

## EXHIBIT C

### Letter from State of New Jersey to Credit-Eligible Claimant

Dear [*Person or Entity*]:

This letter is to inform you that, pursuant to a settlement in the form of a Judicial Consent Order (“JCO”) between the State of New Jersey and various State agencies and officials (collectively, the “State”) and 3M Company (“3M”), approved by a federal judge on [*date of Final Approval*], the State has fully and forever released certain claims related to a group of chemicals commonly known as “PFAS,” or per- and polyfluoroalkyl substances—including the claims that you are currently asserting in [*matter description*]. Through the settlement, the State is receiving up to \$450 million to be used for, among other things, the restitution or remediation of harm to the environment related to PFAS, as described further below.

A copy of the full JCO is available on the New Jersey Department of Environmental Protection’s website.<sup>1</sup> All capitalized terms not otherwise defined in this letter have the meaning set forth in the JCO. This letter does not provide or purport to provide you with legal advice. Nothing in this letter modifies or purports to modify any part of the settlement or JCO.

#### **Claims Released by the State Under the Settlement**

Under the JCO, the State, in a *parens patriae* action brought on behalf of itself and the citizens and residents of the State, has fully and forever released certain Released Claims against 3M and other Released Entities. The JCO finds that the State adequately represents the interests and rights of its political subdivisions, citizens, and residents (including any individual or entity that has owned, operated, managed, or controlled property in the State). Consequently, the JCO constitutes a binding final judgment that operates as *res judicata* to preclude future claims related to 3M’s conduct regarding PFAS or PFAS Contamination by all such persons and/or entities, subject to certain exceptions. As described in the JCO, the State released any Claim arising from, based on, involving, or caused by Covered Conduct or Covered Harm, which includes:

1. PFAS in Drinking Water Supplies, Potable Water, a Private Potable Well, a Water Purveyor, or a Water System in the State or within the State’s jurisdiction.
2. Any actual or alleged act, failure to act, negligence, statement, error, omission, breach of any duty, conduct, event, transaction, agreement, misstatement,

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<sup>1</sup> [*link*]

misleading statement, or other activity of any kind, intentional or unintentional that has arisen, is arising, or may arise at any time in the future caused by PFAS or resulting in PFAS Contamination, including:

- a) the development, manufacture, distribution, handling, disposal, marketing, sale, application, and use of PFAS or any PFAS-Containing Product;
  - b) any transport, treatment, storage, disposal, or use of PFAS-containing Sludge or PFAS-containing Wastewater (from any Site, facility, or location), including any use for irrigation, spraying on agricultural fields, or manufacturing;
  - c) any action, omission, or other conduct that in any way resulted in or threatens to result in the presence of PFAS in the Environment;
  - d) compliance with any reporting, disclosure, notification, or permit-process requirement related to, and any representations or omissions about, PFAS or any PFAS-Containing Product; or
  - e) any act, use, or employment by any Person of any commercial practice that is unconscionable or abusive, deception, fraud, false pretense, false promise, misrepresentation, or the knowing concealment, suppression, or omission of any material fact in connection with the sale or advertisement of PFAS or any PFAS-Containing Product, including any failure to warn others concerning any human health or environmental hazards associated with PFAS or any PFAS-Containing Product.
3. Any actual or alleged harm, injury, or damages actually or allegedly arising from, based on, involving, or caused by PFAS or PFAS Contamination, including:
- a) the design, engineering, installation, maintenance, or Operation of, or cost associated with any kind of treatment, filtration, Remediation, management, investigation, testing, or monitoring of PFAS in, any Drinking Water Supplies or Water System, or the rates for Potable Water that any Releasor or Water System charges its customers;
  - b) any liability for Natural Resource Damages arising from, based on, involving, or caused by PFAS in the State;
  - c) any costs that any Government Entity of the State or of any of the State's Political Subdivisions has paid or will pay due to impacts that allegedly arose from, were based on, involved, or were caused by PFAS in the Environment or by human exposure to PFAS; or
  - d) any Claim, including any Claim involving any public interest or diffused public right (including any claim for Punitive Damages that may be associated with any Claim of a public or private entity) that has arisen or may arise at any time in the future from, is or will be based on, involves or will involve, or is or will be caused by PFAS, PFAS Contamination, or any PFAS-Containing Product.
4. Punitive or exemplary damages that have arisen or may arise at any time in the future out of, related to, or involving PFAS or any PFAS-Containing Product.

### **The State's Use of the Funds Recovered from 3M**

The majority of the funds paid pursuant to the settlement have been or will be used to remediate or abate PFAS contamination in New Jersey. These activities include, for example, assisting the State's water systems and well owners with the installation, operation, and maintenance of PFAS treatment systems; supporting the cleanup and removal of PFAS Contamination; investigation and testing activities associated with PFAS; and other remedial activities. Additional information about the State's use of these funds, including information regarding how to seek funding from the New Jersey Spill Compensation Fund, is available on the Department of Environmental Protection's website.<sup>2</sup>

Sincerely,

*[signature of authorized representative of the State]*

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