

# EXHIBIT 5

AMAR SINGH GILL

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
Master File No. 1:00-1898  
MDL 1358 (SAS)  
M21-88  
CASE NO. 08-CIV-00312 (SAS)

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IN RE: METHYL TERTIARY  
BUTYL ETHER ("MTBE")  
PRODUCTS LIABILITY LITIGATION

NEW JERSEY DEPARTMENT OF  
ENVIRONMENTAL PROTECTION, et al.,

Plaintiffs,

vs.

ATLANTIC RICHFIELD CO., et al.,

Defendants.

\_\_\_\_\_X

VIDEOTAPED DEPOSITION OF AMAR SINGH GILL

Saddle Brook, New Jersey

Thursday, July 21, 2011

Reported by:

LISA LYNCH, RMR, CCR, CRR, CLR

1                   AMAR SINGH GILL

2                   Tank Certification Questionnaire --

3                   A. Yes.

4                   Q. -- submitted to you by the  
5                   Department of Environmental Protection,  
6                   correct?

7                   A. Yes.

8                   Q. If you look down there, midway  
9                   down the first page, Facility Operator,  
10                  it says "Amar Singh Gill" --

11                  A. Yes.

12                  Q. -- and it looks like the date  
13                  stamp is -- well, it looks like there's  
14                  two date stamps. One is July 19th, 2000  
15                  on the top left.

16                  A. I have no idea why it is two.

17                  Q. And so if you look at the  
18                  signature line on the back --

19                  A. Yes.

20                  Q. -- your name is listed with a  
21                  title President and dated July 12th,  
22                  2000. Is that your signature?

23                  A. That is my signature, yes.

24                  Q. So that is it fair to say that  
25                  you owned the station -- the station in

1                   AMAR SINGH GILL

2                   Manalapan, 436 Route 33, as of July 12,  
3                   2000?

4                   A. Looks that way. But I'm not sure  
5                   when did we do the closing, but looks  
6                   that way.

7                   Q. Okay. When we talk about owning  
8                   the station, did you own the real estate  
9                   underneath the building?

10                  A. Yes. When I took over the  
11                  station, I bought it, then took over.

12                  Q. And that includes the building --

13                  A. Everything.

14                  Q. -- and the real estate?

15                  A. Yes.

16                  Q. And what about the underground  
17                  storage tanks?

18                  A. Yes.

19                  Q. You own all of those?

20                  A. Uh-huh. They were maybe 10  
21                  years. I didn't know that they were.

22                  Q. Since approximately this time in  
23                  2000 --

24                  A. Yes.

25                  Q. -- you have owned the station --