## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF LOUISIANA

In re: Oil Spill by the Oil Rig "Deepwater Horizon" in the Gulf	* *	MDL No. 2179
of Mexico, on April 20, 2010	-	
	*	SECTION: J
	*	JUDGE BARBIER
This Document Relates to:	*	
No. 10-4536	*	
	*	MAGISTRATE JUDGE
	*	WILKINSON
	*	
	*	
	*	
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## JOINT STIPULATION AND ORDER TO TERMINATE PARTIAL CONSENT DECREE BETWEEN THE PLAINTIFF UNITED STATES OF AMERICA AND DEFENDANTS TRITON ASSET LEASING GMBH, TRANSOCEAN HOLDINGS LLC, TRANSOCEAN OFFSHORE DEEPWATER DRILLING INC., AND TRANSOCEAN DEEPWATER INC.

A. WHEREAS, a Partial Consent Decree Between Plaintiff United States of America and Defendants Triton Asset Leasing GmbH, Transocean Holdings LLC, Transocean Offshore Deepwater Drilling Inc., and Transocean Deepwater Inc. ("Consent Decree") [Doc. 8608] and an Amendment to the Consent Decree were entered by this Court on February 19, 2013 [Doc. 8609].

B. WHEREAS a Second Amendment to the Consent Decree was entered by this Court on August 11, 2015 [Doc. 14973], and a Third Amendment to the Consent Decree was entered by this Court on April 8, 2016 [Doc. 16166].

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C. WHEREAS, the Consent Decree, as amended, provides that, upon completion by the Transocean Defendants (as defined in the Consent Decree) of certain criteria, the Consent Decree may be terminated by the submission of a joint stipulation by the Parties (as defined in the Consent Decree) to this Court. [Doc. 8608, ¶¶ 84-85.]

NOW, THEREFORE, the United States and the Transocean Defendants hereby stipulate as follows:

 The Transocean Defendants have completed timely the requirements of Article V (CWA Civil Penalty and Related Terms) of the Consent Decree;

2. The Transocean Defendants have operated under a fully-approved Performance Plan (as defined in the Consent Decree) for five years;

3. The Transocean Defendants have complied with the terms of the Performance Plan and Article VI (Measures to Improve Performance and Prevent Recurrence) for at least the twelve consecutive months that elapsed prior to seeking termination of the Consent Decree; and

4. The Transocean Defendants have complied with the other requirements of the Consent Decree, including: payment of any accrued stipulated penalties as required by the Consent Decree and compliant reporting under Article VIII (Reporting).

ACCORDINGLY, IT IS HEREBY ADJUDGED, ORDERED, AND DECREED as follows:

The Partial Consent Decree Between Plaintiff United States of America and Defendants Triton Asset Leasing GmbH, Transocean Holdings LLC, Transocean Offshore Deepwater Drilling Inc., and Transocean Deepwater Inc. [Doc. 8608], as amended [Docs. 8609, 14973, 16166], is hereby terminated and shall have no further force or effect.

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IT IS SO ORDERED, this 13th day of February, 2019, in New Orleans, Louisiana.

BARBIER JOR A BI UNITED STATES DISTRICT JUDGE

SO STIPULATED, for the United States of America:

Dated: February 6, 2019

BRUCE S. GELBER Deputy Assistant Attorney General Environment and Natural Resources Division United States Department of Justice

/s/Steve O'Rourke STEVE O'ROURKE SARAH HIMMELHOCH MICHAEL ZEVENBERGEN PATRICK M. CASEY Environmental Enforcement Section Environment and Natural Resources Division U.S. Department of Justice P.O Box 7611 Washington, DC 20044-7611 Telephone: (202) 514-2779 Facsimile: (202) 514-0097 E-mail: steve.o'rourke@usdoj.gov

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SO STIPULATED, for the Transocean Defendants:

Dated: February 6, 2019

<u>/s/ Daniel B. Levin</u> BRAD D. BRIAN DANIEL B. LEVIN Munger, Tolles & Olson LLP 350 South Grand Ave., 50<sup>th</sup> fl. Los Angeles, CA 90071 Tel: (213) 683-9100 Fax: (213) 683-5180 Email: <u>daniel.levin@mto.com</u>