

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

*In Re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability Litigation*

Master File No. 1:00 – 1898  
MDL 1358 (VSB)  
M21-88

This document relates to:

Civil Action

*Commonwealth of Puerto Rico v.  
Shell Oil, et al.,*  
USDC-SDNY Civ. No. 07-10470(VSB)  
USDC-PR Civ. No. 07-01505 (CCC)

*Commonwealth of Puerto Rico v.  
Shell Oil, et al.,*  
USDC-SDNY Civ. No. 14-01014 (VSB)  
USDC-PR Civ. No. 13-01678 (ADC)

**JOINT MOTION FOR VOLUNTARY DISMISSAL WITH PREJUDICE  
UNDER FED. R. CIV. P. 41(A)(2) AS TO CHEVRON PHILLIPS CHEMICAL PUERTO  
RICO CORE LLC, AND CONOCOPHILLIPS COMPANY**

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Plaintiff, the Commonwealth of Puerto Rico and the Commonwealth of Puerto Rico through the Puerto Rico Environmental Quality Board ("Plaintiff"), and defendants Chevron Phillips Chemical Puerto Rico Core LLC (formerly known as Chevron Phillips Chemical Puerto Rico Core, Inc.) and ConocoPhillips Company (collectively the "Core Defendants", and together with Plaintiff "the Parties") request the Court to enter an agreed stipulated Order dismissing with prejudice all claims against the Core Defendants.

WHEREAS, The Core Defendants were served with process in the cases No. 07-cv-01505 (CCC) ("Puerto Rico 1") and Case No. 13-cv-01678 (ADC) ("Puerto Rico 2") initially filed in the United States District Court for the District of Puerto Rico, which were consolidated in MDL 1358 in the United States District Court for the Southern District of New York, Civil Case Nos. 07-Civ-10470(VSB) and 14-01014 (VSB) (hereafter referred to as "the Litigation").

WHEREAS, the CORE defendants served answers in the Litigation.

WHEREAS, The Parties have agreed to the dismissal *with prejudice* of the Core Defendants from the Litigation. The Parties have agreed that each shall bear their own costs, expenses, and attorney fees.

WHEREFORE, the Parties request this Court to enter the proposed stipulated Order of Dismissal with Prejudice under Rule 41(a)(2) of the Federal Rules of Civil Procedure, costs and expenses to be borne by the party incurring them.

RESPECTFULLY SUBMITTED.

In New York, New York, this 2nd day of May, 2022.

***Attorneys for Plaintiff The Commonwealth  
of Puerto Rico***

DOMINGO EMANUELLI HERNÁNDEZ  
Secretary of Justice

SUSANA I. PEÑAGARÍCANO-BROWN  
Deputy Secretary in Charge of Litigation  
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