

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

v.

STATE OF WISCONSIN; A. B. C. BUILDERS, )  
INC.; ABNER BOILER & FURNACE; A.C. )  
LINDLEY and SONS, INC.; AGRACETUS, INC., )  
and its successor POWDERJECT VACCINES, )  
INC.; A.J. SWEET of MADISON, INC.; )  
AMERICAN TV & APPLIANCE of MADISON, )  
INC.; AMPE EXCAVATING, INC.; A & P )  
SUPERMARKETS; BACHMANN )  
CONSTRUCTION COMPANY, INC.; )  
BALLWEG CONSTRUCTION, INC., a/k/a )  
BALLWEG CONSTRUCTION & MIDDLETON )  
ROOFING, and RONALD J. and MARY LEE )  
BALLWEG; BEAZER EAST, INC., o/b/o )  
STRUCK & IRWIN INC.; BELL )  
LABORATORIES, INC.; BENJAMIN )  
PLUMBING, INC.; BERNTSEN BRASS & )  
ALUMINUM FOUNDRY, INC.; BILL BUTLER )  
BUILDERS, INC.; BOEHNEN, INC.; )  
BRENNAN'S COUNTRY FARM MARKET, )  
INC.; BRIDGESTONE/FIRESTONE, INC.; )  
BROWNING-FERRIS INDUSTRIES OF )  
WISCONSIN, INC.; BROWN ROOFING & )  
SIDING, INC.; THE BRUCE COMPANY OF )  
WISCONSIN, INC. ; CARDINAL IG COMPANY; )  
CARNES COMPANY; RAYMOND P. )  
CATTELL, INC.; CHIQUITA PROCESSED )  
FOODS, L.L.C., successor to STOKELY USA, )  
INC.; CHUCK'S ROOFING, for NELSON )  
ROOFING; CITY OF MADISON; CITY OF )  
MONONA; CITY OF SUN PRAIRIE; CITY OF )  
WISCONSIN DELLS; COATING PLACE, INC.; )  
CONNERY BUILDING CORPORATION; )

Case No. 01-C-0394-S

Copy of this document has been  
provided to: USA &

AAG Peterson

this 10 day of Sept, 2001

By R. Pender

Deputy Clerk

CONTAINER HAUL-AWAY, INC.; THE )  
 COPPS CORPORATION; DANE COUNTY )  
 & DANE COUNTY EXPO; DEC )  
 INTERNATIONAL, INC.; DR PEPPER/SEVEN )  
 UP BOTTLING GROUP, INC., and subsidiaries )  
 including but not limited to THE AMERICAN )  
 BOTTLING COMPANY, SELECT BEVERAGES, )  
 INC., and KEMMERER BOTTLING GROUP, )  
 INC.; DEGENHARDT AUTO BODY; DIAMOND )  
 VOGEL PAINTS; DOWNEY, INC.; DVORAK )  
 PUMPING, L.L.C.; EHLERS CONSTRUCTION, )  
 INC.; ENCORE CONSTRUCTION, INC.; FBL )  
 REAL ESTATE VENTURES, LTD.; FOREMOST )  
 FARMS, for GOLDEN GUERNSEY; FOSS )  
 BUILDING, INC.; FUTURE FOAM, INC.; )  
 GILBERT CONSTRUCTION COMPANY; )  
 GIL-HER, LTD.; GILSON, INC.; GOODWILL )  
 INDUSTRIES of SOUTH CENTRAL )  
 WISCONSIN, INC.; THE GOODYEAR TIRE & )  
 RUBBER COMPANY; G.W. STOLEN, INC.; )  
 HAMMERSLEY STONE CO., INC.; HARTUNG )  
 BROTHERS, INC.; HEISER BUILDERS, INC.; )  
 HILLDALE, INC.; HOMBURG CONTRACTORS, )  
 INC.; HOOPER CORPORATION; HYDRITE )  
 CHEMICAL COMPANY; ICKE )  
 CONSTRUCTION COMPANY, INC.; IMPALA )  
 HOMES, INC.; INLAND PAPERBOARD & )  
 PACKAGING, INC.; INVITROGEN )  
 CORPORATION, successor to GIBCO )  
 CORPORATION and LIFE TECHNOLOGIES, )  
 INC.; J.C. PENNEY COMPANY, INC.; J.H. )  
 FINDORFF & SON, INC.; JOE DANIELS )  
 CONSTRUCTION CO., INC; J.P. CULLEN & )  
 SONS, INC.; J.P. CULLEN & SON )  
 CONSTRUCTION CORPORATION; KENNETH )  
 F. SULLIVAN CO.; KLEIN-DICKERT )  
 COMPANY, INC.; KMART CORPORATION; )  
 KOHL'S DEPARTMENT STORES, INC.; )  
 KOHL'S FOOD STORES; KOPPES DRYWALL, )  
 INC.; KRAFT FOODS NORTH AMERICA, INC., )  
 f/k/a KRAFT FOODS, INC., for OSCAR MEYER )  
 FOODS; KRAEMER BROTHERS I, INC. and )  
 KRAEMER BROTHERS, LLC; LEE & LEE LTD. )

PARTNERSHIP; MADISON CRUSHING & )  
 EXCAVATING CO., INC.; MADISON GAS )  
 AND ELECTRIC COMPANY; MADISON )  
 JOINT VENTURE; MADISON-KIPP )  
 CORPORATION; MADISON MEDICAL )  
 CENTER, LLP; MADISON NEWSPAPERS, )  
 INC.; MARCONI, INC., o/b/o A.B. DICK )  
 COMPANY; MARKET & JOHNSON, INC.; )  
 MARKET SQUARE, L.L.C.; MARSHAL )  
 ERDMAN & ASSOCIATES, INC.; MARTIN )  
 PRODUCTS CORPORATION; MAUTZ )  
 PAINT CO.; MCGILLIGAN'S INTERIORS, )  
 INC., d/b/a DESIGN TEC, LTD.; MECHANICAL )  
 SYSTEMS, INC.; MERITER HEALTH )  
 SERVICES, INC. et al.; MIDDLETON )  
 CONSTRUCTION, INC.; MIDDLETON )  
 CROSS PLAINS SCHOOL DISTRICT; )  
 MIDLAND BUILDERS, INC.; MILWAUKEE )  
 VALVE COMPANY; MONONA MASONRY, )  
 INC.; MONSON CONSTRUCTION CO., INC.; )  
 NICOLET INSTRUMENT CORPORATION; )  
 NIEMAN CENTRAL WISCONSIN ROOFING )  
 CO., INC.; NORWOOD CUSTOM HOMES, INC.; )  
 PARISI CONSTRUCTION CO., INC.; )  
 PREMIER COOPERATIVE, f/k/a PATRON'S )  
 MERCANTILE COOPERATIVE; PLASTIC )  
 INGENUITY, INC.; PRAIRIE PLUMBING & )  
 HEATING, INC.; PREFINISHED MILLWORK )  
 CORP.; THE QUAKER OATS COMPANY, for )  
 ARMSTRONG CHEMICAL; QUALITY )  
 DRYWALL of MAZOMANIE, INC.; )  
 RAYOVAC CORPORATION; THE )  
 RENSCHLER COMPANY; REXAM MEDICAL )  
 PACKAGING, INC., for DRG MEDICAL )  
 and FORDEM; REYNOLDS TRANSFER & )  
 STORAGE, INC.; R.L. MERLIE CO.; )  
 ROESSLER & SONS CONSTRUCTION; )  
 SAMUELS RECYCLING COMPANY, for )  
 MIDWEST STEEL and SINAIKO BROS.; )  
 SCHULTZ SAV-O STORES, INC.; SCIENTIFIC )  
 PROTEIN LABORATORIES, INC.; SEARS, )  
 ROEBUCK AND CO.; SENTRY FOODS- )  
 HILLDALE-METCALF, INC; THE SHERWIN )

WILLIAMS COMPANY; SHOPKO STORES, )  
INC.; DON SIMON HOMES, INC.; )  
SOUTHERN WISCONSIN ROOFING CO., )  
INC; SPECIALTY ASSOCIATES, INC.; )  
SPEEDWAY SAND AND GRAVEL; )  
SPRINGS WINDOW FASHIONS DIVISION, )  
INC., for GRABER; STA-RITE )  
INDUSTRIES, INC.; STATZ & HARROP, )  
INC.; STEVENS CONSTRUCTION CORP.; )  
ST. MARY'S HOSPITAL MEDICAL )  
CENTER; STOUGHTON TRAILERS, INC.; )  
SUB-ZERO FREEZER COMPANY, INC.; )  
SULLIVAN BROTHERS, INC.; THE )  
SWISS COLONY; SYNGENTA SEEDS, )  
INC.; TARGET CORPORATION, d/b/a )  
MARSHALL FIELDS; TERRA )  
ENGINEERING & CONSTRUCTION )  
CORPORATION; TGI FRIDAY'S, INC.; )  
TILSEN ROOFING COMPANY, INC.; TOWN )  
OF MADISON; TRI-NORTH BUILDERS, INC.; )  
UNIROYAL TECHNOLOGY CORPORATION; )  
UNITED BUILDING CENTERS, INC., d/b/a )  
FISH BUILDING SUPPLY; UW PROVISION )  
COMPANY; VERIZON NORTH, INC. ; )  
VILLAGE OF BLACK EARTH; VILLAGE OF )  
PRAIRIE DU SAC; VOGEL BROS. BUILDING )  
CO.; WALGREEN CO.; WASTE )  
MANAGEMENT OF WISCONSIN, INC.; )  
WATTS LANDSCAPING SERVICE; )  
WEBCRAFTERS, INC.; WICK BUILDING )  
SYSTEMS, INC.; WINDSOR HOMES, INC.; )  
WIPPERFURTH EXCAVATING INC.; )  
WISCONSIN OFFICE SUPPLY; )  
WOODMAN'S FOOD MARKET, INC.; )  
WORLD DAIRY EXPO, INC.; and YELLOW )  
FREIGHT SYSTEMS, INC., )

Defendants. )

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**ORDER**

Upon Motion of the United States for an Order directing the Clerk of Court to disburse funds deposited in the Court's Registry Account by the Settling Defendants pursuant to terms of the Consent Decree entered by the Court on August \_\_\_\_\_, 2001, and Orders of the Court establishing the Registry Account in this matter entered on July 18, 2001, and August 2, 2001, and the Court being duly advised in the premises, it is hereby,

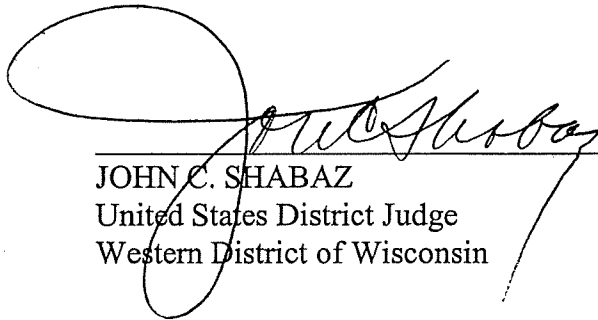
**ORDERED** that the Clerk of the Court disburse funds deposited in the Court's Registry Account, in the amount of \$791,395, to the United States Department of Justice in accordance with instructions to be provided to the Clerk of Court by the Financial Litigation Unit of the Office of the United States Attorney for the Western District of Wisconsin. It is further,

**ORDERED** that the Clerk of Court disburse funds deposited in the Court's Registry Account, in the amount of \$500 each, to Sentry Foods-Hilldale-Metcalf, Inc. and to Specialty Associates, Inc., as reimbursement to these Settling Defendants whose individual payments to the Registry Account exceeded the sums due from them under Appendix I of the Consent Decree by said amount. It is further,

**ORDERED** that the Clerk of Court disburse the balance of funds remaining in the Court's Registry Account after the disbursements described in the preceding two paragraphs of this Order are made, to the State of Wisconsin, by U.S. Treasury check payable to the State of Wisconsin, Wisconsin Department of Natural Resources, Bureau of Finance, Accounts Payable Section, P.O. Box 7921, Madison, Wisconsin 53703. It is further,

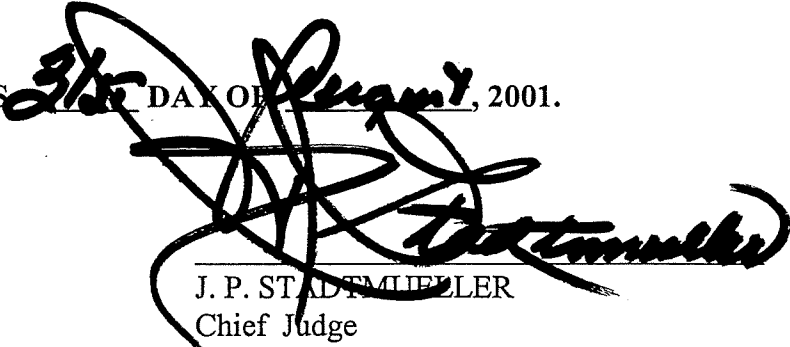
**ORDERED** that the Clerk of Court waive any fees for the custody of funds deposited by Settling Defendants under the provisions of the Consent Decree in this action.

SO ORDERED THIS 29<sup>th</sup> DAY OF August, 2001.



JOHN C. SHABAZ  
United States District Judge  
Western District of Wisconsin

SO ORDERED THIS 31st DAY OF August, 2001.



J. P. STADTMILLER  
Chief Judge  
Eastern District of Wisconsin