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16 Attorneys for Designated Party,
17 GOODRICH CORPORATION

18 CALIFORNIA STATE WATER RESOURCES CONTROL BOARD

19 IN THE MATTER OF PERCHLORATE
20 CONTAMINATION AT A 160-ACRE SITE IN
21 THE RIALTO AREA (SWRCB/OCC FILE A-
22 1824)

Case No.: SWRCB/OCC FILE A-1824

**GOODRICH CORPORATION'S WITNESS
LIST AND WITNESS STATEMENTS**

Hearing Date: May 8-10, & 15-17, 2007

Time: 10:00 a.m.

Place: San Bernardino County Auditorium

1 Goodrich Corporation ("Goodrich") hereby submits the following witness list and
2 witness statements in accordance with the Hearing Officer's Revised Hearing Notice.
3 Goodrich reserves the right to amend or supplement this Witness List in connection with any
4 rebuttal submission, as permitted in the Second Revised Notice of Public Hearing.
5

6 1. John Adams Dr. Adam's will provide expert testimony
7 concerning the use of Chilean nitrate fertilizer
8 in the early part of the 20th Century in Rialto,
9 California. A detailed statement of his
10 testimony is contained in his declaration
11 submitted herewith.

12 2. Mark Adelson Mr. Adelson's testimony will include the
13 inspections of the McLaughlin Pit in the 1970s
14 and 1980s, and the enforcement of waste
15 discharge requirements ("WDRs") by the
16 Santa Ana Regional Board in the same time
17 period. Mr. Adelson will testify about the
18 standard of care regarding the number of
19 samples to confirm whether a surface
20 impoundment leaked, and the danger to
21 groundwater represented by surface
22 impoundments. Mr. Adelson will also testify
23 about the applicability of Subchapter 15
24 regulations to the McLaughlin Pit and the
25 staffing of the Regional Board in the 1970s,
26 1980s and early 1990s. A detailed statement
27 of his testimony is designated in the
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3. Terry Anderson

deposition transcript submitted herewith.¹
Mr. Anderson's testimony will include the dates of operation for American Promotional Events on the 160 acres, the terms and conditions of the acquisition of the Pyrotronics fireworks division by Pyrodyne American and American Promotional Events operations on the 160 acres as well as the corporate structure of American Promotional Events. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

4. Ralph Apel

Mr. Apel's testimony will cover the operations of Pyrotronics on the 160 acres from 1980 through 1989 and certain operations prior to that date. Mr. Apel's testimony will include the handling of waste fireworks materials produced by Pyrotronics on the 160 acre parcel including the use of various burn pits, the mixing and pressing operations, and the McLaughlin Pit. Mr. Apel will testify about various fires and explosions on the 160 acre parcel. Mr. Apel will testify about the closure

¹ So that all of the Parties in these proceedings will know the testimony upon which Goodrich is relying where depositions have been submitted, Goodrich has "blocked" the testimony in written transcripts filed and served concurrently with this witness list. Thus, to the extent anyone wishes to identify the testimony that Goodrich will rely upon in these proceedings for any such witness, they can simply review the "blocked" testimony in the transcripts.

1 of the McLaughlin Pit. Mr. Apel will testify
2 about the purchase and use of perchlorate by
3 the fireworks manufacturers on the 160 acre
4 parcel. A detailed statement of his testimony
5 is designated in his deposition transcript
6 submitted herewith.

7 5. Leo Autote

8 Mr. Autote's testimony will include the
9 operations of Trojan Fireworks Company at
10 2298 West Stonehurst in Rialto up to April of
11 1988. Mr. Autote will testify about the
12 practices of Trojan Fireworks' Astro
13 Pyrotechnics division's manufacturing
14 operations including the purchase and
15 handling of raw chemicals like perchlorate.
16 Mr. Autote will testify about Astro
17 Pyrotechnic's use of the bunkers and the
18 burning of waste fireworks materials in the
19 bunker area. Mr. Autote will testify about the
20 ingredients of fireworks manufactured at
21 Trojan on Stonehurst. Mr. Autote will testify
22 about the mixing and pressing operations at
23 Trojan and the washing of the buildings
24 associated with same. Mr. Autote will testify
25 about fires and explosions at 2298 West
26 Stonehurst before April 1988. Mr. Autote will
27 testify about the disposal of waste fireworks
28 material generated at 2298 West Stonehurst
up at Pyrotronics' facility on 3196 N. Locust

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Avenue. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

6. Norma Barajas

Ms. Barajas is an employee of the Rialto Fire Department. Ms. Barajas will testify about her inspections of the fireworks manufacturers in Rialto including Trojan and Pyrotronics. A detailed summary of her testimony is designated in her deposition transcript submitted herewith.

7. Bobby Beach

Mr. Beach is a former Goodrich employee and will provide testimony in the form of a declaration regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is contained in his declaration submitted herewith.

8. Adam Bennett

Mr. Bennett will provide expert testimony on the interpretation of aerial photographs of the Rialto Region from 1930 to the present day. A detailed statement of his testimony is contained in his declaration submitted herewith.

9. Kurt Berchtold

Mr. Berchtold is presently an employee of the Regional Water Quality Control Board, Santa Ana Region and will provide testimony regarding the Regional Board's investigation in this matter and the permitting of the McLaughlin Pit. A detailed statement of his

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10. Roger Birdsall

testimony is designated in his deposition transcript submitted herewith.

Mr. Birdsall will provide testimony regarding the historical use of Chilean fertilizer by farmers in the Rialto/Colton Basin. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

11. Gerald Bland

Mr. Bland is a former Goodrich employee and will provide testimony in the form of a declaration regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is contained in his declaration submitted herewith.

12. Jonathan Borak

Dr. Borak will provide expert testimony on the scientific and medical research on perchlorate, including levels of exposure for which there is not evidence of any adverse health effect in humans. A detailed statement of his testimony is contained in his declaration submitted herewith.

13. William Bybee

The testimony of Mr. Bybee will include an overall description of the fireworks manufacturing and display process at Atlas Fireworks Company and Pyrotronics during the 1960s and at California Fireworks Display Company. It will include Mr. Bybee's observations of the manufacturing of fireworks, commercial display product, seal

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14. Stuart Carlton

control and the use of chemicals during those processes. It will also include what fireworks were manufactured by Atlas as well as the press operation. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

Mr. Carlton testimony will cover the operations of Trojan Fireworks' Astro Pyrotechnics division's operations at 2298 West Stonehurst from the early 1970s until April 1988. Mr. Carlton's testimony will include the manufacturing operations, including mixing and pressing of fireworks composition; the raw materials used in fireworks composition; the disposal of waste fireworks manufacturing materials, and various fires and explosions on the Stonehurst property. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

15. Margot Cartagena

Ms. Cartagena was employed by Pyrotronics, RDF Holding Company, and APE. Ms. Cartagena's testimony will include Pyrotronics' operations on the 160 acre parcel including the manufacturing of fireworks and the handling of waste fireworks materials generated by Pyrotronics. She will offer testimony concerning the management of

1 waste chemicals by Pyrotronics, RDF Holding
2 and Pyrodyne American (the predecessor to
3 American Promotional Events). She will also
4 testify regarding the ingredients of fireworks
5 manufactured by Pyrotronics and imported by
6 American Promotional Events. She will testify
7 about the testing of fireworks imported by
8 American Promotional Events and the
9 handling of off-specification fireworks
10 imported by American Promotional Events.
11 Ms. Cartagena will testify about the
12 McLaughlin Pit and the closure of the
13 McLaughlin Pit. A detailed statement of his
14 testimony is designated in her deposition
15 transcript submitted herewith.

16 16. Frank Cunard

17 Mr. Cunard was employed by Trojan and
18 Pyrotronics, and is now an employee of APE.
19 Mr. Cunard will testify about the operations of
20 Trojan Fireworks at 2298 West Stonehurst
21 from the 1970s until the late 1980s. He will
22 testify about manufacturing operations and
23 waste handling by Trojan Fireworks on
24 Stonehurst. Mr. Cunard will also testify about
25 American Promotional Events and Freedom
26 Fireworks importation, storage, testing and
27 distribution of fireworks on the 160 acre
28 parcel from the late 1980s to present. A
detailed statement of his testimony is

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17. Davin Diaz

designated in his deposition transcript submitted herewith.
Mr. Diaz is a representative of the Center for Community Action and Environmental Justice. Mr. Diaz will testify regarding his lack of knowledge of the medical science involving perchlorate and his lack of knowledge regarding the sources of perchlorate contamination in Rialto. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

18. Lorne Eastwood

The testimony from Mr. Eastwood will focus on his employment at the Rialto Fire Department from approximately 1957-1977. It will include his experience and observations regarding the RFD's issuance of permits to allow the burning of waste materials in Rialto, and permits to allow the testing of display and consumer fireworks. Mr. Eastwood's testimony will also discuss the RFD's requirements for the issuance of burn permits during his tenure, and his observations about its inspection of burn locations prior to issuing permits. His testimony includes his observations regarding the RFD's response to fires, explosions and other emergencies at the Rialto fireworks facilities, including the RFD's use of water to extinguish fires at the

1 fireworks facilities. Mr. Eastwood will also
2 discuss confiscated fireworks that were
3 obtained by the Rialto Police Department
4 during his tenure at the fire department. A
5 detailed statement of his testimony is
6 designated in his deposition transcript
7 submitted herewith.

8 19. Jerry Elrod

9 Mr. Elrod will testify about Pyrodyne
10 American and its acquisition of RDF Holdings
11 in or about 1989. Mr. Elrod will testify about
12 the corporate structure of Pyrodyne American
13 and the early operations of Pyrodyne
14 American, a predecessor to American
15 Promotional Events on the 160 acre parcel. A
16 detailed statement of his testimony is
17 designated in his deposition transcript
18 submitted herewith. Portions of the Elrod
19 deposition have been redacted because they
20 were designated pursuant to Federal Court
21 Protective Order and therefore may not be
22 disclosed in these proceedings.

23 20. Richard English

24 Mr. English will provide expert testimony on
25 swimming pool construction. A detailed
26 statement of his testimony is contained in his
27 declaration submitted herewith.

28 21. Cecil Garee

Mr. Garee is a former Goodrich employee and
will provide testimony regarding B.F.
Goodrich's former operations in Rialto,

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22. John Graham

California. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

Mr. Graham is a former Goodrich employee and will provide testimony in the form of a declaration regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is contained in his declaration submitted herewith.

23. Enselmo Sam Gutierrez

The testimony of Sam Gutierrez will include an overall description of Mr. Gutierrez's work at the Rialto Fire Department, overseeing the testing of fireworks in Rialto and his involvement with the issuance of burn permits to entities in Rialto. Mr. Gutierrez's testimony will include his experience with inspections of the Red Devil facility and other nearby facilities. It will also include Mr. Gutierrez's experience with confiscated fireworks, their storage at the Rialto Fire Department and their disposal at the Red Devil facility. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

24. Jimmie Haggard

Mr. Haggard is a former Goodrich employee and will provide testimony regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his

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25. Patricia Helie

testimony is designated in his deposition transcript submitted herewith.

Ms. Helie purchased a house from Mr. Ronald Polzien in Rialto, California. Ms. Helie will provide testimony regarding the fact that Mr. Polzien never informed her of his concern about the water quality in Rialto when he sold his house to her. A detailed statement of her transcript is designated in her deposition transcript submitted herewith.

26. Lino Hernandez

Mr. Hernandez is a former Goodrich employee and will provide testimony in the form of a declaration regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is contained in his declaration submitted herewith.

27. Harry Hescox

Mr. Hescox is a former employee of Pyrotronics and APE. Mr. Hescox' testimony will include the manufacturing operations of Pyrotronics and its predecessors on the 160 acre parcel from the late 1960s through the acquisition by RDF Holdings in 1988. Mr. Hescox will testify about the handling of waste fireworks materials from the manufacturing processes including the washing down of mixing and pressing rooms; the use of the burn pits by Pyrotronics and various other

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spills and releases. Mr. Hescocx will testify about the construction of the McLaughlin Pit and its operations through closure in 1988. Mr. Hescocx will testify about fires and explosions on the 160 acre parcel. Mr. Hescocx will testify about the testing of imported fireworks by American promotional Events on the 160 acre parcel from 1989 through the early 2000s. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

28. Kenneth Holtzclaw

Mr. Holtzclaw is a former Goodrich employee and will provide testimony in the form of a declaration regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is contained in his declaration submitted herewith.

29. Robert Holub

Mr. Holub is presently an employee of the Regional Water Quality Control Board, Santa Ana Region and will provide testimony regarding the Regional Board's investigation in this matter and the permitting of the McLaughlin Pit. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

30. Sujatha Jahagirdar

Sujatha Jahagirdar is an employee of Environment California. Ms. Jahagirdar will testify about her preparation of a report on

1 perchlorate, her lack of knowledge concerning
2 the medical science of perchlorate, its
3 toxicology and epidemiology, her lack of
4 knowledge regarding the sources of
5 perchlorate contamination in Rialto. A
6 detailed statement of her testimony is
7 designated in her deposition transcript
8 submitted herewith.

9 31. Michael Kavanaugh

10 Dr. Kavanaugh will provide expert testimony
11 relating to sources of TCE and perchlorate
12 contamination on and down gradient from the
13 160 Acre Parcel. Dr. Kavanaugh will provide
14 expert testimony concerning the lack of
15 impact Goodrich's historical operations at the
16 160 Acre Parcel have had on soil and
17 groundwater in the Rialto/Colton Basin. A
18 detailed statement of his statement of his
19 statement is contained in his declaration
20 submitted herewith.

21 32. John Kelly

22 The testimony of John Kelly will include an
23 overall description of the succession of
24 fireworks companies he has been affiliated
25 with, including Freedom Fireworks, Inc.,
26 Pyrodyne American Corporation, American
27 West Marketing, Inc., American Promotional
28 Events, American Promotional Events, Inc.-
West and others. It will include Mr. Kelly's
knowledge of American Promotional Events,

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Inc.-West's (and its predecessors) operations at the Rialto facility located at 3196 Locust Drive, including the testing and storage of fireworks. His testimony will also focus on the disposal of damaged and/or defective fireworks at the Rialto facility and the quantity of fireworks that were stored at the facility. It will also include his observations of the cleanup of firework composition at the Rialto facility. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

33. Neven Kresic

Dr. Kresic will provide expert testimony on vadose zone modeling at the 160 Acre Parcel for perchlorate and TCE, including at the former Goodrich burn pit and the McLaughlin Pit. Dr. Kresic will also provide expert testimony regarding the GeoLogic Associates transport model. A detailed statement of his testimony is contained in his declaration submitted herewith.

34. Victor Kwan

The testimony of Victor Kwan will include a description of the operations of RDF Holding Corporation and the transaction between RDF Holding Corporation and Pyrotronics Corporation in 1988 during Pyrotronics Corporation's bankruptcy proceeding. It will include the negotiations preceding the

1 transaction with Pyrotronics Corporation as
2 well as a description of the assets of
3 Pyrotronics Corporation purchased by RDF
4 Holding Corporation. The testimony will also
5 focus on the transaction between RDF
6 Holding Corporation and Pyrodyne American
7 Corporation in 1989, and Mr. Kwan's
8 relationship to Wong Chung Ming. A detailed
9 statement of his testimony is designated in his
10 deposition transcript submitted herewith.

11 35. Gary Lass

12 Mr. Lass' testimony will discuss the model the
13 County of San Bernardino has submitted to
14 the Regional Board. A detailed statement of
15 his testimony is contained in his declaration
16 submitted herewith.

17 36. Gary Litton

18 Mr. Litton's testimony will cover the Regional
19 Board's standard practices for inspecting
20 dischargers in the 1980s, including the
21 enforcement of requirements in Waste
22 Discharge Requirements and under
23 Subchapter 15. Mr. Litton's testimony will
24 include the staffing of the Regional Board
25 during the oversight and closure of the
26 McLaughlin Pit and Mr. Holub's, Mr.
27 Thibeault's and Mr. Berchtold's involvement in
28 same, as well as other staff involvement. Mr.
Litton's testimony will cover the requirements
for closure of the McLaughlin Pit under the

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37. Ed McBean

Subchapter 15 regulations. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

Dr. McBean will provide expert testimony on the invalidity of the GeoLogic Associates transport model. A detailed statement of his testimony is contained in his declaration submitted herewith.

38. Barbara McGee

Ms. McGee is the City of Rialto clerk and is knowledgeable regarding the City's record keeping, including its storage of campaign contributions. A detailed statement of his testimony is contained in his declaration submitted herewith.

39. William McLaughlin

Mr. McLaughlin was hired by Ken Thompson to close the McLaughlin Pit. Mr. McLaughlin's testimony will include his proposals to close the McLaughlin Pit sent to Pyrotronics and Ken Thompson and his correspondence and meetings with various public agencies to discuss obtaining approval of the closure of the McLaughlin Pit. Mr. McLaughlin will testify about his understanding of the approvals he needed to close the pit. Mr. McLaughlin will testify about the decision to burn the contents of the McLaughlin Pit and the preparations for the burn as well as the actual burn. Mr. McLaughlin will testify about

1 his attempts to obtain the County's, State's
2 and EPA approvals to burn the pit. Mr.
3 McLaughlin will testify that representatives of
4 the City of Rialto and the Regional Board
5 were present during the final burn of the
6 McLaughlin Pit. A detailed statement of his
7 testimony is designated in the deposition
8 transcript submitted herewith.

9 40. Thomas McVeitty

10 The testimony from Mr. Mcveitty will cover his
11 employment with the Rialto Fire Department
12 ("RFD") from approximately 1972 through
13 1999. It will include his observations
14 regarding the RFD's consideration of
15 applications for burn permits and its criteria
16 for issuing such permits, including inspections
17 of proposed burn locations, as well as its
18 consideration of applications to test fireworks.
19 His testimony will also include his
20 observations of the SCAQMD's involvement
21 with the approval of certain burn permits; the
22 SCAQMD's imposition of restrictions on open
23 burning; and the RFD's invocation of AQMD
24 Rule 444 to seek exceptions from those
25 restrictions after the fatal explosion at Trojan
26 Fireworks that killed Jose Diaz in July 1987.
27 Mr. McVietty's testimony will also include his
28 observations of the RFD's preparation of
"Pre-Fire Planning Inspections" at Rialto

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fireworks facilities, which required an physical inspection of the premises, preparation of a diagram of the facility, and an accounting of the hazardous materials contained at the facility. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

41. Pedro Mergil

Mr. Mergil was an employee of Pyrotronics and APE. Mr. Mergil's testimony will include the operations at Pyrotronics including the manufacturing of fireworks and the handling of waste fireworks manufacturing materials. Mr. Mergil will testify about the use of the McLaughlin Pit for the disposal of waste pyrotechnic material. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

42. Claude Merrill

Dr. Merrill will provide expert testimony on the industrial practices of rocket manufacturing facilities. A detailed statement of his testimony is contained in his declaration submitted herewith.

43. Donn Montag

Mr. Montag's testimony will cover the process by which the City of Rialto reviewed proposed projects under the California Environmental Quality Act ("CEQA"). A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

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44. Patrick Moriarty

Mr. Moriarty was the owner of Pyrotronics. He will testify regarding its corporate structure, and predecessors and successors. Mr. Moriarty will also testify regarding the operations at Pyrotronics, and its predecessors, from the early 1960s through the 1988 sale to RDF Holdings. Mr. Moriarty will also testify regarding the bankruptcy of Pyrotronics. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

45. Kenneth Morris

Mr. Morris is a former Goodrich employee and will provide testimony regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

46. Penny Newman

Ms. Newman is the Executive Director of the Center for Community Action and Environmental Justice ("CCA EJ"). Ms. Newman's testimony will include her lack of knowledge of perchlorate medical science, toxicology and epidemiology. Her testimony will also include the fact that CCA EJ does not employ any person living in Rialto and that she does not know how many Rialto residents are members of CCA EJ. Ms. Newman's testimony will include the fact that Ms.

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Newman did no independent investigation of the different alleged dischargers and that CCAEJ did not develop basic evidence on any of the dischargers. Ms. Newman's testimony will include the fact that she personally believes that every molecule of perchlorate should be removed from drinking water no matter what the cost and her testimony will include the fact that she knows of no medical basis to claim that every molecule should be removed. A detailed statement of her testimony is designated in her deposition transcript submitted herewith.

47. Jimmie Oxley

Dr. Oxley will provide expert testimony on the residual concentration of perchlorate after burning of rocket propellant containing ammonium perchlorate. A detailed statement of her testimony is contained in her declaration submitted herewith.

48. Bruce Paine

Mr. Paine's testimony will cover the inspections and closure of the McLaughlin Pit at the Apollo facility and the policies and practices of the Regional Board in enforcing the terms and conditions of WDRs generally and with respect to the Apollo facility. Mr. Paine will also discuss the policies and practices of the Regional Board regarding the closure of waste management units under

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Subchapter 15. Mr. Paine will discuss the staffing at the Regional Board and the involvement of Mssrs. Holub, Berchtold, and Thibeault with respect to the McLaughlin Pit. Mr. Paine will also provide testimony regarding the policies and practices of maintaining Regional Board files. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

49. Natalie Pierzina

The testimony of Natalie Pierzina will include a description of her experience at Atlas Fireworks on Stonehurst in Rialto in the 1960's. It will include her observations of the products that Atlas manufactured including seal controls, flares and shells for public aerial fireworks displays and the facility's operations. Ms. Pierzina's testimony will also include her experience at Atlas and California Fireworks Display at 3196 North Locust Avenue in Rialto and the operations at that facility. It will also include her observations of fireworks testing at 3196 North Locust and her observations regarding fires and explosions at or near the 3196 North Locust address. A detailed statement of her testimony is designated in her deposition transcript submitted herewith.

50. Richard Roberts

Mr. Roberts was the Director of the San

1 Bernardino County Environmental Health
2 Services Department in 1987. Mr. Roberts'
3 testimony will cover the scope of San
4 Bernardino County's authority to approve the
5 closure of the McLaughlin Pit in 1987 and the
6 fact that the County, alone, did not have the
7 authority to approve any closure that would
8 have allowed the City of Rialto to approve any
9 future land development on the site. Mr.
10 Roberts will also testify about the County's
11 authority to regulate hazardous waste
12 generators and their inspection procedure for
13 same as well as the hazardous materials
14 business plan program for the County. A
15 detailed statement of his testimony is
16 designated in his deposition transcript
17 submitted herewith.

18 51. Eugene Sachara

19 Mr. Sachara is a former Goodrich employee
20 and will provide testimony in the form of a
21 declaration regarding B.F. Goodrich's former
22 operations in Rialto, California. A detailed
23 statement of his testimony is contained in his
24 declaration submitted herewith.

25 52. Eleanor Salinas

26 The testimony of Eleanor "Noree" Salinas will
27 include a description of her experience at
28 several different fireworks companies and
DBAs including Freedom Fireworks, TNT
Fireworks, American West Marketing, and

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American Promotional Events, Inc.-West. It will also include Ms. Salinas's experience working, since 2002, as the plant manager at 3196 North Locust in Rialto and the fireworks operations at that facility. It will also include her observations of fireworks testing and types of fireworks tested at the Rialto facility and the maintenance and cleanup of buildings at the facility. Ms. Salinas's testimony will also include her observations of disposal practices at the Rialto facility. A detailed statement of her testimony is designated in her deposition transcript submitted herewith.

53. Kamron Saremi

Mr. Saremi is presently an employee of the Regional Water Quality Control Board, Santa Ana Region and will provide testimony regarding the Regional Board's investigation in this matter and the permitting of the McLaughlin Pit. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

54. Joanne Schneider

Ms. Schneider's testimony will include the steps she took regarding the rescission of the WDRs for Apollo in the 1991 time period. It will also cover the general procedure by which the Regional Board rescinded WDRs during that time period including the evaluation of a discharger's file by the staff

1 before recommending a rescission of WDRs.
2 Mr. Schneider's testimony will also discuss
3 the applicability of CEQA to rescissions of
4 WDRs and the applicability of CEQA to the
5 issuance of a waiver for WDRs. Her
6 testimony will also cover the issuance of
7 waivers for the Robertson's Ready Mix
8 operation by the Regional Board. Her
9 testimony will include her involvement in the
10 issuance of the prior CAO to Goodrich
11 Corporation. A detailed statement of her
12 testimony is designated in her deposition
13 transcript submitted herewith.

14 55. William Schroeder

15 Mr. Schroeder is a former employee of the
16 Rialto Fire Department. Mr. Schroeder was
17 present at the June 27, 1985 fire in the
18 McLaughlin Pit. He also drew a "Fire Map"
19 dated March 12, 1984 that depicts many of
20 the major features on the Apollo
21 Manufacturing site. Mr. Schroeder will also
22 testify that the Rialto Fire Department needed
23 the approval of the South Coast Air Quality
24 Management District to approve the burn of
25 the McLaughlin Pit in 1987. A detailed
26 statement of his testimony is designated in his
27 deposition transcript submitted herewith.

28 56. David Seto

The testimony of David Seto will include a
description of the operations of RDF Holding

1 Corporation and the transaction between RDF
2 Holding Corporation and Pyrotronics
3 Corporation in 1988 during Pyrotronics
4 Corporation's bankruptcy proceeding. The
5 testimony will also focus on the transaction
6 between RDF Holding Corporation and
7 Pyrodyne American Corporation in 1989. A
8 detailed statement of his testimony is
9 designated in his deposition transcript
10 submitted herewith.

11 57. Louise Shilling

12 Ms. Shilling was an employee of Pyrotronics.
13 Ms. Shilling's testimony will include a
14 description of the Pyrotronics' fireworks
15 manufacturing processes throughout the
16 1970s and 1980s. A detailed statement of
17 her testimony is designated in her deposition
18 transcript submitted herewith.

19 58. Carl Shook

20 Mr. Shook is a former Goodrich employee
21 and will provide testimony regarding B.F.
22 Goodrich's former operations in Rialto,
23 California. A detailed statement of his
24 testimony is designated in his deposition
25 transcript submitted herewith.

26 59. Chief Charles Skaggs

27 The testimony of Charles Skaggs will include
28 an overall description of Mr. Skagg's
experience at the Rialto Fire Department
including his time as Fire Chief. It will also
include the fire department's policies on

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hazardous materials and confiscated fireworks. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

60. Lou Staton

Mr. Staton is a former Goodrich employee and will provide testimony regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

61. Gary Stewart

Gary Stewart is an employee of the Regional Water Quality Control Board beginning in the late 1970s up to the present. Mr. Stewart's testimony will include the inspections of dischargers, including Apollo, for compliance with their waste discharge requirements ("WDRs") throughout the late 1970s and into the 1980s. Mr. Stewart's testimony will cover the inspections of the McLaughlin Pit and its closure in 1987 under Subchapter 15. Mr. Stewart will also testify about the organization of the Regional Board during that same period of time and the database of information maintained by the Regional Board on all dischargers. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

62. Michael Story

Mr. Story is an employee of the City of Rialto.

1 Mr. Story's testimony will include a description
2 of the process whereby the City reviews
3 proposed projects under the California
4 Environmental Quality Act ("CEQA") including
5 the mitigated negative declaration process.
6 Mr. Story will testify about the mitigated
7 negative declaration issued by the City of
8 Rialto for the closure of the McLaughlin Pit
9 and the fact that it was a condition of the
10 issuance of a grading permit for Mr.
11 Thompson's development of the Western
12 Precast Concrete Products site in 1987. Mr.
13 Story will testify that he can find no approval
14 by the City of the completion of the mitigation
15 measure that was necessary for the City to
16 have approved prior to the issuance of the
17 grading permit to Mr. Thompson. Mr. Story
18 will also testify about the Development
19 Review Committee at the City and the
20 Development Review Committee process in
21 1987 and the maintenance of land use
22 planning documents by the City generally. A
23 detailed statement of his testimony is
24 designated in his deposition transcript
25 submitted herewith.

26 63. Ann Sturdivant

27 Ms. Sturdivant is presently an employee of
28 the Regional Water Quality Control Board,
Santa Ana Region and will provide testimony

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64. Rodney Taylor

regarding the Regional Board's investigation in this matter and the permitting of the McLaughlin Pit. A detailed statement of her testimony is designated in her deposition transcript submitted herewith.

Mr. Taylor is the former City Planner for the City of Rialto Planning Department. Mr. Taylor was involved in the approvals necessary for the purchasing of a portion of the property located at 3196 N. Locust by Ken Thompson, the approval of the construction of the present Rialto Concrete facility, and the closing of the McLaughlin Pit in 1987. Rialto Fire Department, City of Rialto Planning Department. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

65. Gerard Thibeault

Mr. Thibeault is the present Executive Officer of the Regional Water Quality Control Board, Santa Ana Region and will provide testimony regarding the Regional Board's investigation in this matter and the permitting of the McLaughlin Pit. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

66. Ken Thompson

The testimony from Mr. Thompson will include an overall description of the development of his property located at 2250 West Lowell St.,

1 Rialto, California. The testimony will include
2 the terms and conditions by which the
3 property was purchased by Mr. Thompson
4 from Pyrotronics Corporation in 1987. Mr.
5 Thompson's testimony will also address his
6 agreement to close the McLaughlin Pit before
7 developing his property and the efforts
8 undertaken by Western Precast Concrete and
9 Mr. Thompson to close the McLaughlin Pit.
10 Further, Mr. Thompson's testimony will also
11 recount the Regional Board's withdrawal of
12 its 13267 Order to Ken Thompson, Inc. and
13 the City of Rialto's decision to dismiss Ken
14 Thompson, Inc. from the ongoing federal
15 litigation. A detailed statement of his
16 testimony is designated in his deposition
17 transcript submitted herewith.

18 67. Richard Thrash

19 Mr. Thrash was an employee of the South
20 Coast Air Quality Management District in
21 1987. Mr. Thrash's testimony will include the
22 general practices of the SCAQMD regarding
23 open burning in 1987. Mr. Thrash will also
24 testify that he does not recall any approval by
25 the SCAQMD for the 1987 McLaughlin Pit
26 burn that was overseen by the City of Rialto.
27 A detailed statement of his testimony is
28 designated in his deposition transcript
submitted herewith.

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68. Tad Trout

Mr. Trout is an employee of APE. Mr. Trout's testimony will include a description of the operations of APE on the 160 acre parcel including the purchase of imported fireworks, the storage and distribution of same and testing imported fireworks on the 160 acre parcel. A detailed statement of his testimony is designated in his deposition transcript submitted herewith. Portions of the Trout deposition have been redacted because they were designated pursuant to Federal Court Protective Order and therefore may not be disclosed in these proceedings.

69. Ed Ustan

Mr. Ustan is a former Goodrich employee and will provide testimony in the form of a declaration regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is contained in his declaration submitted herewith.

70. Joanne Vanderford

The testimony from Ms. Vanderford will include an overall description of consumer fireworks testing at the American Promotional Events, Inc. - West ("APE") facility at 3196 N. Locust Avenue in Rialto, from approximately 1995 through 2006. It will include Ms. Vanderford's observations of the frequency, quantity and type of fireworks items tested by APE, as well as the location of the testing and

1 the procedures typically followed during such
2 testing. Her testimony will also discuss the
3 requirement that consumer fireworks be
4 tested by the State Fire Marshall prior to
5 being sold to the public. A detailed statement
6 of her testimony is designated in her
7 deposition transcript submitted herewith.

8 71. Steve Van Stockum

9 Mr. Van Stockum was employed by the
10 County of San Bernardino Department of
11 Environmental Health Services in 1987. Mr.
12 Van Stockum will testify regarding the scope
13 of the County of San Bernardino's authority in
14 1987 to approve the closure of hazardous
15 waste facilities. Mr. Van Stockum will testify
16 about the County's correspondence with Mr.
17 McLaughlin after the burn of the hazardous
18 wastes in the McLaughlin Pit in December
19 1987 and the fact that his correspondence
20 was not an approval of the burn, nor was it an
21 approval of the closure of the McLaughlin Pit.
22 A detailed statement of his testimony is
23 designated in his deposition transcript
24 submitted herewith.

25 72. Robert Veline

26 Mr. Veline was an employee of Trojan
27 Fireworks. Mr. Veline's testimony will include
28 the details of the firework compositions
manufactured by Trojan in the 1970s and
early 1980s and their usage of perchlorate.

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73. Chief Stephen Wells

Mr. Veline will testify about the Trojan manufacturing processes. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

Chief Wells is an employee of the Rialto Fire Department. Chief Wells will testify about fires in the McLaughlin Pit on the 160 acre parcel. Chief Wells will testify regarding the practices of the Rialto Fire Department concerning the approval of open burning in the late 1980s and 1990s. Chief Wells will testify that the Rialto Fire Department needed approval from SCAQMD to approve the open burning of hazardous waste. A detailed statement of his testimony is designated in his deposition transcript submitted herewith.

74. Dwight Wever

Mr. Wever is a former Goodrich employee and will provide testimony in the form of a declaration regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is contained in his declaration submitted herewith.

75. Mack Willis

Mr. Willis is a former Goodrich employee and will provide testimony in the form of a declaration regarding B.F. Goodrich's former operations in Rialto, California. A detailed statement of his testimony is contained in his declaration submitted herewith.

1 76. Matthew Wilson

2 The testimony of Matthew Wilson will include
3 an overall description of the operations at the
4 American Promotional Events, Inc.-West
5 facility at 3196 North Locust Avenue in Rialto
6 from 1995 until 2007. It will include Mr.
7 Wilson's observations of the testing and
8 storage of fireworks. It will include his
9 knowledge regarding the burning of waste
10 fireworks materials and the storage and
11 disposal of damaged or return fireworks. It
12 will also include his observations regarding
13 cleaning at the facility. A detailed statement
14 of his testimony is designated in his
15 deposition transcript submitted herewith.

16 DATED: April 16, 2007

17 Respectfully Submitted,

18 MANATT PHELPS & PHILLIPS, LLP
19 GIBSON, DUNN & CRUTCHER LLP

20 By: _____
21

22 Jeffrey D. Dintzer

23 Attorneys for GOODRICH CORPORATION
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