

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON

THE COURTLAND COMPANY, INC.,

Plaintiff,

v.

Civil Action No. 2:21-cv-00487

UNION CARBIDE CORPORATION,

Defendant.

JUDGMENT ORDER

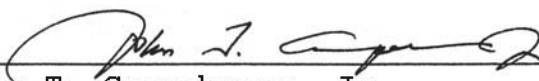
Pursuant to the court's Memorandum Opinion and Order respecting liability entered September 28, 2023, and the Memorandum Opinion and Order respecting damages this day entered, judgment is entered as follows in Courtland IV (2:21-cv-00487):

1. Judgment in favor of plaintiff The Courtland Company, Inc. ("Courtland") and against defendant Union Carbide Corporation ("UCC") on Courtland's Clean Water Act claim (Count II) respecting unpermitted stormwater discharges from the Filmomt drainage channel and the Massey culverts to the Southern Boundary Ditch, then on to Davis Creek, by which UCC is ORDERED to pay a civil penalty in the amount of \$200,136 to the United States Treasury, together with interest thereon at the lawful rate from this date. UCC is further ORDERED to obtain the necessary NPDES permits for

the unpermitted stormwater discharges identified herein within six (6) months of this judgment order and is DIRECTED to update the court every two months from the date of this judgment until such permits have been obtained. Courtland is entitled to recover its reasonable attorney and expert witness fees, in an amount that shall be determined and adjudicated in due course.

The Clerk is directed to transmit copies of this order to all counsel of record and any unrepresented parties.

ENTER: September 27, 2024



John T. Copenhaver, Jr.
Senior United States District Judge