocton, Ohio;  
Appendix 4 is McWane's current EMS protocol for Notification of Significant Matters; and  
Appendix 5 is the summary of Supplemental Environmental Projects.

**DONE**, this the 20th day of September, 2010.



**JOHN E. OTT**  
United States Magistrate Judge