

FILED

NOV 28 2011

BRIAN R. MARTINOTTI, J.S.C.

WEITZ & LUXENBERG, P.C.
A New York Professional Corporation
700 Broadway
New York, NY 10003
Tel #: (212)558-5548
Fax #: (212)344-5461
Attorneys for Plaintiffs

In re Alleged Environmental Contamination
of Pompton Lakes

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

CM CASE NO. 290 (Hon. Brian R. Martinotti)

Civil Action

**STIPULATION AND ORDER OF
VOLUNTARY DISMISSAL, WITHOUT
PREJUDICE, OF CERTAIN PERSONAL
INJURY CLAIMS, ONLY**

THIS DOCUMENT APPLIES TO:


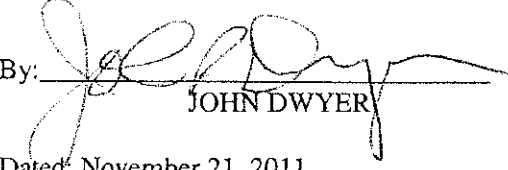
| | |
|---|---------------------------|
| <i>Alvarez v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-10749-10 |
| <i>Cortese v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-11172-10 |
| <i>Courter v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-10673-10 |
| <i>Dnistran v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-12339-10 |
| <i>Mastrofilippo v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-10744-10 |
| <i>Hannan v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-10567-10 |
| <i>Mertis v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-10657-10 |
| <i>Palombi v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-10784-10 |
| <i>Roesch v. E.I. DuPont DeNemours and Company, Inc.</i> | Docket No. BER-L-10709-10 |

THIS MATTER having come before the Court for a Case Management Conference and the Plaintiffs having indicated their intent to voluntarily dismiss the personal injury claims of certain plaintiffs, it is hereby stipulated and agreed by and between the undersigned parties as follows:

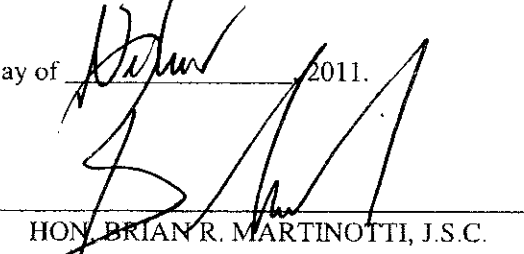
1. The following personal injury claims asserted by the listed plaintiffs are hereby dismissed, without prejudice and without costs against any party:

| | | |
|----------------------|---|------------------|
| Alvarez, Tracy | Cervical Cancer, Blood Disorder, Angina | BER-L-10749-10 ✓ |
| Cortese, Michael | Heart Disease | BER-L-11172-10 ✓ |
| Courter, George | Heart Disease | BER-L-10673-10 ✓ |
| Dnistran, John | Heart Attack | BER-L-12339-10 ✓ |
| Mastrofilippo, Melba | Autoimmune Disease | BER-L-10744-10 ✓ |
| Melia, Eileen | Autoimmune Disease | BER-L-10567-10 ✓ |
| Mertis, Ruth | Elevated Liver Enzymes | BER-L-10657-10 ✓ |
| Palombi, Ann Marie | Autoimmune Disease | BER-L-10784-10 ✓ |
| Roesch, David | Liver Disease | BER-L-10709-10 ✓ |

2. This Stipulation and Order shall not affect any other claim or form of relief sought by the listed plaintiffs, nor shall it affect the right of the listed plaintiffs to assert a personal injury claim in the future or any response or defense thereto.

| | |
|--|---|
| WEITZ & LUXENBERG, P.C. Attorneys for the Subject Plaintiffs | MCELROY, DEUTSCH, MULVANEY & CARPENTER, LLP Attorneys for Defendant E.I. DuPont de Nemours and Company |
| By:  BERNARD WEINTRAUB | By:  JOHN DWYER |
| Dated: November 21, 2011 | Dated: November 21, 2011 |

SO ORDERED, this 26 day of October 2011.


HON. BRIAN R. MARTINOTTI, J.S.C.