



**STATE OF NORTH CAROLINA
OFFICE OF THE GOVERNOR
20301 MAIL SERVICE CENTER • RALEIGH, NC 27699-0301**

BEVERLY EAVES PERDUE
GOVERNOR

August 10, 2009

The Honorable Dee Freeman, Secretary
NC Department of Environment and Natural Resources
1601 Mail Service Center
Raleigh, North Carolina 27699-1601

Re: Trustee for Natural Resources

Dear Secretary Freeman:

The State of North Carolina is entitled to recover damages for natural resource injuries under state and federal statutes. The Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 USC §9607(f) (2) (b), the Clean Water Act ("CWA"), 33 USC §1321 (f) (s), and the Oil Pollution and Hazardous Substances Control Act ("OPHSCA"), 33 USC §2706, authorize the Governor of each state to designate the official who may act on behalf of the public as Trustee for Natural Resources under the respective Acts.

The purpose of this letter is to designate you as the Trustee for Natural Resources for the State of North Carolina under CERCLA, CWA, and OPHSCA, and under any related federal provisions. You may perform any and all duties and undertake any and all responsibilities necessary to administer and manage a natural resources damage program for the State of North Carolina, including the commencement of litigation. This authority may be the subject of further sub-delegations, appointments, and assignments as deemed necessary.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in blue ink that reads "Bev Perdue".

Bev Perdue

BP:mrl





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BEVERLY EAVES PERDUE
GOVERNOR

August 10, 2009

President Barack H. Obama
The White House
1600 Pennsylvania Avenue
Washington, DC 20500

Re: State of North Carolina: Trustee for Natural Resources

Dear Mr. President:

The State of North Carolina is entitled to recover damages for natural resource injuries under state and federal statutes. The Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), 42 USC §9607(f) (2) (b), the Clean Water Act ("CWA"), 33 USC §1321 (f) (c), and the Oil Pollution and Hazardous Substances Control Act ("OPHSCA"), 33 USC §2706, authorize the Governor of each state to designate the official who may act on behalf of the public as Trustee for Natural Resources under the respective Acts.

The purpose of this letter is to notify you that the Trustee for Natural Resources for the State of North Carolina under CERCLA, CWA, and OPHSCA, and under any related federal provisions is the Honorable Dee Freeman, Secretary of the North Carolina Department of Environment and Natural Resources. Secretary Freeman may perform any and all duties and undertake any and all responsibilities necessary to administer and manage a natural resources damage program for the State of North Carolina, including the commencement of litigation.

Thank you for your attention to this matter. With best wishes, I am

Sincerely,

A handwritten signature in black ink that reads "Bev Perdue". The signature is written in a cursive style with a large initial "B".

Bev Perdue

BP:mrl

