

STATE OF COLORADO

EXECUTIVE CHAMBERS

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Roy Romer
Governor

EXECUTIVE ORDER

WHEREAS, Section 24-31-101(1)(a), C.R.S. (1973) provides that the Attorney General shall prosecute and defend all actions and proceedings, civil and criminal, in which the state is a party or is interested, when required to do so by the Governor; and

WHEREAS, Executive Order No. D0038-83, issued December 9, 1983, ordered the Attorney General of Colorado to pursue all necessary actions to initiate and pursue on behalf of the State of Colorado claims and/or actions pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. Sections, 9601 to 9657 ("CERCLA") related to the sites and/or facilities listed within Executive Order No. D0038-83, which included the Cotter Corporation uranium mill; and

WHEREAS, information received and inspections performed by the Colorado Department of Health have disclosed grounds to suspect that long-standing public nuisances and/or violations of federal and state environmental laws at the Cotter Corporation uranium mill are contributing to the endangerment of public health and welfare and contamination of the environment.

NOW, THEREFORE, I, Roy Romer, Governor of the State of Colorado, by the power vested in me by the Constitution and laws of the State of Colorado, do hereby order the Attorney General of Colorado to take all necessary action on behalf of the State of Colorado, in consultation with the Colorado Department of Health, to investigate all known, suspected, or potential violations of the laws of the State of Colorado (including its common law), and laws of the United States that may be enforced by the State of Colorado, related directly or indirectly to, affecting, arising out of, connected with, or contributing to the known, suspected, or potential pollution, contamination, degradation, or endangerment of the environment or natural resources within the jurisdiction of the State of Colorado by past or present activities or practices at the Cotter Corporation uranium mill, and to prosecute in any court of competent jurisdiction, as deemed appropriate by the Attorney General, through civil and/or criminal actions, specifically including action(s) on behalf of the State of Colorado pursuant to 42 U.S.C. Sec. 6972 (Federal Resource Conservation and Recovery

Act), and/or 33 U.S.C. Section 1365 (Federal Water Pollution Control Act), all such actual or suspected violations. The Attorney General of Colorado is further ordered to take all necessary action, including investigation and prosecution of all additional known or suspected violations of state laws or federal laws that the state may enforce, either civil and/or criminal, which are uncovered during the investigation(s) and prosecution(s) of the actions ordered herein.



Given under my hand and the
Executive Seal of the State of
Colorado this 9th day of
June, 1987.

A handwritten signature in cursive script, appearing to read "Roy Romer".

Roy Romer
Governor