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**Subject:** United States and Massachusetts v. AVX Corporation, D.J. Ref. No. 90-11-2-32/2  
**Date:** Friday, December 14, 2012 6:11:11 PM

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Ignacia S. Moreno  
Assistant Attorney General  
Environment and Natural Resources Division  
U.S. DOJ-ENRD  
P.O. Box 7611  
Washington, D.C. 20044-7611

Re: United States and Massachusetts v. AVX Corporation, D.J. Ref. No. 90-11-2-32/2

Dear Ms. Moreno,

I am writing to express the support of the New Bedford Harbor Development Commission for the Supplemental Consent Decree under which AVX Corporation will pay \$366.25 million with interest for pcb contamination at the New Bedford Harbor Superfund Site.

The Harbor Development Commission (HDC) is tasked under the laws of the Commonwealth of Massachusetts with administering and developing the waters, lands, and piers of the city of New Bedford and for promoting the economic development of the port. The HDC is the governing body for New Bedford's harbor and city-owned waterfront properties. It is chaired by the Mayor of New Bedford with six other members with diverse professions and interests related to maritime and economic development. The role of the HDC is to upgrade port resources, preserve New Bedford's status as the #1 U.S. fishing port in the nation and expand the New Bedford economy. The HDC oversees commercial and recreational vessel activity within New Bedford city limits, and manages all municipal property on the waterfront, including multiple wharves and a 198-slip marina at Pope's Island.

The Harbor Development Commission fully supports the Supplemental Consent Decree. The accelerated clean up is clearly in the interest of the port – particularly removing potential exposures to humans and halting the migration of pcbs downstream into the outer harbor and Buzzards Bay. Additionally, the Commission requests that the Department of Justice and the Environmental Protection agency retain flexibility so that settlement funds can be used to best serve the citizens of New Bedford and Fairhaven who have suffered severe economic harm and lost opportunities due to their proximity to the contaminated areas.

Sincerely,

Jeffrey Stieb  
Executive Director, Harbor Development Commission  
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