

**NOTICE AND OPPORTUNITY TO COMMENT ON PROPOSED
LIABILITY PROTECTION FOR BOSTON EDISON COMPANY IN
CONNECTION WITH THE FORMER BOSTON JUNK SITE, SOUTH BOSTON**

The Office of the Attorney General has been asked to extend liability protection to certain parties pursuant to M.G.L. c.21E, §3A(j)(2) and 42 U.S.C. §9613(f)(2) with respect to the former Boston Junk Site located in South Boston, which is now part of or adjacent to the new Convention Center ("Site"). Third parties who may have claims with regard to the Site are hereby notified that: (1) the settlement agreement and associated final judgment, which contain contribution, cost recovery, and/or equitable share protection provisions, may affect such claims; and (2) those parties whose rights may be affected may comment on the requested liability protection. Parties who wish to do so must deliver such comments in writing to the Office of the Attorney General, Attention: Matthew T. Brock, Esq., One Ashburton Place, 18th Floor, Boston, Massachusetts 02108; Jack K. Merrill, Esq., Haranas, Mayer, Jachowicz & Galvani, LLP, 439 Worcester Road, Framingham, MA 01701; and Roy P. Giarrusso, Esq., Giarrusso, Norton, Cooley & McGlone, P.C., 308 Victory Road, Quincy, Massachusetts 02171, within 90 days, or mail such comments to the same addresses by first-class mail postmarked within 90 days.

Names of Parties Seeking Liability Protection: Boston Edison Company, a corporation duly organized under the laws of the Commonwealth of Massachusetts with a usual place of business at 800 Boylston Street, Boston, Massachusetts, together with its officers, directors, employees, predecessors, successors and assigns, along with its stockholder, NSTAR and its affiliate, NSTAR Electric and Gas Corporation ("Boston Edison"). SAK Recycling Corporation, a corporation duly organized under the laws of the Commonwealth of Massachusetts, with a principal place of business located at Rear 133 Nashua Street, Leominster, Massachusetts; Fiore Construction Company, Inc., a corporation duly organized under the laws of the Commonwealth of Massachusetts, with a principal place of business located at Rear 133 Nashua Street, Leominster, Massachusetts; Walter Fiore, an individual with a usual place of business at Rear 133 Nashua Street, Leominster, Massachusetts (collectively "SAK Defendants"). Boston Edison is a former customer of Boston Junk and the SAK Defendants are former owners of the Site.

Description of the Site: The Site consists of certain adjacent parcels located in South Boston, now part of or adjacent to the new Convention Center site, and now or formerly identified by the Boston Tax Assessor or DEP as follows: West First Street (Assessor parcel #0602782000; DEP #RTN 3-21146); 14 Cypher Street (Assessor parcels #0602773001 & #0602773002; DEP RTN 3-0580); property now or formerly owned by the Massachusetts Port Authority adjacent to 14 Cypher Street (Assessor parcel #0602773000; DEP RTN 3-0580); Cypher Street (Cypher Street, adjacent to 14 Cypher Street, Assessor parcels #0602773001 & #0602773002; and adjacent to property adjacent to 14 Cypher Street, Assessor parcel #0602773000; RTN 3-0580); 14 Louis Street (Assessor parcel #0602772002; DEP RTN 3-0580); Louis Street (Assessor parcel #0602770200; RTN 3-0580); property formerly owned by Energy International (Assessor parcels #0602771000 & #0602771100; DEP RTN 3-0580); and B Street (B Street Extension, adjacent to West First Street, Assessor parcel #0602782000; DEP #RTN 3-24794).

Description of the Release at the Site: Oil and hazardous materials, including polychlorinated biphenyls and lead-based compounds, were disposed at the Site in connection with the historic operation of the Site as a junkyard and salvage facility. The resulting presence of such hazardous materials has been and will be addressed in conjunction with the development of the Convention Center at the Site. DEP is overseeing all of the remediation of the Site.

Summary of Terms of the Requested Liability Protection: Boston Edison and the SAK Defendants, individually, seek liability protection from all potential claims, including claims for contribution, cost recovery, equitable share or reimbursement, brought against it pursuant to M.G.L. c. 21E or 42 U.S.C. §9601, *et seq.*, or the regulations promulgated pursuant thereto, by any person, as defined under M.G.L. c.21E (including any agency of the Commonwealth and any third-parties), arising from or in connection with the remediation of the Site, including the Work (as defined pursuant to the subject settlement agreement and associated final judgment), and any past response costs, future response costs and response actions regarding the Site.

Copies of the subject settlement agreement and associated final judgment may be obtained by contacting counsel for Boston Edison, Roy P. Giarrusso, Esq., Giarrusso, Norton, Cooley & McGlone, P.C., 308 Victory Road, Quincy, Massachusetts 02171.