

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WISCONSIN

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KATHLEEN McHUGH and  
DEANNA SCHNEIDER, Individually  
and on behalf of all persons similarly  
situated ,

Plaintiffs,

v.

MADISON-KIPP CORPORATION,  
CONTINENTAL CASUALTY COMPANY,  
COLUMBIA CASUALTY COMPANY,  
UNITED STATES FIRE INSURANCE  
COMPANY and ABC INSURANCE  
COMPANIES 1 - 50,

Defendants,

--and--

MADISON-KIPP CORPORATION,

Cross-  
Claimant,

v.

Case No. 11-cv-724-bbc

CONTINENTAL CASUALTY COMPANY,  
COLUMBIA CASUALTY COMPANY and  
UNITED STATES FIRE INSURANCE  
COMPANY,

Cross-Claim Defendants,

--and--

CONTINENTAL CASUALTY COMPANY and  
COLUMBIA CASUALTY COMPANY,

Cross-Claimants/Third-Party Plaintiffs,

v.

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MADISON-KIPP CORPORATION,

Cross-Claim Defendant,

and

LUMBERMENS MUTUAL CASUALTY  
COMPANY, AMERICAN MOTORISTS  
INSURANCE COMPANY, and JOHN DOE  
INSURANCE COMPANIES 1-20,

Third-Party Defendants.

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**DECLARATION OF LEAH H. ZIEMBA**

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I, Leah H. Ziemba, declare under penalty of perjury that the following is true and correct:

A. I am an associate with the law firm of Michael Best & Friedrich LLP and one of the attorneys representing Defendant Madison-Kipp Corporation in this matter. I make this declaration based upon my personal knowledge.

1. Attached hereto as Exhibit 1 is a true and correct copy of Defendant Madison-Kipp Corporation's Answer to Complaint dated November 21, 2012, in State of Wisconsin v. Madison-Kipp Corporation, Dane County Circuit Court Case No. 12-CX-46.

2. Attached hereto as Exhibit 2 is a true and correct copy of an email from Chris Kubacki, Arcadis to Michael Schmoller and Linda Hanefeld, DNR dated April 3, 2013.

3. Attached hereto as Exhibit 3 is a true and correct copy of a letter from Robert Nauta, URS to Deanna Schneider dated January 3, 2003 bearing bates numbers PLF007649 through PLF007664.

4. Attached hereto as Exhibit 4 is a true and correct copy of a letter from Robert Nauta, URS to Peter Uttech dated January 7, 2003 bearing bates numbers PLF007345 through PLF007353.

5. Attached hereto as Exhibit 5 is a true and correct copy of a letter from Robert Nauta, RSV Engineering to Peter Uttech dated November 11, 2004 bearing bates numbers PLF008266 through PLF008269.

6. Attached hereto as Exhibit 6 is a true and correct copy of 40 CFR Parts 260, 261, 266, 271 and 279 Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Recycled Used Oil Management Standards dated September 10, 1992.

7. Attached hereto as Exhibit 7 is a true and correct copy of a letter from Robert Nauta, RJN Environmental Services to Michael Schmoller, DNR dated May 7, 2012 bearing bates numbers PLF\_WDNR1\_015814 through PLF\_WDNR1\_015892.

8. Attached hereto as Exhibit 8 is a true and correct copy of an email from Robert Nauta, RJN Environmental Services to Mark Meunier, Madison-Kipp dated November 17, 2010 bearing bates number RJN003485.

Dated this 4<sup>th</sup> day of April, 2013.

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s/ Leah H. Ziemba  
Leah H. Ziemba