

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF WASHTENAW

ATTORNEY GENERAL for the
STATE OF MICHIGAN, et al.,
MICHIGAN NATURAL RESOURCES
COMMISSION, MICHIGAN WATER
RESOURCES COMMISSION, and
MICHIGAN DEPARTMENT OF NATURAL
RESOURCES,

Dept. of Attorney General
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JAN 22 2009

NATURAL RESOURCES
DIVISION

Plaintiffs,

Case No. 88-34734-CE

vs

Hon. Donald E. Shelton

GELMAN SCIENCES INC.,
a Michigan corporation,

Defendant.

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STIPULATED ORDER REGARDING
DECEMBER 15, 2008 STATUS CONFERENCE

At a session of said Court, held in the Courtroom thereof, in
the City of Ann Arbor, County of Washtenaw, State of
Michigan, this JAN 13 2009

PRESENT: DONALD E. SHELTON
CIRCUIT COURT JUDGE

Counsel for the parties having appeared before the Court for a Status Conference on December 15, 2008, and Defendant, Gelman Sciences, Inc. d/b/a Pall Life Sciences (“PLS”), having filed a status report and the Court being otherwise fully advised in the premises;

IT IS HEREBY ORDERED that the 200 gallon per minute (“gpm”) minimum combined purge rate for the Evergreen Subdivision System extraction wells established by this Court’s July 17, 2000 Remediation Enforcement Opinion and Order (“REO”) is temporarily lifted to allow PLS to implement the “Work Plan regarding Monitoring Water Levels Under Reduced Extraction Rates” regarding the Evergreen Subdivision System (the “Work Plan”) approved by the Michigan Department of Environmental Quality (“MDEQ”);

IT IS FURTHER HEREBY ORDERED that promptly following completion of the work and monitoring described in the MDEQ-approved work plan, PLS shall reestablish a 200 gpm combined extraction rate from the Evergreen System extraction wells, consistent with the REO, until further order of this Court;

IT IS FURTHER HEREBY ORDERED that by January 15, 2009, counsel for the parties shall submit a proposed Order to the Court that:

- a. Summarizes the results of the ongoing confidential settlement discussions regarding potential modifications to the cleanup program;
- b. Describes the cleanup objectives to be incorporated into the proposed remedial modifications;
- c. Sets forth a schedule for the decisions, submittals, public comment periods, approvals and other steps needed to implement any potential remedial modifications; and.

- d. Lists disagreements, if any, between the parties with regard to the schedule of events.

Agreed as to Form and Substance by:

Celeste Gill w/consent

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Dated: January 7, 2009

IT IS SO ORDERED.

/s/ DONALD E. SHELTON

CIRCUIT COURT JUDGE