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*In CC  
packets  
1/23/09*

January 23, 2009

City Manager Bernard F. Lynch  
Mayor Edward "Bud" Caulfield  
Members of the City Council

RE: MTBE

Dear Mr. Manager, Mayor Caulfield and Members of the City Council: -

*7/1/13/09*  
I write in response to C. Kazanjian's request for a "report on the City's position on the class action law suit relative to the use of MTBE's in fuel." Please be advised that the City of Lowell, as with many other surrounding communities, joined the class action suit arising out of the use of MTBE's in fuel. Currently, the City has received approximately \$427,000.00 in settlement funds. Such funds represent a settlement with all but one of the named defendants. The largest defendant Exxon Mobil has not settled. This case will therefore proceed against the now, single named defendant.

Pursuant to the transfer request, if approved, these funds will be utilized by the law department's court judgments account.

Very truly yours,

Christine P. O'Connor  
City Solicitor

CPO/kd

Motion/09