

MAY - 7 2004

STATE OF ILLINOIS  
Pollution Control Board

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POLLUTION CONTROL BOARD

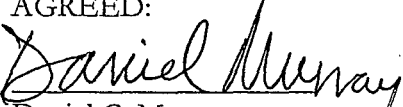
ECOLAB INC., a corporation )  
 )  
 Complainant )  
 )  
 v. )  
 )  
 OCCIDENTAL CHEMICAL CORPORATION, )  
 a corporation formerly doing business as )  
 Occidental Electrochemicals Corporation, )  
 successor to Diamond Shamrock Corporation )  
 )  
 Respondent )

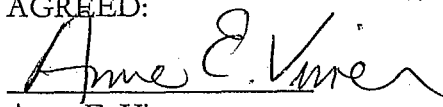
PCB 02-78

AGREED ORDER OF DISMISSAL

THIS CAUSE coming on to be heard on the agreement of the parties, due notice having been given, all matters in controversy having been fully compromised and settled, and the Illinois Pollution Control Board and Hearing Officer being otherwise fully advised in the premises;

IT IS HEREBY ORDERED that this matter, including all claims asserted by any of the parties herein, is dismissed in its entirety and with prejudice, each party to bear its own attorneys' fees, costs and expenses.

AGREED:  
  
 Daniel C. Murray  
 Counsel for Complainant

AGREED:  
  
 Anne E. Viner  
 Counsel for Respondent