

Casella Lawsuits, Fines and Violations

October 29, 1997 Casella goes public in initial stock offering

October 30, 1997, State of Vermont, Matthew Freidman filed civil suit for services, settled for \$350k/25k stock

July 17, 1998 Angelica, NY Hyland Landfill Petition filed over permit modification by CCAC, a citizens group

May 12, 1998 Angelica, NY Hyland Landfill Suit filed against the Town of Angelica over zoning regulations, seeking an injunction, granted in July

September 9, 1998 Angelica, NY Town of Angelica files an appeal of July injunction over zoning regulations

October 23, 1998 Bethlehem, NH NCES files suit against the Town of Bethlehem zoning ordinance is illegal and the 50 cents/ton paid to the town is an illegal exaction.

April 1, 1999 New Jersey, William F Kaiser of KTI brings suit for breach of contract/wrongful termination,, settlement reached for \$295,000

April 26, 1999 Salvatore Russo files suit over misrepresentation of KTI, material misrepresentations, SEC violations, seeking undisclosed damages

December 7, 1999 Rutland, VT EarthWaste Systems suit, breach of contract, \$1 million settlement

January 7, 2000 City of Saco ME files notice of claims, citing breach of contract, breach of fiduciary duties, and fraud vs Casella and subsidiary Maine Energy, settlement reached

March 24, 2000 and April 6, 2000 New Jersey, another suit brought forth relative to misrepresentations about KTI's financials

April, 2000 Class action lawsuit alleges securities fraud against Casella and KTI, Inc., in connection with 1999 merger.

May, 2000 Bethlehem, NH NCES is assessed fines of \$134,500 by DES for violations of the NH Hazardous Waste Rules relating to the treatment and transport of their leachate.

June 12, 2000 New Hampshire, environmental activists files appeal to NH Waste Council over permit modification request, over environmental impacts, company seeks dismissal

August, 2000 Illinois EPA issued violation notice against subsidiary New Heights Recovery and Power, citing non-compliance with construction permit related to air emissions

October, 20, 2000 Casella wins summary judgment in suit filed against Town of Hampden, ME, ultimately winning right to expand

December 19, 2000 New Jersey, Frank Devlin files suit against Casella and subsidiaries, for breach of contract, goes to mediation

June 18, 2001 Daniel and Douglas Clark files suit for damages relative to stock and a company merger

July 2, 2001 Erie County, NY toxic tort lawsuit filed by residents involving Schultz Landfill involving personal injury, property damage, and nuisance conditions

September 12, 2001 Casella files for declaratory relief vs Town of Bethlehem

Nov 7, 2001 New England Waste Services served with a complaint relative to sludge used as landfill cover by 15 citizens

December 4, 2001 Town of Bethlehem files answer, asserting counter claims seeking site plan review over Stage III and methane/leachate handling facility

Dec 11, 2001 Bethlehem, NCES sued over claim of non-payment of non-compete tip fees by Nancy Hager, \$479,880 settlement

January, 2002: \$34,681 Wellsboro, PA Transfer Station (112 violations and 3 previous fines since 1997)

Jan 10, 2002, City of Biddeford, ME files suit for breach of waste-handling agreement, settlement reached in 2007 where past residual payments are made by the company to the city

May 3, 2002 Saco, ME City of Saco files breach of contract suit, awarded \$1.4 Million

June, 2002 Whitehall, NY Robert Hathaway killed in crash with Casella contractor hauling leachate (\$1 million settlement, see 2010 suit)

July, 2002 MLEA, Inc. files suit, claiming failure to pay for engineering plans and certain equipment with an alleged value of approximately \$2.0 million

October, 2002 City of Biddeford, ME filed a Land Use Citation and Complaint to DEP in that emissions of volatile organic compounds (“VOCs”) from the odor control system exceeded DEP air license limits

May 27, 2003 Bethlehem, NCES files appeal to Grafton Superior Court ruling in favor of Town of Bethlehem relative to Dec 4, 2001 answer/Sept 12, 2001 suit

June, 2003 Bethlehem, NH NCES fined \$500 by NH DES for illegal dumping of American flags

June, 2003 Biddeford, ME lawsuit threatened vs town by MERC (Maine Energy) to challenge tax assessment

Sept 17, 2003 Delaware, suit filed by landlord relative to subsidiary Manner Resins and breach of lease agreement

December 3, 2003, the City of Biddeford sued Maine Energy in federal court under federal and state law alleging emission of VOCs without appropriate permits or appropriate control technology and is a public nuisance. The complaint sought an unspecified amount of civil penalties, damages, injunctive relief and attorney's fees. May 25, 2004, complaint dismissed without prejudice with settlement negotiations.

January 29, 2004 and May 6, 2004 Southbridge, MA Settlement reached with MA DEP and AGO relative to purchase of Wood Recycling (renamed SRDP), over prior violations, \$975,000

April, 2004 Illinois EPA files violation notice, against subsidiary New Heights Recovery and Power for tire shredding storage

May 12, 2004 NY Dept of Labor issues order finding relative to prevailing wages not being paid

March, 2005 Hardwick, MA MA DEP fines Casella \$18,000 plus \$1000/day if Patrill Hollow Road waste site issues are not corrected.

March 2, 2005 Wellsboro, PA Transfer Station Permit Revoked following criminal investigation into site management and record keeping

May 25, 2005 Maine, AG serves CWS with an anti-trust summons relative to its operations with the City of Lewiston and investigation into restraint of trade or commerce practices

July 12, 2005 Bethlehem, NH NCES Landfill notified by NH AG of an investigation into the illegal dumping of asbestos from 1999-2002 from Mountain View Grand renovation

July 26, 2005 Maine, DEP

August 2005, OSHA cited Casella Waste Systems Inc. for 17 alleged serious violations of safety and health standards at the recycling center after the death of Catarino Urizar, \$12,800 .

Oct 31, 2005 Hardwick, MA Casella sues Town of Hardwick ZBA and 10 individual citizens over zoning decision (3rd such suit in 15 months per news reports)

March 9, 2006 Wellsboro, PA transfer station pays \$50,000 fines to PA AG following investigation

July, 2006 Wellsboro PA Transfer Station, \$400,000 fine by PA DEP

April 6, 2007 Vermont, Former employee sues current Casella employee for workplace injuries

Nov 24, 2007 Bethlehem, NH NCES Landfill, NH AG issues consent decree relative to violations for the illegal dumping of asbestos waste from 1999-2002 from the Mountain View Grand Hotel with a fine of \$100,000 paid to the state and an environmental education foundation

May, 2008 Vermont, Stephen Pooler files injury suit vs CWS over injury by mechanical arm sustained while assisting All Cycle Waste route driver with cardboard pickup

June 14, 2008 Sturbridge, MA BOH and citizen groups file complain appealing 2008 Site Assignment for Southbridge Landfill (Dec 11, 2009 appeal filed v dismissal)

July 3, 2008 Biddeford, ME Clean Air Act violation, \$38,700

Feb 2, 2009 Bethlehem, NH Town of Bethlehem zoning enforcement action initiated vs NCES

December, 2009 Southbridge, MA Casella fined \$34,314 for environmental violations by MASS DEP

September, 2010 Casella sues City of Biddeford, ME over zoning law changes

Dec, 2010 VT, Casella sued by estate of Robert Hathaway, who was killed by a driver working for Casella hauling liquid waste (June 2002 accident)

April 25, 2011 Vermont State Attorney General fines Casella \$4.8 Million, reduced to \$1 million for anti-competitive practices

Sept 6, 2013 Southbridge, MA DEP issues UAO Unilateral Administrative Order relative to wetlands impact from stockpiled earth

January, 2014 Southbridge, MA DEP and AG cite for August violations of Wetlands Protection, Clean Air and Solid Waste Acts, \$200,000 fine in December

July 14, 2014 New York State Attorney General announces \$100,000 settlement over anti-competitive contract practices

September 30, 2014 Ontario County Landfill, NY Trucker Kenneth Andrews is run over by a bulldozer, loses leg, numerous violations of safety rules and state regulations cited

December, 2014 Southbridge, MA Landfill fined \$200,000 by MA DEP and AG over violations of WPCASWA from Aug, 2013 incident involving stored earth and wetlands

April 11, 2016 Ontario County Landfill, NY 2 truck accident with injuries/hospitalizations at the landfill reported, change in traffic pattern enacted as a result

May, 2016 Ontario County Landfill, NY Complaint filed seeking damages relative to Sept 2014 workplace accident where Kenneth Andrews lost a leg when a bulldozer ran over him

Feb, 2017 Southbridge, MA SDRP fined more than \$24k by MA DEP for solid waste, wetlands, and air pollution control regulations

June 9, 2017 Southbridge, MA Environmental groups sue over groundwater contamination

November, 2017 Hakes Landfill, Sierra Club and CCAC file suit -radioactive fracking waste

May 14, 2018 Bethlehem, NH Environmental groups sue over contamination of the Ammonoosuc River and in violation of the federal Clean Water Act

October 2, 2018 Southbridge Landfill ordered to control odor or be fined by MASS DEP

October 31, 2018 Southbridge, \$85,323 fine for violations of solid waste and air pollution control regulations

November 8, 2018 Southbridge, MA Suit filed against SRDP by town settled relative to continuance of waste collection (timeline reduced from 2027 to 2024)

April 9, 2019 Hakes Landfill, suit filed over concerns about radioactive fracking waste

June 17, 2019 Southbridge Recycling & Disposal Park \$136,500 fine by MASS DEP for violations of various DEP solid waste management regulations

September 17, 2019, Richard Vandemortel and Deb Vandemortel plus over 1000 plaintiffs file class action lawsuit over odor and diminished property values due to the operations of the Ontario County Landfill, operated by Casella Waste Systems

Oct 21, 2019 Bethlehem, NH NCES notified by NH DES of an exceedance of 1,4-Dioxane and elevated levels of PFAS at test wells

Oct 31, 2019 Bethlehem, NH NCES Landfill cited for inadequate daily cover

January 17, 2020 Ontario County Landfill, NY violation issued by NY DEC for excessive hydrogen sulfide emissions

April 10, 2020 Ontario County Landfill, NY 2nd violation issued by NY DEC for excessive hydrogen sulfide emissions

April 14, 2020 Dalton, New Hampshire, Casella files defamation suit against 21 individual defendants (1 named, 20 DOE) and the Forest Lake Association for defamation in opposition to proposed landfill development in Dalton, NH next to Forest Lake State Park