

STATE OF VERMONT

SUPERIOR COURT
WASHINGTON UNIT

CIVIL DIVISION
Docket No. 480-7-10 Wncv

STATE OF VERMONT)
AGENCY OF NATURAL RESOURCES,)
Plaintiff,)
)
v.)
)
PARKWAY CLEANERS; PAUL D.)
GENDRON; SANDRA L. GENDRON;)
PAUL D. GENDRON and SANDRA L.)
GENDRON doing business as)
PARKWAY CLEANERS; FOURNIER)
CLEANERS; HAROLD N. FOURNIER;)
PEGGY J. FOURNIER; HAROLD N.)
FOURNIER and PEGGY J. FOURNIER)
doing business as FOURNIER)
CLEANERS; and RICHARD S.)
DANIELS; and HAZEN STREET)
HOLDINGS, INC.,)
Defendants.)

PARTIAL SATISFACTION OF JUDGMENT

Plaintiff, State of Vermont, Agency of Natural Resources (“State”), hereby certifies that the State of Vermont’s Final Judgment Order, entered in this matter on April 10, 2018 (“Judgment”), has been partially satisfied, as follows:

1. The obligation of Defendants Richard S. Daniels and Hazen Street Holdings, Inc. under Paragraph 2 of the Judgment to reimburse the State the amount of \$4,497.81 has been satisfied.

2. On October 5, 2021, this Court granted in part a motion for substitution of parties and ordered the substitution of Julie Lyford, as Executrix of the Estate of Richard S. Daniels, for Richard S. Daniels.

3. Julie Lyford, as Executrix of the Estate of Richard S. Daniels, and Hazen Street Holdings, Inc. (collectively “Defendants”), and the State have entered into a Settlement Agreement and Release, dated ~~12/21~~₂₀₂₃, with respect to Defendants’ remaining obligations under the Judgment. Pursuant to the Settlement Agreement and Release:

(A) Julie Lyford, as Executrix of the Estate of Richard S. Daniels and Trustee of the Richard S. Daniels Revocable Trust, has made a cash payment to the State in the amount of \$ 2,350,733.17;

(B) Defendants have agreed to permit the State to perform the remaining investigation and corrective action required by the Vermont Judgment and the Investigation and Remediation of Contaminated Properties Rule (July 6, 2019), as may be amended or updated (the “IROCP Rule”), including, but not limited to, any required operation and maintenance of remedial systems and long-term monitoring, which Paragraph 3 of the Judgment required Defendants to perform;

(C) Defendants have agreed to cooperate with the State’s performance of such investigation and corrective action;

(D) Defendants have agreed to provide access and to permit any appropriate site investigation, testing, monitoring, treatment, remediation or remedy, including but not limited to the implementation of institutional controls as described more fully in the Settlement Agreement and Release, and, in furtherance of meeting those obligations, have agreed to provide the State a Grant of Environmental Restrictions, Rights of Access, and Easements for the property located at 7 Union

Street, Hartford, Vermont and have agreed to facilitate the provision of a Grant of Environmental Restrictions, Rights of Access, and Easement for the property located at 305 Maple Street, Harford, Vermont and owned by 39 Maple Street, LLC; and

(E) The State is providing Defendants a release of liability as set forth in the Settlement Agreement and Release.

4. Based on the Settlement Agreement and Release, the State acknowledges that all obligations of Defendants under the Judgment have been satisfied, except that Defendants shall have continuing obligations as described in Paragraphs 3(B) - 3(D), above, and as more fully set out in the Settlement Agreement and Release.

Dated: ^{January} ~~November~~ ⁴ 8, 202³. *RPK*

Respectfully submitted,

STATE OF VERMONT

CHARITY R. CLARK
ATTORNEY GENERAL

by: /s/ Ryan P. Kane
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