PRECEDENTIAL

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

Nos. 09-2305/09-2306/09-2345/09-2346/09-2356

UNITED STATES OF AMERICA

V.

JEFFREY MAURY,

Appellant No. 09-2305

UNITED STATES OF AMERICA

V.

CRAIG DAVIDSON,

Appellant No. 09-2306

UNITED STATES OF AMERICA

V.

JOHN PRISQUE,

Appellant No. 09-2345

UNITED STATES OF AMERICA

V.

SCOTT FAUBERT,

Appellant No. 09-2346

UNITED STATES OF AMERICA

V.

ATLANTIC STATES
CAST IRON PIPE
COMPANY,
a Division of McWane, Inc.

Appellant No. 09-2356

On Appeal from the United States District Court for the District of New Jersey (D.C. No. 3-03-cr-00852-001 through 004 and 006) District Judge: Hon. Mary L. Cooper

Argued March 29, 2012

Before: FUENTES, SMITH, and JORDAN, Circuit Judges.

(Opinion Filed: September 17, 2012)

Michael N. Pedicini (ARGUED)
60 Washington Street
Courthouse Plaza
Morristown, NJ 07960

Attorney for Defendant-Appellant Jeffrey Maury

Hilary L. Brunell (ARGUED) Nuzzi & Mason

50 Nelson Street Dover, NJ 07801

Attorney for Defendant-Appellant Craig Davidson

Michael D. Critchley
Critchley, Kinum & Vazquez
75 Livingston Ave
3rd Floor
Roseland, NJ 07068

Attorney for Defendant-Appellant John Prisque

Michael D'Alessio, Jr. (ARGUED)

Walder, Hayden & Brogan

5 Becker Farm Road 3rd Floor Roseland, NJ 07068

Attorney for Defendant-Appellant Scott Faubert

John J. O'Reilly
Day Pitney
One Jefferson Road
Parsippany, NJ 07054

(ARGUED)

Attorney for Defendant-Appellant Atlantic States Cast Iron Pipe Co.

Mark E. Coyne Office of the United States Attorney 970 Broad Street Room 700 Newark, NJ 07102

Glenn J. Moramarco (ARGUED)
Office of United States Attorney
Camden Federal Building & Courthouse
401 Market Street
Camden, NJ 08101

John L. Smeltzer United States Department of Justice Environment & Natural Resources Division P.O. Box 7415 Washington, DC 20044

Attorneys for Plaintiff-Appellee the United States of America

ORDER AMENDING OPINION

FUENTES, Circuit Judge

IT IS HEREBY ORDERED that the Opinion filed on September 17, 2012 be amended as follows:

Page 15 first paragraph next to last line change the word "storage" to "storm".

Page 15 second paragraph on the fourth line change the word "tanks" to "pit". On the following line change "those tanks were" to "that pit was", and on the next to last line change the word "tank" to "hazmat pit".

By the Court,

/s/ Julio M. Fuentes Circuit Judge

DATED: 25 September 2012