## IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In re:	)	Jointly Administered at
	)	Case No. 03-35592 JKF
MID-VALLEY, INC., et. al.,	)	
	)	Chapter 11
Reorganized Debtors.	)	2669
	)	Document No
	)	

# ORDER OF COURT PERMITTING THE FILING OF CERTAIN DOCUMENTS WITHOUT REOPENING THE REORGANIZATION CASES<sup>1</sup>

**WHEREAS**, this Court entered an Order of Final Decree on November 21, 2005 at Docket No. 2514 ordering that the Reorganized Debtors' Reorganization Cases be closed; and

WHEREAS, pursuant to the terms of the Confirmation Order, the Asbestos PI
Trust Documents and the Silica PI Trust Documents, certain additional informational and other
filings are anticipated to be made including, but not limited to (i) annual reports to be filed by the
Asbestos and Silica PI Trusts; and (ii) amended Plan Exhibits filed by the Reorganized Debtors
(collectively, the "Additional Filings"); and

WHEREAS, at the hearing held on November 6, 2006, this Court indicated that the Additional Filings should not necessitate the reopening of these Reorganization Cases or any related payment of filing fees; it is hereby

**ORDERED**, that the Clerk of this Court is directed to accept the Additional Filings and the Additional Filings shall not require the reopening of these Reorganized Cases or

Capitalized terms used herein without definition shall have the meaning ascribed to such terms in the Uniform Glossary of Defined Terms for Plan Documents filed of record on November 5, 2004 (Dkt. No. 2086).

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the payment of any related filing fees; and it is further

**ORDERED**, each such Additional Filing shall include a copy of this Order, affixed to the front of the Additional Filing; and it is further

ORDERED, that counsel for the Reorganized Debtors shall immediately serve a copy of this Order on (i) each entity set forth in the Reorganized Debtors' current Official Service List; (ii) each entity set forth on the current Bankruptcy Rule 2002 Notice List; and (iii) any other parties-in-interest, and file a certificate of service with the Clerk of the Bankruptcy Court within ten (10) days hereof; and it is further

**ORDERED,** that the Clerk of the Bankruptcy Court is hereby directed to make a notation on the dockets that, the Reorganization Cases (Case Nos. 03-35592, 03-35593, 03-35595, 03-35596, 03-35597, 03-35599, 03-35600, and 03-35601) have been closed.

Dated: 11/16/2006

Dated: 12:39:42 , 2006

Judith K. Ditgerald wmk

United States Bankruptcy Judge

## IN THE UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF PENNSYLVANIA

In re:	§	Jointly Administered at
	§	Case No. 03-35592-JKF
MID-VALLEY, INC., et al.,	§	
	§	Chapter 11
Reorganized Debtors	§	
	§	

#### DII INDUSTRIES, LLC ASBESTOS PI TRUST'S 2019 ANNUAL REPORT

Pursuant to the DII Industries, LLC Asbestos PI Trust Agreement, the Trustees of the DII Industries, LLC Asbestos PI Trust ("Trust") report the following 2019 activities:

#### I. Financial Statements

The Trust's Special-Purpose Financial Statements with Report of Independent Auditors for the Years Ended December 31, 2019 and 2018 are attached as Exhibit A.

#### II. Claims Summary

A summary of the number and types of claims the Trust disposed of in 2019 is attached as Exhibit B.

#### III. Trustees' Fees, Expenses, and Activities

In 2019, the Trustees earned \$852,404 and were reimbursed \$28,057 of the expenses they incurred (a) conducting weekly meetings with the Trust's staff; (b) leading quarterly meetings with the Trust Advisory Committee and Legal Representative; (c) monitoring the Trust's financial portfolio; (d) regularly meeting with the Trust's financial advisors and investment managers; (e) supervising the Trust's activity in arbitrations, mediations, litigation, and investigations; (f) considering and adjusting the Trust's claim review processes; (g) monitoring the Trust's claims processing facility's performance; (h) assessing the Trust's staffing needs and staff compensation; (i) supervising the Trust's claims audit program; (j) reviewing and approving

the Trust's financial statements; (k) supervising the improvement of the Trust's information security procedures; (l) monitoring an increase in the Trust's claims' values to account for inflation (such values are available at www.diiasbestostrust.org); (m) overseeing the maintenance of the Trust's Documented Site list (a report of changes made to the list in 2019 is attached as Exhibit C); and (n) otherwise administering the Trust.

In particular, and as described below, the Trustees devoted significant attention to (a) the appointment of Marcellene Malouf as a Trustee, succeeding the Honorable Robert Parker upon his retirement as a Trustee; (b) making supplemental payments resulting from the 2018 increase in the Trust's Payment Percentage; (c) amending the Claims Payment Ratio provision of the Trust Distribution Procedures; (d) addressing civil investigation demands the Trust received from the Department of Justice and the Texas Attorney General; (e) overseeing the Trust's claims audit program; and (f) adjusting the models that the Trust uses to value Mesothelioma and Lung Cancer 1 claims submitted for Individual Review.

#### A. Appointment of Marcellene Malouf as Trustee

After Judge Robert Parker announced that he would not seek reappointment as a Trustee when his term expired on January 20, 2019, the other Trustees, Alan Kahn and Mark Gleason, chose the Trust's Executive Director, Marcellene Malouf, to succeed Judge Parker. Ms. Malouf was appointed as a Trustee on January 20, 2019 by the unanimous vote of Mr. Kahn and Mr. Gleason. Also on January 20, 2019, Gregg McHugh, the Trust's General Counsel, replaced Ms. Malouf as Executive Director; and Molly Spieczny, the Trust's Assistant General Counsel, assumed Mr. McHugh's position.

#### B. Supplemental Payments

In addition to making more than \$117 million in initial claim payments, the Trust made over \$83 million in supplemental payments in 2019. These supplemental payments were made as a result of the Trust's 2018 increase in its Payment Percentage from 50 percent to 60 percent.

#### C. Claims Payment Ratio

Section 2.5 of the Trust Distribution Procedures requires the Trust to dedicate 60 percent of the yearly Maximum Available Payment (MAP) to payment of severe asbestosis and malignancy (Category A) claims and 40 percent of the MAP to payment of non-malignancy (Category B) claims. Based on forecasts made by professionals retained by the Trust, it anticipated exhausting the amount available to pay Category A claims in 2019 and in each year going forward. To address this inequity, with the consent of the Trust Advisory Committee and Legal Representative, in June 2019, the Trustees amended Section 2.5 of the Trust Distribution Procedures to suspend the enforcement of the Claims Payment Ratio. Specifically, the following provisions were added to Section 2.5:

Notwithstanding any other provision herein, commencing in 2019, the Trust shall cease enforcing the Claims Payment Ratio provisions in this TDP. The Trust may again enforce, or cease enforcing, the provisions as provided below.

When the Trust is not enforcing the Claims Payment Ratio provisions, it shall continue to track the funds allocated to, and paid to claimants with, Category A and Category B claims. At least ten days before each year's first quarterly meeting of the Trustees, Asbestos TAC, and Legal Representative, the Trustees shall provide to the Asbestos TAC and Legal Representative a report stating (a) the Maximum Available Payment and any rollover amounts for the prior year; (b) the amount of money paid to claimants with Category A and Category B claims in the prior year; (c) the Maximum Available Payment and any rollover amounts for the current year; and (d) the amount of money projected to be paid to claimants with Category A and Category B claims in the current year.

If the Trust did not enforce the Claims Payment Ratio provisions in the prior year, it shall reinstate the provisions effective as of January 1 of the current year if the Trustees, Asbestos TAC, or Legal Representative request such an action at the

meeting referenced in the prior paragraph. The Trust may at any time cease enforcing the Claims Payment Ratio provisions with the consent of the Trustees, Asbestos TAC, and Legal Representative.

If, for any year, the Trust enforces the Claims Payment Ratio provisions and did not enforce the provisions on the last day of the prior year, any excess funds, because there was an insufficient amount of liquidated claims to exhaust the Maximum Available Payment and any rolled over funds in the prior year, shall be rolled over and allocated between the two Categories based upon the 60%/40% Claims Payment Ratio.

#### D. Civil Investigation Demands

In 2018, the Trust received a civil investigative demand from the Department of Justice that the Trust understands was issued as part of an investigation into reimbursement of the Medicare program. The demand instructed the Trust to produce information about settlements between the Trust and claimants. During 2019, the Trust and the Department actively discussed the demand and focused the scope of information to be produced. The Trust notified potentially affected claimants of the process the Trust would follow to identify the claims about which it would produce information. The Trust also provided them with an opportunity to ask for an order prohibiting the production. No claimant notified the Trust that they had obtained such an order.

Through 2019, the Trust regularly kept potentially affected claimants apprised of whether information about their claims would be produced. Finally, after notifying claimants of what information would be produced about their claims, the Trust submitted its response to the demand in December 2019. Throughout 2019, the Trustees received frequent reports on the demand from Trust staff, attorneys, and outside counsel, and they asked questions and provided feedback in response.

In August 2019, the Trust received a civil investigative demand from the Texas Attorney General that the Trust understands was issued to investigate whether Texas Medicaid Case 03-35592-TPA Doc 2956 Filed 04/28/20 Entered 04/28/20 19:17:11 Desc Main Document Page 7 of 9

beneficiaries were properly notifying Texas Medicaid of their rights to recover from the Trust. The Trust conferred with the Texas Attorney General about the demand and explained that it did not have, or could not identify, information called for in some of the demand's requests. The Trust produced some information that the demand requested in September 2019. The Trust has not produced any claimant information the demand requested.

In November 2019, the Trust received a second civil investigative demand from the Texas Attorney General asking the Trust to identify law firms that had received claim payments from the Trust on behalf of claimants. After providing notice to law firms, the Trust submitted a partial response to the Texas Attorney General's second demand in December 2019. Discussions between the Trust and the Texas Attorney General about both demands are continuing. As with the demand the Trust received from the Department of Justice, the Trustees received frequent reports on the Texas demands from Trust staff, attorneys, and outside counsel, and they asked questions and provided feedback in response.

#### E. Claims Audit Program

The Trustees oversaw the resolutions of more than 920 claim audits in 2019 as part of the Trust's ongoing efforts to ensure that the Trust's assets are used to pay valid claims. They received frequent reports on these audits from Trust staff and attorneys, and they provided feedback in response. In addition, the Trustees consulted with the Trust Advisory Committee and Legal Representative regarding the objectives, components, and results of the Trust's audit program.

#### F. Individual Review Models

Section 2.2 of the Trust Distribution Procedures instructs the Trustees to use their reasonable best efforts to ensure that claims' average Liquidated Amounts approximate the

Average Values provided in Section 5.3 of the Trust Distribution Procedures. The Trustees have achieved this goal over the life of the Trust. To continue to meet this goal, the Trustees, in consultation with the Trust Advisory Committee and Legal Representative, devoted substantial attention in 2019 to adjusting the models the Trust uses to value Disease Level VIII – Mesothelioma and Disease Level VIII – Lung Cancer 1 claims submitted for Individual Review.

#### IV. Trust Advisory Committee Fees, Expenses, and Activities

In 2019, the Trust paid the Trust Advisory Committee and its legal counsel and other professionals \$130,047 in fees and reimbursed \$1,801 of the expenses they incurred. During the year, the Trust Advisory Committee advised the Trustees in their performance of the activities discussed above.

#### V. Legal Representative Fees, Expenses, and Activities

In 2019, the Trust paid the Legal Representative and its legal counsel and other professionals \$86,738 in fees and reimbursed \$3,451 of the expenses they incurred. Like the Trust Advisory Committee, the Legal Representative advised the Trustees in their performance of the activities discussed above.

#### VI. Additional Information

For additional information regarding the Trust's financial statements or operations, please contact its Executive Director, Gregg McHugh, at P.O. Box 821628, Dallas, Texas 75382, or at 214-271-0554, or go to www.diiasbestostrust.org.

Alan R. Kahn, Managing Trustee
DII Industries, LLC Asbestos PI Trust

/s/
Mark M. Gleason, Trustee
DII Industries, LLC Asbestos PI Trust

Marcellene J. Malouf, Trustee

Marcellene J. Malouf, Trustee
DII Industries, LLC Asbestos PI Trust

# Exhibit A

Special-Purpose Financial Statements with Report of Independent Auditors Years Ended December 31, 2019 and 2018

### **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Special-Purpose Financial Statements with Report of Independent Auditors

Years Ended December 31, 2019 and 2018

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I5301 Dallas Parkway Suite 960 Addison, Texas 75001 MAIN 214 545 3965 FAX 214 545 3966 www.bkmsh.com

#### **REPORT OF INDEPENDENT AUDITORS**

To the Trustees of the DII Industries, LLC Asbestos PI Trust

We have audited the accompanying special-purpose financial statements of the DII Industries, LLC Asbestos PI Trust, which comprise the statements of net claimants' equity as of December 31, 2019 and 2018, the related statements of changes in net claimants' equity and changes in investments for the years then ended, and the related notes to the financial statements (Financial Statements).

#### Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of the Financial Statements in accordance with the special-purpose accounting methods adopted by the Trust and its Trustees, which are described in Note 2. Management is also responsible for the design, implementation, and maintenance of internal controls relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

#### Auditor's Responsibility

Our responsibility is to express an opinion on the Financial Statements based on our audits. We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audits to obtain reasonable assurance about whether the Financial Statements are free from material misstatement.

The audit involved performing procedures to obtain audit evidence about the amounts and disclosures in the Financial Statements. The procedures selected depended on the auditor's judgment, including the assessment of the risks of material misstatement of the Financial Statements, whether due to fraud or error. In making those risk assessments, the auditor considered internal controls relevant to the Trust's preparation and fair presentation of the Financial Statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Trust's internal controls. Accordingly, we express no such opinion. The audit also included evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the Financial Statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

#### **Opinion**

In our opinion, the Financial Statements present fairly, in all material respects, the financial positions of the Trust as of December 31, 2019 and 2018; the results of its operations; and the changes in its investments for the years then ended in conformity with the special-purpose method of accounting.

#### **Basis of Accounting**

We draw attention to Note 2 of the Financial Statements, which describes the method of accounting. The Financial Statements were prepared pursuant to a special-purpose method of accounting, which differs from accounting principles generally accepted in the United States of America. The Trust has used the special-purpose method of accounting to communicate to its beneficiaries the net assets available for the payment of claims and the related operating expenses. Our opinion is not modified with respect to this matter.

#### Restriction of Use

This report is intended for the information and use of the Trustees, management of the Trust, and for filing with the United States Bankruptcy Court for Western District of Pennsylvania – Pittsburgh Division, and it should not be used by anyone other than those specified parties. This restriction is not intended to limit distribution of this report, which, upon filing with the United States Bankruptcy Court for the Western District of Pennsylvania – Pittsburgh Division, is a matter of public record.

April 13, 2020

BKM Sowan Horan, LLP

Addison, Texas

Special-Purpose Statements of Net Claimants' Equity

		December 31,					
	_	2019		2018			
ASSETS	_						
Investments, at fair value	\$	1,653,707,221	\$	1,697,011,149			
Investment income receivable		10,170,424		11,587,874			
Prepaid expenses and other assets		185,144		162,745			
Property and equipment, net		104,561		102,046			
Prepaid income taxes	_	525,487		9,482,509			
Total assets		1,664,692,837		1,718,346,323			
LIABILITIES							
Accounts payable and accrued expenses		593,894		618,037			
Settled but unpaid claims		2,686,874		9,155,068			
Deferred tax liability	_	127,604,555		83,552,597			
Total liabilities	_	130,885,323		93,325,702			
Net claimants' equity (Note 2)	\$_	1,533,807,514	\$	1,625,020,621			

Special-Purpose Statements of Changes in Net Claimants' Equity

		Years ended December 31,						
		2019		2018				
Investment income (loss), net		_	_	_				
Interest and dividend income, net	\$	38,191,560	\$	41,658,394				
Realized gain on investments, net		8,431,277		38,311,297				
Unrealized gain (loss) on investments, net								
of investment fees and expenses		120,978,371	_	(110,818,543)				
Total investment income (loss)		167,601,208		(30,848,852)				
Operating Expenses								
Asbestos claims payment expense		194,901,824		252,661,263				
Operating and legal expenses		8,139,392	_	9,005,611				
Total operating expenses		203,041,216		261,666,874				
Loss before federal income taxes		(35,440,008)		(292,515,726)				
Income tax benefit (expense)		(55,773,099)	_	29,709,014				
Decrease in net claimants' equity		(91,213,107)		(262,806,712)				
Net claimants' equity, beginning of year		1,625,020,521	_	1,887,827,233				
Net claimants' equity, end of year	\$ <u></u>	1,533,807,414	\$_	1,625,020,521				

#### Special-Purpose Statements of Changes in Investments

		Years ended December 31,				
	_	2019		2018		
Investment inflows	_					
Investment income, net	\$	48,040,287	\$	82,728,911		
Unrealized gain on investments, net	_	124,140,684		-		
Total inflows		172,180,971		82,728,911		
Investment outflows						
Asbestos claims payments		201,370,018		249,451,641		
Operating and legal payments		11,363,552		8,964,367		
Income taxes paid		2,751,329		25,475,000		
Unrealized loss on investments, net	_	-		110,818,543		
Total outflows	_	215,484,899	_	394,709,551		
Net decrease in investments		(43,303,928)		(311,980,640)		
Investments, beginning of year	_	1,697,011,149	_	2,008,991,789		
Investments, end of year	\$ _	1,653,707,221	\$	1,697,011,149		

## Exhibit A Page 9 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### Note I - Description of the Trust

#### General

The Trust is a Pennsylvania common law trust and is a Qualified Settlement Fund within the meaning of Treasury Department regulations issued pursuant to Section 468B of the Internal Revenue Code. The Trust was created on January 20, 2005, in connection with the plan of reorganization (the Plan) for DII Industries, LLC and certain of its affiliated debtors and debtors-in-possession (the Debtors). The Debtors were direct or indirect subsidiaries of Halliburton Company (Halliburton). The Plan was confirmed by order entered on July 21, 2004, by the United States Bankruptcy Court for the Western District of Pennsylvania (the Order). The Order was affirmed by the United States District Court for the Western District of Pennsylvania on December 1, 2004. The Plan became effective on January 20, 2005. The purpose of the Trust is to assume the asbestos liabilities of the Debtors, Halliburton, Harbison-Walker Refractories Company, and certain other businesses and to use the Trust's assets and income to pay holders of those liabilities so that all holders of similar asbestos claims, both current and future, are treated in a substantially equivalent manner.

Halliburton, its affiliates, and other related companies were granted the protection of a permanent channeling injunction entered by the Bankruptcy Court in connection with the Order. The injunction enjoins the assertion of Asbestos Unsecured PI Trust Claims (Asbestos Claims) against those entities and channels such claims to the Trust for resolution.

The Trustees are fiduciaries to the Trust and are responsible for administering the Trust and the Trust's assets in accordance with the Plan.

The Trust is governed by a Trust Agreement (TA) and Trust Distribution Procedures (TDP) that establish the framework and criteria for allowance and payment of Asbestos Claims by the Trust.

The Trust's assets consist primarily of cash, cash equivalents, and investments, which, with the earnings on such investments, are intended to be totally consumed by the allowance and payment of claims and operation of the Trust. The percentage of the amount of each allowed claim that will actually be paid will be determined by projections of total allowable Asbestos Claims and operational expenses of the Trust, on the one hand, and total assets and net earnings, on the other.

The Trust will terminate in accordance with TA article 7.2.

## Exhibit A Page 10 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### Note 2 - Summary of Significant Accounting Policies

#### Basis of accounting

The Trust's Financial Statements are prepared using a special-purpose accounting method adopted by the Trust and its Trustees, which differs from accounting principles generally accepted in the United States of America (GAAP). The special-purpose accounting method does not record the Trust's ultimate claims liability, but otherwise conforms with GAAP.

#### Cash equivalents

The Trust considers all highly liquid debt instruments purchased with an original maturity of three (3) months or less to be cash equivalents.

#### Investments

Investments are stated at estimated fair value. When quoted prices in active markets for identical assets are available, these quoted market prices are used to determine the fair value. In other cases, the Trust may hold investments for which there is no active market or the market is dislocated. When determining the fair value of such investments, the valuation is dependent on facts and circumstances requiring judgment by Trust management. In exercising that judgment, Trust management relies upon the valuation by its investment managers and advisors. It is acceptable to use inputs based on estimates or assumptions, or to make adjustments to observable inputs to determine fair value when markets are not active and relevant observable inputs are not available.

Changes in fair value are recorded as additions and deductions to net claimants' equity. Realized gains and losses on investments in securities are calculated based on the specific identification method. The Trust records securities transactions on a trade-date basis. Dividend income is recorded on the ex-dividend date. Interest is recorded on an accrual basis.

#### Claims and claims processing expense

Amounts due to claimants for allowed claims are recorded when signed releases are received and verified. Allowed claims with signed releases that are received and verified but not paid before the end of the year are accrued as settled, but unpaid claims in the special-purpose statements of net claimants' equity. Additional or supplemental payments receive the same treatment when signed acknowledgement letters have been received and verified. See Note 4.

Claims processing expenses are recorded as incurred and are included in operating and legal expenses in the special-purpose statements of changes in net claimants' equity.

## Exhibit A Page 11 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### Note 2 - Summary of Significant Accounting Policies - (Continued)

#### Property and equipment

Property and equipment are stated at cost less accumulated depreciation and amortization. The Trust uses both straight-line and accelerated methods of depreciation over the estimated useful lives of the assets, which range from 5 to 7 years. Depreciation expense was approximately \$53,000 and \$68,000 for the years ended December 31, 2019 and 2018, respectively, and is included in operating and legal expenses in the special-purpose statements of changes in net claimants' equity.

#### Net claimants' equity

The Trust, under the adopted special-purpose accounting convention, does not record the liability for future claims expected to be filed over the life of the Trust. Net claimants' equity is available for (i) the payments of allowed asbestos-related claims, whether pending or future, and (ii) operational expenses of the Trust.

#### Concentration of credit risk

Financial instruments, which potentially subject the Trust to concentrations of credit risk, consist primarily of cash, cash equivalents, and investments. The Trust maintains cash and cash equivalents at financial institutions it considers to be of high credit quality. At times, the Trust may have cash deposits in banks that exceed federally insured limits. The Trust has not experienced any losses in such accounts and based on consultations with its advisors, does not believe it is exposed to any significant credit risk.

The Trust's investments are exposed to various risks such as interest rate, market, and credit risks. Due to the level of risk associated with certain investments, the values of investments may change materially.

The Trust has a formal investment policy that provides for diversification and establishes standards to invest the Trust's assets.

#### Use of estimates

The preparation of the Financial Statements requires the Trust's Trustees and management to make estimates and assumptions that affect the reported amounts of assets and liabilities, disclosures of contingent assets and liabilities at the financial statement date, and the reported amounts of additions to and deductions from net claimants' equity during the reporting periods.

## Exhibit A Page 12 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### Note 2 - Summary of Significant Accounting Policies - (Continued)

#### Use of estimates - continued

Significant items subject to such estimates and assumptions include the carrying value of investments and the recorded values of current and deferred income taxes. Actual results could differ from these estimates.

#### Statements of changes in investments

The accompanying statements of changes in investments represent the various inflows and outflows of cash during the reporting periods in order to reconcile the changes in investments, at fair value, from the beginning to the end of the respective year on the cash basis.

#### Income taxes

Deferred income tax assets and liabilities are determined based upon differences between financial reporting and tax basis of assets and liabilities and are measured using the enacted tax rates and laws. A valuation allowance is established when it is more likely than not that the deferred tax assets may not be realized. The amount of income taxes the Trust pays is subject to ongoing audits by federal authorities. The Trust's estimate of the potential outcome of any uncertain tax issue is subject to the Trustees' assessment of relevant risks, facts, and circumstances existing at that time. The Trust uses a more likely than not threshold for financial statement recognition and measurement of tax positions taken or expected to be taken in a tax return. To the extent that the Trust's assessment of such tax positions changes, the change in estimate is recorded in the period in which the determination is made. The Trust reports tax-related interest and penalties as a component of income tax expense and operating and legal expenses, respectively. The Trust has not recognized any income tax liability or expense related to the review of uncertain tax positions.

#### Subsequent events

The Trust has evaluated events and transactions subsequent to the date of the Financial Statements to determine if they require recognition or disclosure. The Financial Statements consider events through April 13, 2020, the date on which the Statements were available to be issued. See Notes 7 and 10.

#### New accounting pronouncements

In February 2016 the Financial Accounting Standards Board (FASB) issued ASU No. 2016-02. The new standard was issued to increase transparency and comparability among organizations by recognizing lease assets and lease liabilities on the balance sheet and disclosing key information about leasing arrangements. This standard affects any entity that enters into a lease, with some specified scope exemptions.

## Exhibit A Page 13 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### Note 2 - Summary of Significant Accounting Policies - (Continued)

#### New accounting pronouncements – continued

The amendments in this ASU are effective for fiscal years beginning after December 15, 2020. The Trust is assessing the impact of adopting this ASU on its Financial Statements and related disclosures.

#### Note 3 - Funding of the Trust

Funding of the Trust was set forth in the Plan. On January 20, 2005, its effective date, the Trust received \$950,000 in cash, a note receivable from Halliburton in the amount of \$30,742,628 due December 31, 2005, and 59,500,000 shares of Halliburton stock from the Debtors, which had a market value of \$2,504,652,500. The value of funding, as of the effective date, totaled \$2,536,345,128.

All shares of the Halliburton stock were sold on March 23, 2005, generating proceeds to the Trust of \$2,481,983,000, net of fees and other charges of \$46,767,000. The note receivable was paid in full at a discounted amount of \$30,685,035 by December 31, 2005. The net cash realized from the funding of the Trust totaled \$2,513,618,035.

The Plan also provides for additional funding through the Asbestos PI Trust Additional Funding Agreement. Under the Funding Agreement, the Debtors are obligated to pay the Trust any insurance recoveries in excess of \$2,300,000,000. This obligation ceases once the Debtors have paid an aggregate of \$700,000,000 to the Trust. No proceeds were received or due during the years ended December 31, 2019 and 2018, in connection with the Funding Agreement. No estimate of any future collection under this obligation has been recorded as it is uncertain to occur.

#### Note 4 - Claims Processing

The Trust reviews and determines Asbestos Claims in accordance with the TDP. The TDP provides for processing, and either disallowing or allowing, liquidating, and paying all Asbestos Claims as required by the Plan and the TA. For the years ended December 31, 2019 and 2018, approximately \$194,902,000 and \$252,700,000, respectively, were expensed as Asbestos Claims payments. The Trust had approximately \$2,700,000 and \$9,200,000, respectively, in claims which were qualified for payment but were unpaid at December 31, 2019 and 2018.

## Exhibit A Page 14 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

### Note 4 - Claims Processing - (Continued)

During 2018, the Trustees, Trust Advisory Committee ("TAC"), and Legal Representative ("LR") approved a change to the Payment Percentage to 60%. As a result of the change, all claims paid at Payment Percentages lower than 60%, subject to certain limitations, were or will be paid a supplemental payment by the Trust. During the years ended December 31, 2019 and 2018, the Trust paid approximately and \$83,649,000 and \$156,000,000 in such supplemental claims payments, respectively.

The TDP requires the Trust to dedicate 60% of the Maximum Available Payment (MAP), as defined in the TDP, in any given year to the payment of claims involving severe asbestosis and malignancies (Category A claims) and to dedicate 40% of the MAP to claims involving non-malignant asbestosis and pleural disease (Category B claims). In 2019, the Trust suspended the enforcement of these restrictions. During the year ended December 31, 2018, the Trust did not exhaust the MAP for either Category A or Category B claims. During the year ended December 31, 2019, the Trust did not exhaust the MAP.

#### **Note 5 - Estimated Asbestos Claims**

At inception, the Trust estimated that its ultimate claims liability would be \$3,700,000,000. It last updated this forecast in 2018 and then estimated that its remaining claims liability would be approximately \$2,684,000,000.

#### Note 6 - Trust Advisory Committee and Legal Representative

The TA sets forth the roles and responsibilities of the TAC and LR. The members of the TAC serve in a fiduciary capacity representing all holders of present Asbestos Claims (Current Claimants). The TAC is comprised of eight attorneys who are engaged by Current Claimants.

The LR serves in a fiduciary capacity, representing the interests of the individuals who may file Asbestos Claims in the future, but who at this time are unknown to the Trust (Future Claimants). His role, in part, is to protect rights of the Future Claimants. The Trustees are required to consult with or obtain the consent of the TAC and LR on certain matters identified in the TA and the TDP.

## Exhibit A Page 15 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### **Note 7 - Taxation**

The Trust reports its income to the Internal Revenue Service as a Qualified Settlement Fund which is taxed at the highest rate applicable to trusts under Section I(e) of the Internal Revenue Code, which is 37% for the years ending December 31, 2019 and 2018.

For net operating loss (NOLs) created in years beginning after December 31, 2017, the carry forward of NOLs is limited to a reduction of 80% of modified taxable income without expiration. NOLs prior to January 1, 2018 will carry forward 20 years, and there is no limitation in the reduction of modified taxable income.

On March 27, 2020, the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) was enacted into law. The CARES Act has a number of changes to U.S. tax laws, which include temporarily repealing certain provisions for tax years beginning before 2021 related to NOLs.

The Trust's federal income tax expense is calculated as follows:

		Years ended	Dec	ember 31,
	_	2019		2018
Modified taxable income	\$	25,336,282	\$	41,491,105
Tax rate		37%		37%
Current federal income tax expense		9,374,424		15,351,709
Adjustment to prior year estimates		2,346,717		(2,162,561)
Deferred federal income tax expense (benefit)		44,051,958		(42,898,162)
Income tax expense (benefit)	\$_	55,773,099	\$	(29,709,014)

The Trust's net deferred income tax liability is comprised of the tax on the net unrealized gains on investments of approximately \$127,600,000 and \$83,500,000 at December 31, 2019 and 2018, respectively.

#### Note 8 - Investments at Fair Value

The TA provides general guidelines for the investments of the Trust. More specific policies and guidelines are set forth in the Investment Guidelines, which were developed by the Trust's financial advisor and adopted by the Trustees.

## Exhibit A Page 16 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### Note 8 - Investments at Fair Value - (Continued)

The Trust's financial advisor and Trustees routinely review the Trust's asset allocations and investment managers.

The estimated cost basis and fair values of the Trust's investments are as follows:

		December 31, 2019			December 31, 2018			
	•	Cost		Fair Value	Cost		Fair Value	
Cash and cash equivalents	\$	153,026,144	\$	153,026,144	\$ 223,489,566	\$	223,489,566	
Equity securities		111,793,844		328,560,016	117,782,180		272,298,831	
Foreign equity funds		30,000,000		86,317,415	30,000,000		71,677,112	
Debt securities		905,529,202		928,345,673	956,687,259		969,617,212	
Hedge funds		40,456,485		157,457,973	80,291,282		159,928,428	
	\$	1,240,805,675	\$	1,653,707,221	\$ 1,408,250,287	\$	1,697,011,149	

The Trust had a cumulative net unrealized gain on investments of approximately \$412,902,000 and \$288,761,000 at December 31, 2019 and 2018, respectively. The Trust's net realized gain on sales of investments was approximately \$8,431,000 and \$38,312,000 for the years ended December 31, 2019 and 2018, respectively. Interest and dividend income is shown net of bond discount amortization of approximately \$14,234,000 and \$18,100,000 for the years ended December 31, 2019 and 2018, respectively.

The following are descriptions of the valuation methodologies used for financial assets measured at fair value, including the general classification of such assets pursuant to the valuation hierarchy. There were no changes in valuation techniques during the years ended December 31, 2019 and 2018.

#### Cash and cash equivalents

Cash equivalents are carried at cost, which approximates fair value. Cash and cash equivalents include cash balances and money market funds, which are classified as Level 1 investments.

## Exhibit A Page 17 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### Note 8 - Investments at Fair Value - (Continued)

#### **Equity securities**

All of the Trust's investments in equity securities are publicly traded and are SEC filers. These securities are classified as Level I, as quoted prices are available for these securities in an active market.

#### **Debt securities**

The Trust's investments in debt securities do not have quoted market prices. Their fair values are estimated by using pricing models, quoted prices of securities with similar characteristics, or discounted cash flow and are classified within Level 2 of the valuation hierarchy. These Level 2 securities would include U.S. agency securities; mortgage-backed agency securities; obligations of states and political subdivisions; and certain corporate, asset-backed, and other securities.

#### Foreign equity funds

The Trust's investment in foreign equity funds do not have quoted market prices. Their fair values are estimated by using pricing models and quoted prices of the publicly traded international securities included in the funds. The funds are classified within Level 2 of the valuation hierarchy.

#### Hedge funds

The fair values for hedge funds are based on the net asset values provided by the funds, which are subject to independent financial statement audits. The Trust invests in hedge funds that pursue multiple strategies to diversify risk and reduce volatility. The Trust's independent financial advisors monitor, regularly meet with, and review each fund manager. Additionally, the Trustees regularly review manager performance reports and meet directly with the fund managers annually. As of December 31, 2019 and 2018, there were no unfunded commitments to the hedge funds.

The hedge funds are subject to various restrictions or lock-up provisions, which could prevent the Trust from realizing the current fair value estimate. Additionally, the Trust's investments may be subject to certain fees and expenses upon liquidation before various dates. The Trust's liquidity by exit date without fees at December 31, 2019, is summarized as follows:

Liquidity within	
0 – 6 months	\$ 99,527,500
7 – 12 months	39,891,896
25 – 36 months	16,300,933
Designated illiquid	 1,737,644
	\$ 157,457,973

# Exhibit A Page 18 of 19 DII INDUSTRIES, LLC ASBESTOS PI TRUST

Notes to Special-Purpose Financial Statements

## Note 8 - Investments at Fair Value - (Continued)

### Hedge funds – continued

Financial assets with changes in fair value that are measured on a recurring basis were as follows:

		December 31, 2019								
		Level I		Level 2	_	Level 3	_	Total		
Cash and cash equivalents Equity	\$	153,026,144	\$	-	\$	-	\$	153,026,144		
securities Foreign equity		328,560,016		-		-		328,560,016		
funds		-		86,317,415		-		86,317,415		
Debt securities	_	-		928,345,673	_	-		928,345,673		
	\$_	481,586,160	\$	1,041,663,088	\$	-	\$			
Hedge funds meas	sured	at net asset valu	ıe				_	157,457,973		
Investments at fai	r valu	ie					\$_	1,653,707,221		
				Decembe	r 31,	2018				
		Level I		Level 2		Level 3	_	Total		
Cash and cash equivalents Equity	\$	223,489,566	\$	-	\$	-	\$	223,489,566		
securities Foreign equity		272,298,831		-		-		272,298,831		
funds		-		71,677,112		-		71,677,112		
Debt securities		-		969,617,212		-	•	969,617,212		
	\$	495,788,397	\$	1,041,294,324	\$		\$			
Hedge funds meas	sured	at net asset valu	ıe				_	159,928,428		
Investments at fai	r valu	ie					\$_	1,697,011,149		

## Exhibit A Page 19 of 19 **DII INDUSTRIES, LLC ASBESTOS PI TRUST**

Notes to Special-Purpose Financial Statements

#### Note 9 - Commitments and Contingencies

#### Leases

The Trust has a non-cancelable lease for office space that expires at the end of 2020. Rent expense for the years ended December 31, 2019 and 2018, was approximately \$224,000 and \$210,000, respectively. Future minimum lease payments for the remaining non-cancelable terms of the current lease are approximately \$187,000 for 2020.

#### Retirement plan

The Trust maintains a safe-harbor 401(k) benefit plan (the Plan), which covers all employees after one year of service who work at least 1,000 hours per year. The Trust makes matching contributions to the Plan up to 4% of eligible and enrolled employees' annual compensation. The Trust also typically contributes 3% of every eligible employee's salary, regardless of whether an employee has elected to enroll in the Plan. The Trust's contributions were approximately \$195,000 and \$197,000 for the years ended December 31, 2019 and 2018, respectively.

#### Other

In September 2018, the United States Department of Justice (DOJ) served a Civil Investigative Demand (CID) on the Trust. Several other asbestos trusts were served with almost identical demands. The DOJ apparently issued the CID to investigate whether Medicare recipients are properly reimbursing the program. The Trust submitted its response to the CID in December 2019. At this time, management does not believe this matter will have material financial implications to the Trust.

In August 2019, and again in November 2019, the Office of the Texas Attorney General ("OAG") served a Civil Investigative Demands (CIDs) on the Trust. One other asbestos trust was served with almost identical demands. The OAG apparently issued the CIDs to investigate whether Texas Medicaid recipients are properly reimbursing the program. The Trust has engaged counsel to assist it with its response to the CIDs and is actively discussing with the OAG the scope of information that must be produced. At this time, management does not believe this matter will have material financial implications to the Trust.

#### **Note 10 - Subsequent Events**

The global outbreak of COVID-19 presents various risks, and its impact continues to evolve. Management of the Trust is actively monitoring the outbreak's impact of the Trust's financial condition, liquidity, operations, vendors, industry, and workforce. Given the speed with which this situation is evolving, the Trust cannot estimate the effects that the outbreak will have on its operations or financial condition in 2020 and beyond.

# Exhibit B

Claims Disposed Of In 2019

## **CLAIMS DISPOSED OF IN 2019**

	<b>HAL Claims</b>	<b>HAL Payments</b>	<b>HW Claims</b>	<b>HW Payments</b>
Claims Paid in 2019	7,782	\$56,299,084.74	3,067	\$61,415,263.60
Level I. Other Asbestos Disease	32	\$3,282.76	15	\$4,005.95
Level II. Asbestosis/Pleural Disease	2,944	\$2,001,101.21	1,146	\$2,640,299.71
Level III. Asbestosis/Pleural Disease	1,537	\$2,279,533.13	474	\$2,063,927.67
Level IV. Severe Asbestosis	117	\$718,116.64	72	\$1,410,021.15
Level V. Other Cancer	231	\$1,232,238.31	114	\$1,706,426.43
Level VI. Lung Cancer 2	853	\$1,246,083.77	363	\$2,464,051.52
Level VII. Lung Cancer 1	580	\$3,372,391.29	289	\$7,983,296.65
Level VIII. Mesothelioma	1,488	\$45,446,337.63	594	\$43,143,234.52
Claims Withdrawn and Deemed Withdrawn in 2019	33,739		33,161	
Claims Disallowed in 2019	349		9,402	

These figures do not include supplemental payments made to claimants whose claims were disposed of before 2019.

# Exhibit C

2019 Documented Site List Changes

## **2019 DOCUMENTED SITE LIST - ADDITIONS**

Record	Site Name	City	State	Country	Entity	Begin Date	End Date	<b>Effective Date</b>
35010619	Atlantic Richfeld Company (ARCO)	Pasadena	TX	USA	HAL	3/1/1974	12/31/1974	7/15/2019
35010620	Ethyl Corporation	Pasadena	TX	USA	HAL	11/1/1967	12/31/1967	7/15/2019
35010621	FMC Chemical	Bayport	TX	USA	HAL	8/1/1978	10/1/1979	7/15/2019
35010622	Marathon Oil Refinery	Texas City	TX	USA	HAL	1/1/1952	12/31/1952	7/15/2019
35010615	Mead Paper Co Escanaba Paper Mill	Escanaba	MI	USA	HAL	4/1/1970	12/31/1982	1/15/2019
35010616	Shell Oil Co	Roxana	IL	USA	HW	3/23/1973	3/23/1974	4/15/2019
35010623	Southwestern Portland Cement Co Victorville Plant	Victorville	CA	USA	HW	12/28/1977	7/23/1980	10/15/2019
35010617	U.S.S. Halsey (DLG-23)	Maritime	Maritime	Maritime	HW	3/22/1972	3/22/1973	7/15/2019
35010618	U.S.S. Richmond K. Turner (DLG-20)	Maritime	Maritime	Maritime	HW	3/22/1972	3/22/1973	7/15/2019

Record	Site Name	City	State	Country	Entity	Begin Date	End Date	<b>Effective Date</b>
1000671	Abex Corporation Amsco Division	Chicago Heights	IL	USA	HW	11/11/1974	10/7/1976	10/15/2019
3100197	American Optical Company	Southbridge	MA	USA	HAL	10/9/1939	12/31/1982	10/15/2019
35010424	Angelina Hardwood Plant	Lufkin	TX	USA	HAL	2/28/1961	6/30/1961	7/15/2019
35010424	Angelina Hardwood Plant	Lufkin	TX	USA	HAL	4/28/1964	8/31/1965	7/15/2019
1000346	Arco Chemical Co.	Channelview	TX	USA	HAL	10/1/1970	12/1/1971	7/15/2019
1000346	Arco Chemical Co.	Channelview	TX	USA	HAL	3/1/1973	4/1/1973	7/15/2019
1000346	Arco Chemical Co.	Channelview	TX	USA	HAL	1/1/1974	12/31/1982	7/15/2019
35010310	Astro Dome	Houston	TX	USA	HAL	5/1/1968	5/1/1968	7/15/2019
35010310	Astro Dome	Houston	TX	USA	HAL	3/1/1970	12/31/1970	7/15/2019
35010490	Atlantic Richfield Company (Arco)	Channelview	TX	USA	HAL	10/1/1970	12/1/1971	7/15/2019
35010490	Atlantic Richfield Company (Arco)	Channelview	TX	USA	HAL	3/1/1973	4/1/1973	7/15/2019
35010490	Atlantic Richfield Company (Arco)	Channelview	TX	USA	HAL	1/1/1974	12/31/1982	7/15/2019
3100410	BASF Corp.	Freeport	TX	USA	HAL	6/1/1970	7/1/1971	7/15/2019
3100410	BASF Corp.	Freeport	TX	USA	HAL	3/1/1972	12/31/1973	7/15/2019
3100410	BASF Corp.	Freeport	TX	USA	HAL	1/1/1980	12/31/1982	7/15/2019
1000997	Bath Iron Works – Hardings Plant	Brunswick	ME	USA	HW	10/30/1970	12/30/1971	7/15/2019
3100509	Boise Cascade Corporation (aka Boise Cascade)	Deridder	LA	USA	HAL	1/1/1968	12/31/1982	7/15/2019
35010462	Bowaters Carolina Corporation	Catawba	SC	USA	HAL	3/16/1959	12/31/1982	10/15/2019
35010462	British American Oil Co.	Mississauga	Ontario	Canada	HAL	3/1/1942	12/31/1982	10/15/2019
3100560	British Petroleum– Alliance Refinery	Belle Chasse	LA	USA	HAL	1/1/1982	12/31/1982	10/15/2019
3100702	Carpentersville Village - Wastewater Treatment Plant	Carpentersville	IL	USA	HAL	1/1/1977	12/31/1982	4/15/2019
3100704	Carter Oil Company	Baytown	TX	USA	HAL	1/1/1941	12/31/1982	7/15/2019
35010483	Celanese Chemical Plant	Bay City	TX	USA	HAL	1/1/1961	11/1/1961	7/15/2019
35010483	Celanese Chemical Plant	Bay City	TX	USA	HAL	1/27/1964	5/1/1966	7/15/2019
35010483	Celanese Chemical Plant	Bay City	TX	USA	HAL	12/3/1974	1/21/1980	7/15/2019
35010231	Celanese Chemical Plant	Deer Park	TX	USA	HAL	1/7/1957	5/18/1962	7/15/2019
35010231	Celanese Chemical Plant	Deer Park	TX	USA	HAL	9/1/1965	7/1/1970	7/15/2019
35010231	Celanese Chemical Plant	Deer Park	TX	USA	HAL	8/1/1971	12/31/1972	7/15/2019
3100804	Chevron Chemical Co. – Oak Point Plant	Belle Chasse	LA	USA	HAL	1/1/1980	12/31/1982	10/15/2019
35010219	CIBA-GEIGY Chemical Plant	Macintosh	AL	USA	HAL	5/1/1952	5/1/1953	7/15/2019
35010219	CIBA-GEIGY Chemical Plant	Macintosh	AL	USA	HAL	1/1/1957	1/1/1958	7/15/2019
35010219	CIBA-GEIGY Chemical Plant	Macintosh	AL	USA	HAL	1/1/1960	9/15/1961	7/15/2019
35010219	CIBA-GEIGY Chemical Plant	Macintosh	AL	USA	HAL	6/1/1965	5/1/1967	7/15/2019
35010219	CIBA-GEIGY Chemical Plant	Macintosh	AL	USA	HAL	1/1/1971	1/1/1982	7/15/2019
3101304	Connecticut Power & Light Co Rocky River Generating Station	New Milford	СТ	USA	HAL	1/1/1926	12/31/1982	4/15/2019
3101365	Continental Oil Company (Conoco)	Ponca City	OK	USA	HAL	1/1/1941	12/31/1982	7/15/2019

Record	Site Name	City	State	Country	Entity	Begin Date	End Date	<b>Effective Date</b>
3101394	Corpus Christi Refining Co.	Corpus Christi	TX	USA	HAL	1/1/1936	12/31/1982	7/15/2019
1000018	Detroit Water Works – Pumping Station	Detroit	MI	USA	HAL	1/1/1927	12/31/1962	10/15/2019
35010043	Diamond Alkali Chemical Plant	Deer Park	TX	USA	HAL	5/1/1956	4/1/1959	7/15/2019
35010043	Diamond Alkali Chemical Plant	Deer Park	TX	USA	HAL	5/1/1960	1/1/1961	7/15/2019
35010043	Diamond Alkali Chemical Plant	Deer Park	TX	USA	HAL	8/1/1971	12/1/1971	7/15/2019
35010043	Diamond Alkali Chemical Plant	Deer Park	TX	USA	HAL	12/1/1974	12/31/1982	7/15/2019
3101499	Diamond Shamrock	Deer Park	TX	USA	HAL	5/1/1956	4/1/1959	7/15/2019
3101499	Diamond Shamrock	Deer Park	TX	USA	HAL	5/1/1960	1/1/1961	7/15/2019
3101499	Diamond Shamrock	Deer Park	TX	USA	HAL	8/1/1971	12/1/1971	7/15/2019
3101499	Diamond Shamrock	Deer Park	TX	USA	HAL	12/1/1974	12/31/1982	7/15/2019
35010330	Dow Badische-Chemical	Freeport	TX	USA	HAL	6/1/1970	7/1/1971	7/15/2019
35010330	Dow Badische-Chemical	Freeport	TX	USA	HAL	3/1/1972	12/31/1973	7/15/2019
35010330	Dow Badische-Chemical	Freeport	TX	USA	HAL	1/1/1980	12/31/1982	7/15/2019
3101564	Du Pont - Indiana Army Ammunition Plant 1	Charlestown	IN	USA	HAL	10/15/1940	12/31/1982	4/15/2019
3101580	E.I. Du Pont De Nemours	East Chicago	IN	USA	HAL	1/1/1944	12/31/1982	4/15/2019
3101581	E.I. Du Pont De Nemours	Linden	NJ	USA	HAL	1/1/1949	12/31/1982	4/15/2019
35010419	East Texas Pulp and Paper Mill	Evadale	TX	USA	HAL	1/1/1953	12/31/1953	7/15/2019
35010419	East Texas Pulp and Paper Mill	Evadale	TX	USA	HAL	4/1/1962	11/1/1962	7/15/2019
35010419	East Texas Pulp and Paper Mill	Evadale	TX	USA	HAL	1/1/1964	12/31/1967	7/15/2019
35010309	Enjay Chemical Plant	Baytown	TX	USA	HAL	1/1/1941	12/31/1982	7/15/2019
35010386	Evadale Paper Mill	Evadale	TX	USA	HAL	1/1/1953	12/31/1953	7/15/2019
35010386	Evadale Paper Mill	Evadale	TX	USA	HAL	4/1/1962	11/1/1962	7/15/2019
35010386	Evadale Paper Mill	Evadale	TX	USA	HAL	1/1/1964	12/31/1967	7/15/2019
35010180	Exxon Chemical	Baytown	TX	USA	HAL	1/1/1941	12/31/1982	7/15/2019
35010444	Exxon Oil Refinery	Baytown	TX	USA	HAL	1/1/1941	12/31/1982	7/15/2019
35010214	Exxon Refinery	Pasadena	TX	USA	HAL	1/1/1950	12/31/1951	7/15/2019
35010214	Exxon Refinery	Pasadena	TX	USA	HAL	1/1/1970	12/31/1973	7/15/2019
35010214	Exxon Refinery	Pasadena	TX	USA	HAL	1/1/1979	12/31/1979	7/15/2019
35010212	Exxon Refinery	Baton Rouge	LA	USA	HAL	12/1/1931	12/31/1982	7/15/2019
3101761	Fisher Body Division of General Motors	Oakland	CA	USA	HAL	5/1/1954	12/31/1969	7/15/2019
3101871	General Aniline & Film Corp.	Linden	NJ	USA	HAL	6/1/1941	12/31/1982	7/15/2019
3101884	General Electric Company	Erie	PA	USA	HAL	12/26/1941	12/31/1982	4/15/2019
1000804	Georgetown Texas Steel	Beaumont	TX	USA	HW	9/26/1977	9/26/1978	10/15/2019
3102039	Gulf Oil Corporation	Girard Point	PA	USA	HAL	1/1/1934	12/31/1982	10/15/2019
3102047	Gulf Oil Corporation	Philadelphia	PA	USA	HAL	1/1/1934	12/31/1982	10/15/2019
3102035	Gulf Oil Corporation – Alliance Refinery	Belle Chasse	LA	USA	HAL	1/1/1982	12/31/1982	10/15/2019

Record	Site Name	City	State	Country	Entity	Begin Date	End Date	Effective Date
35010497	Humble Oil Refinery (Exxon)	Baytown	TX	USA	HAL	1/1/1941	12/31/1982	7/15/2019
3102533	Kentucky Light & Power – Big Sandy Power Plant	Louisa	KY	USA	HAL	1/1/1960	12/31/1982	7/15/2019
3102607	Lake Superior District Power Co. – Bay Front Station	Ashland	WI	USA	HAL	1/1/1941	12/31/1982	4/15/2019
3102607	Lake Superior District Power Co. – Bay Front Station	Ashland	WI	USA	HAL	1/1/1941	12/31/1982	4/15/2019
35010506	Lewis B. Wilson Airport	Macon	GA	USA	HAL	1/1/1972	12/31/1982	4/15/2019
35010003	Lubrizol Chemical Plant	Deer Park	TX	USA	HAL	12/1/1959	11/1/1960	7/15/2019
35010003	Lubrizol Chemical Plant	Deer Park	TX	USA	HAL	7/1/1968	10/1/1969	7/15/2019
35010003	Lubrizol Chemical Plant	Deer Park	TX	USA	HAL	1/1/1970	12/1/1970	7/15/2019
35010003	Lubrizol Chemical Plant	Deer Park	TX	USA	HAL	12/1/1972	6/1/1973	7/15/2019
3102963	Mid-Continent Petroleum Corporation	Tulsa	OK	USA	HAL	1/19/1940	12/31/1982	7/15/2019
35010052	Mobil Chemical Plant	Beaumont	TX	USA	HAL	9/1/1963	2/1/1964	7/15/2019
35010052	Mobil Chemical Plant	Beaumont	TX	USA	HAL	1/1/1970	4/1/1970	7/15/2019
3103160	New Orleans Sewerage & Water Board – Carrollton Water Treatment Plant	New Orleans	LA	USA	HAL	1/1/1982	12/31/1982	7/15/2019
3103318	Olin Mathieson Chemical Corporation	Pasadena	TX	USA	HAL	12/1/1959	11/1/1966	7/15/2019
3103318	Olin Mathieson Chemical Corporation	Pasadena	TX	USA	HAL	2/1/1969	12/31/1970	7/15/2019
3103318	Olin Mathieson Chemical Corporation	Pasadena	TX	USA	HAL	7/1/1973	1/1/1975	7/15/2019
3103318	Olin Mathieson Chemical Corporation	Pasadena	TX	USA	HAL	1/1/1977	12/31/1982	7/15/2019
3103377	Pacific Gas & Electric Company – Manufactured Gas Plant	Eureka	CA	USA	HAL	5/1/1941	12/31/1982	4/15/2019
3103434	Peerless Woolen Mills	Rossville	GA	USA	HAL	1/1/1941	12/31/1982	7/15/2019
35010391	Phillips 66 Oil Refinery	Bay City	TX	USA	HAL	9/1/1953	9/1/1953	7/15/2019
35010391	Phillips 66 Oil Refinery	Bay City	TX	USA	HAL	8/1/1956	8/1/1956	7/15/2019
3103579	Pratt & Whitney Aircraft – Willgoos Laboratory	East Hartford	CT	USA	HAL	1/1/1951	12/31/1982	4/15/2019
1000767	S.S. President Johnson	Maritime	MM	USA	HW	3/28/1969	1/31//1970	7/15/2019
3100426	San Onofre Nuclear Generating Station	San Onofre	CA	USA	HAL	1/1/1966	12/31/1982	4/15/2019
35010296	Sheffield Steel Mill a/k/a Armco Steel	Houston	TX	USA	HAL	5/1/1944	12/31/1982	7/15/2019
1000465	Southwestern Portland Cement Co Black Mountain Quarry	Victorville	CA	USA	HW	8/29/1978	9/17/1980	10/15/2019
3104171	Stauffer Chemical Company	Houston	TX	USA	HAL	1/1/1969	5/1/1970	7/15/2019
3104171	Stauffer Chemical Company	Houston	TX	USA	HAL	10/1/1974	1/1/1975	7/15/2019
3104171	Stauffer Chemical Company	Houston	TX	USA	HAL	3/1/1977	9/1/1977	7/15/2019
3104171	Stauffer Chemical Company	Houston	TX	USA	HAL	1/1/1978	12/31/1982	7/15/2019
35010081	Tenneco Chemical	Pasadena	TX	USA	HAL	10/1/1963	4/1/1964	7/15/2019
35010081	Tenneco Chemical	Pasadena	TX	USA	HAL	10/1/1965	1/1/1968	7/15/2019
35010081	Tenneco Chemical	Pasadena	TX	USA	HAL	8/1/1973	7/1/1976	7/15/2019
35010375	Tenneco Chemical – Acetylene/VCM Plant	Houston	TX	USA	HAL	1/1/1964	6/1/1966	7/15/2019
35010182	Texaco Refinery	Port Arthur	TX	USA	HAL	1/1/1934	12/31/1982	7/15/2019
35010014	Texas City Chemical Plant	Texas City	TX	USA	HAL	10/1/1958	10/1/1958	7/15/2019

Record	Site Name	City	State	Country	Entity	Begin Date	End Date	<b>Effective Date</b>
35010014	Texas City Chemical Plant	Texas City	TX	USA	HAL	4/1/1959	4/1/1959	7/15/2019
35010026	U.S. Steel Mill	Baytown	TX	USA	HAL	1/1/1967	12/31/1974	7/15/2019
35010026	U.S. Steel Mill	Baytown	TX	USA	HAL	1/1/1976	12/31/1976	7/15/2019
35010026	U.S. Steel Mill	Baytown	TX	USA	HAL	1/1/1978	12/31/1978	7/15/2019
1000132	U.S.S. Damato DD-871	Maritime	Maritime	Maritime	HAL	11/21/1945	9/30/1980	4/15/2019
35010452	Union 76	Port Neches	TX	USA	HAL	1/1/1936	12/31/1982	7/15/2019
3104592	Union Carbide & Carbon Chemical Corp.	Brownsville	TX	USA	HAL	1/1/1960	12/31/1961	7/15/2019
3104592	Union Carbide & Carbon Chemical Corp.	Brownsville	TX	USA	HAL	1/1/1964	12/31/1968	7/15/2019
3104592	Union Carbide & Carbon Chemical Corp.	Brownsville	TX	USA	HAL	1/1/1972	12/31/1982	7/15/2019
3104601	Union Carbide & Carbon Chemical Corp.	Houston	TX	USA	HAL	1/1/1953	12/31/1953	7/15/2019
3104601	Union Carbide & Carbon Chemical Corp.	Houston	TX	USA	HAL	1/1/1957	12/31/1957	7/15/2019
3104601	Union Carbide & Carbon Chemical Corp.	Houston	TX	USA	HAL	1/1/1960	12/31/1982	7/15/2019
3104610	Union Carbide & Carbon Chemical Corp.	Texas City	TX	USA	HAL	1/1/1940	12/31/1982	7/15/2019
35010027	Union Carbide Chemical Plant	Taft	LA	USA	HAL	1/1/1966	12/31/1966	7/15/2019
35010027	Union Carbide Chemical Plant	Taft	LA	USA	HAL	1/1/1977	12/31/1977	7/15/2019
35010383	Union Carbide Chemical Plant	Port Lavaca	TX	USA	HAL	1/1/1952	12/31/1954	7/15/2019
35010383	Union Carbide Chemical Plant	Port Lavaca	TX	USA	HAL	1/1/1956	12/31/1969	7/15/2019
35010383	Union Carbide Chemical Plant	Port Lavaca	TX	USA	HAL	1/1/1971	12/31/1976	7/15/2019
35010383	Union Carbide Chemical Plant	Port Lavaca	TX	USA	HAL	1/1/1978	12/31/1980	7/15/2019
35010112	Union Carbide Chemical Plant	Seadrift	TX	USA	HAL	1/1/1952	12/31/1954	7/15/2019
35010112	Union Carbide Chemical Plant	Seadrift	TX	USA	HAL	1/1/1956	12/31/1969	7/15/2019
35010112	Union Carbide Chemical Plant	Seadrift	TX	USA	HAL	1/1/1971	12/31/1976	7/15/2019
35010112	Union Carbide Chemical Plant	Seadrift	TX	USA	HAL	1/1/1978	12/31/1980	7/15/2019
35010356	Union Oil Co.	Nederland	TX	USA	HAL	1/1/1936	12/31/1982	7/15/2019
35010239	United Carbon Company	South Houston	TX	USA	HAL	1/1/1949	12/31/1952	7/15/2019
35010186	University of Houston	Houston	TX	USA	HAL	1/1/1969	12/31/1970	7/15/2019
35010186	University of Houston	Houston	TX	USA	HAL	1/1/1972	12/31/1972	7/15/2019
35010479	Upjohn Chemical Plant	Deer Park	TX	USA	HAL	1/1/1963	12/31/1963	7/15/2019
35010479	Upjohn Chemical Plant	Deer Park	TX	USA	HAL	1/1/1967	12/31/1973	7/15/2019
35010486	Upjohn Chemical Plant	Houston	TX	USA	HAL	1/1/1963	12/31/1963	7/15/2019
35010486	Upjohn Chemical Plant	Houston	TX	USA	HAL	1/1/1967	12/31/1973	7/15/2019
35010301	Upjohn Chemical Plant	Pasadena	TX	USA	HAL	1/1/1963	12/31/1963	7/15/2019
35010301	Upjohn Chemical Plant	Pasadena	TX	USA	HAL	1/1/1967	12/31/1973	7/15/2019
35010415	US Steel Mill	Houston	TX	USA	HAL	1/1/1955	12/31/1955	7/15/2019
35010415	US Steel Mill	Houston	TX	USA	HAL	1/1/1964	12/31/1967	7/15/2019
35010268	USI Chemical Plant	Laporte	TX	USA	HAL	1/1/1959	12/31/1960	7/15/2019

Record	Site Name	City	State	Country	Entity	Begin Date	<b>End Date</b>	<b>Effective Date</b>
35010268	USI Chemical Plant	Laporte	TX	USA	HAL	1/1/1969	12/31/1970	7/15/2019
35010268	USI Chemical Plant	Laporte	TX	USA	HAL	1/1/1974	12/31/1980	7/15/2019
35010049	USI-Chemical	Deer Park	TX	USA	HAL	1/1/1958	12/31/1958	7/15/2019
35010049	USI-Chemical	Deer Park	TX	USA	HAL	1/1/1960	12/31/1968	7/15/2019
3104956	William B. Pollock Company	Youngstown	OH	USA	HAL	3/1/1946	12/31/1982	4/15/2019

## **2019 DOCUMENTED SITE LIST - REMOVALS**

Record	Site Name	City	State	Country	Entity	<b>Begin Date</b>	End Date	<b>Effective Date</b>
3100330	Ashland Oil & Refinery Company	Ashland	KY	USA	HAL	1/1/1948	12/31/1982	7/15/2019
35010131	Boise Cascade	Deridder	LA	USA	HAL	8/1/1968	7/1/1973	7/15/2019
35010429	Borough of Blawnox	Blawnox	PA	USA	HAL	1/1/1952	12/31/1982	4/15/2019
3100571	Brown & Root	Mansfield	LA	USA	HAL	1/1/1980	12/31/1982	7/15/2019
35010411	Butler Township	Butler	PA	USA	HAL	1/1/1978	12/31/1982	4/15/2019
3100635	C.F. Braun & Company	Alhambra	CA	USA	HAL	<del>10/1/1945</del>	12/31/1982	7/15/2019
3100636	C.F. Braun & Company	Deer Park	TX	USA	HAL	3/1/1947	12/31/1982	7/15/2019
35010070	Canyonville	Canyonville	OR	USA	HAL	<del>1/1/1978</del>	<del>12/31/1982</del>	4/15/2019
35010083	Celanese Chemical Plant	Bishop	TX	USA	HAL	9/27/1948	9/1/1949	7/15/2019
35010488	Champion Paper Mill	Pasadena	TX	USA	HAL	10/1/1948	<del>2/1/1949</del>	7/15/2019
35010498	Commonwealth of Massachussetts	Brookline	MA	USA	HAL	<del>1/1/1955</del>	12/31/1982	4/15/2019
35010257	Continental Oil Company (Conoco)	Ponca City	OK	USA	HAL	1/1/1941	12/31/1941	7/15/2019
35010282	Houston Light & Power Co.	Pasadena	TX	USA	HAL	<del>1/1/1978</del>	12/31/1982	7/15/2019
35010178	Houston Light & Power/Deepwater Plant	Pasadena	TX	USA	HAL	<del>1/1/1967</del>	12/31/1970	7/15/2019
3102808	M.W. Kellogg Company	Jersey City	NJ	USA	HAL	<del>1/1/1939</del>	12/31/1982	7/15/2019
3102809	M.W. Kellogg Company	West Tulsa	OK	USA	HAL	<del>3/13/1939</del>	12/31/1982	7/15/2019
3102810	M.W. Kellogg Company - Mid-continent Petroleum Corp.	Tulsa	OK	USA	HAL	<del>1/19/1940</del>	<del>12/31/1982</del>	7/15/2019
35010092	Merrillville	Merrillville	IN	USA	HAL	1/1/1981	12/31/1982	4/15/2019
3103255	Occidental Chemical Corporation	Houston	TX	USA	HAL	1/1/1977	12/31/1982	7/15/2019
35010204	Olin Mathison Chemical Plant	Pasadena	TX	USA	HAL	<del>12/1/1959</del>	<del>11/1/1966</del>	7/15/2019
35010044	Petro-Tex Chemical Corp-Plant	Houston	TX	USA	HAL	<del>3/1/1976</del>	<del>10/1/1977</del>	7/15/2019
35010189	Stauffer Chemical Plant	Houston	TX	USA	HAL	<del>1/1/1969</del>	<del>5/1/1970</del>	7/15/2019
35010215	U.S. Steel Mill	Baytown	TX	USA	HAL	<del>1/1/1969</del>	12/31/1969	7/15/2019
35010380	Union Carbide Chemical Plant	Brownsville	TX	USA	HAL	1/1/1960	12/31/1961	7/15/2019
35010437	Union Carbide Chemical Plant	Houston	TX	USA	HAL	1/1/1953	12/31/1953	7/15/2019
35010127	Union Carbide Chemical Plant	Texas City	TX	USA	HAL	1/1/1940	12/31/1940	7/15/2019