

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

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GOVERNMENT OF GUAM,	)	
	)	
Plaintiff and Counter-Defendant,	)	
	)	Case No. 1:17-cv-02487-JMC
v.	)	
	)	
UNITED STATES OF AMERICA,	)	
	)	
Defendant and Counter-Claimant and	)	
_____	)	

**UNOPPOSED MOTION FOR APPROVAL  
AND ENTRY OF PARTIAL CONSENT DECREE**

Plaintiff and Counter-Defendant, Government of Guam (“Guam”), and Defendant and Counter-Claimant, United States of America (“United States”) (collectively, “Parties”) have reached a settlement of claims related to the past costs incurred related to the Ordot Dump. Guam now moves this Court, and the United States is unopposed, for an order approving and entering the Partial Consent Decree entered into by and between the Parties pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (“CERCLA”), 42 U.S.C. § 9601, *et seq.*, and further, dismissing claims against the Parties with regard to “Matters Addressed” as defined in the Partial Consent Decree, except as expressly reserved or excluded therein, as more particularly set forth in the Memorandum of Points and Authorities.

This Unopposed Motion is based on the accompanying Memorandum of Points and Authorities and the fully executed Partial Consent Decree attached as Exhibit 1. As shown in the accompanying Memorandum in support of this Motion, the Partial Consent Decree is fair, reasonable, adequate, legal and in the public interest.

WHEREFORE, Guam respectfully moves this Court to approve and enter the Partial Consent Decree.

Respectfully submitted this 22<sup>nd</sup> day of September 2023.

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### **CERTIFICATE OF CONFERENCE**

In accordance with LCvR 7(m), Counsel for Guam has made a good-faith effort to confer with Counsel for the United States regarding this Motion, and Counsel for the United States has indicated that they do not oppose the relief sought herein.

/s/ Melissa E. Byroade

Melissa E. Byroade

**CERTIFICATE OF SERVICE**

I hereby certify that, on September 22, 2023, a true and correct copy of the foregoing Unopposed Motion for Approval and Entry of Partial Consent Decree was filed with the Clerk using the CM/ECF system, which effectuates service upon all parties and attorneys of record.

/s/ *Melissa E. Byroade*  
Melissa E. Byroade