

RAYMOND CAVAGNARO and DIANE
CAVAGNARO, on behalf of themselves,
and all others similarly situated,
Plaintiffs,

V.

SHIELDALLOY METALLURGICAL CORPORATION, AMG CRITICAL MINERALS, N.V., TRC COMPANIES, INC.; ABC Corporations (1-10), DEF Corporations (1-10), and JOHN and/or JANE DOES (1-10),

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
GLOUCESTER COUNTY

DOCKET NO. GLO-L-000816-24

Civil Action

**~~PROPOSED~~ ORDER AMENDING
PRELIMINARY APPROVAL OF CLASS
SETTLEMENT AGREEMENT AND
DIRECTING DISSEMINATION OF
CLASS NOTICE**

Preliminary approval of the Class Settlement between Plaintiffs and Defendant Shieldalloy Metallurgical Corporation was entered in this matter on July 31, 2026.

The Parties, have requested that the Court amend the Order entered to reflect the terms of the Settlement Agreement agreed upon by the parties and attached to the motion for Preliminary Approval as Exhibit 1.

Per the request of the Settling Parties, the following provisions of the Preliminary Approval Order are revised as follows:

7. The Court provisionally certifies, for settlement purposes only, the following Settlement Class, pursuant to N.J. Court R. 4:32-1(b)(3) and 4:32-2, consisting of:

All Persons that/who, as of the Execution Date, own Residential Property or Residential Properties located, partially or wholly, within the geographical boundary defined by the following classification exception areas established for groundwater contamination other than perchlorate: (a) the Shieldalloy Metallurgical Corp. OU1 CVOC Classification Exception Area proposed and established by TRC and approved on or about September 2, 2020 and/or (b) the Shieldalloy Metallurgical Corp. NW TCE PCE Plume Classification Exception Area proposed and established by TRC and approved on or about September 9, 2020 (each a “CEA” and collectively the “CEAs”). A list of all properties

located within either CEA (or both CEAs) is attached as **Exhibit B** to the Settlement Agreement (the “Class Properties”).

Government entities, including, without limitation, the United States, State of New Jersey, the New Jersey Department of Environmental Protection (“NJDEP”), and any other department of the State of New Jersey or municipal entity are not Class Members.

Also excluded from the Settlement Class are those Persons who submit a timely and valid request for exclusion in accordance with the procedures set forth in the Settlement Agreement and in this Court’s Preliminary Approval Order.

10. The Court hereby appoints Raymond Cavagnaro, Diane Cavagnaro, and Anthony Alimenti as Settlement Class Representatives to represent the Settlement Class.

22. Settlement Class Members who object shall remain Settlement Class Members and shall be subject to the Release set forth in this Settlement Agreement if this settlement is approved by the Court and becomes effective. To be considered valid, an objection must be in writing, must be filed with the Court or mailed to the Court at the address listed in the Website Notice, postmarked/mailed no later than eighty (80) days after the Notice Date (the “Objection Deadline”), and must include the following: (1) the name of this Action: “Cavagnaro v. Shieldalloy Metallurgical Corporation, et al.”; (2) the full name, mailing address, telephone number, and email address of the objector; (3) the objector’s original signature; (4) a description of the specific reasons for the objection; (5) the name, address, bar number and telephone number of counsel for the objector, if the objector is represented by an attorney; and (6) statement on whether the objector intends to appear at the Final Approval Hearing either in person or through counsel. Any Settlement Class Member who does not timely submit an objection in accordance with this section shall waive the right to object or to be heard at the Final Approval Hearing and shall be forever barred from making any objection to the Settlement Agreement or to Class Counsel’s motion for attorneys’ fees, costs, and service awards. Any Settlement Class Member who objects to the

Settlement Agreement shall nevertheless be eligible for all benefits of the Settlement Agreement if it is approved and becomes final.

25. By no later than seventy (70) days after the Notice Date, Plaintiffs and Class Counsel shall file their: (a) motion for final approval of the Settlement Agreement, requesting entry of the Final Approval Order and Judgment; and (b) motion for attorneys' fees, costs, and service awards. Promptly after they are filed, these document(s) shall be posted on the Settlement Website.

All other provisions in the July 31, 2026 Order remain in full force and effect and are not modified by this Amended Order.

IT IS SO ORDERED.

Date: 8/21/26



The Honorable Robert Malestein, P.J.Ch.