

New Jersey PFAS Settlement Notice  
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July 22, 2025

## Legal Notice of Proposed New Jersey PFAS Settlement

This Notice is being sent to you on behalf of 3M Company and contains important information about a recently proposed settlement, or Judicial Consent Order (JCO), between 3M and the New Jersey Department of Environmental Protection (NJDEP) and other state agencies and officials, involving chemical compounds known as PFAS, or per- and poly-fluoroalkyl substances. This settlement might affect your legal rights, as explained below.

### Background and Overview of the Proposed Settlement

For decades, 3M manufactured PFAS and supplied them to other companies, including DuPont, which used the chemicals in its manufacturing operations at locations in New Jersey, including DuPont's Chambers Works facility in Pennsville and Carneys Point and DuPont's Parlin facility in Sayreville. 3M also supplied PFAS-containing products directly to consumers throughout New Jersey. In addition, 3M may have used or handled PFAS-containing products in its manufacturing processes at sites in New Jersey, or it may have disposed of PFAS or PFAS-containing products or waste in New Jersey.

Contamination at the Chambers Works and Parlin sites, other industrial sites, and throughout the state from non-industrial sources led NJDEP to take legal actions in 2019 against 3M, DuPont, and other companies, including lawsuits seeking remediation of and compensation for contamination at the Chambers Works and Parlin facilities; a Statewide Directive ordering 3M, DuPont, and other companies to address PFAS contamination throughout the state; and a lawsuit against 3M and other manufacturers of aqueous film-forming foam (AFFF), a PFAS-based firefighting product that was used at multiple locations in New Jersey.

On May 12, 2025, NJDEP and other New Jersey agencies and officials reached a proposed settlement (or JCO) with 3M that will provide up to \$450 million over 25 years to compensate the citizens and residents of New Jersey for certain harms, including injuries to natural resources; to fund projects to address PFAS contamination of drinking-water supplies and other environmental media across the state; to reimburse NJDEP and other state agencies for costs incurred to investigate and prosecute claims based on PFAS contamination; for consumer impacts; for penalties and punitive damages; and for other purposes.

Under the terms of the proposed JCO, NJDEP's claims against 3M will be dismissed and 3M will be released from liability stemming from its sale, marketing, distribution, use, disposal, or manufacture of PFAS or PFAS-containing products in New Jersey. As explained below, the JCO also will preclude, or bar, certain claims against 3M, whether those claims are known or unknown at the time the Court approves and enters the JCO.

On July 21, 2025, NJDEP published a formal notice of the proposed JCO in the *New Jersey Register* and announced a 60-day period for public comment on the proposed JCO. The JCO will not become legally binding until NJDEP considers and responds to the public comments, the U.S. District Court for the District of New Jersey approves the JCO, and the Court enters the JCO as a final judgment.



### **Why the Settlement Might Affect You**

Once the Court enters the JCO, it will be an enforceable, legally binding final judgment with “res judicata” effects. This means that, in exchange for the monetary payments that 3M will make under the JCO, the JCO will preclude, or bar, certain PFAS-related claims that New Jersey, its political subdivisions (such as counties and municipalities), its citizens, or its residents (including any individual or entity that has owned, operated, managed, or controlled property in the State) might otherwise bring or litigate against 3M. These res judicata effects are based in part on a series of mutual understandings and objectives that the parties to the JCO agreed to, which are set forth in detail in Paragraphs 7 through 43 of the proposed JCO.

For example, Paragraph 40 of the proposed JCO expressly states that, under New Jersey law, the state represents the interests and rights of New Jersey’s citizens and residents. It also expressly states that the JCO will resolve filed claims and will preclude certain filed or unfiled claims with respect to PFAS contamination and discharges of PFAS in New Jersey.

### **Where You Can Get More Information About the Proposed Settlement**

NJDEP created a microsite dedicated to the 3M settlement, where a copy of the formal *New Jersey Register* notice and the proposed JCO are available for viewing at <https://dep.nj.gov/3M/>.

The 92-page proposed JCO is available for review online on NJDEP’s dedicated website (<https://dep.nj.gov/3M/>), the Office of Natural Resource Restoration’s webpage (<https://dep.nj.gov/nrr/proposed-settlements/>), and the Contaminated Site Remediation and Redevelopment’s webpage (<https://dep.nj.gov/srp/settlements/>); and in person at the NJDEP Office of Record Access, 401 East State Street, Trenton, New Jersey. Requests to review the proposed JCO in person should be sent to [records.custodian@dep.nj.gov](mailto:records.custodian@dep.nj.gov).

### **What You Can Do**

You may submit comments on the proposed JCO on or before **Friday, September 19, 2025**, on NJDEP’s website (<https://dep.nj.gov/3M/comment>), via email to [3Msettlement@dep.nj.gov](mailto:3Msettlement@dep.nj.gov), or in writing to:

New Jersey Department of Environmental Protection  
Legal, Regulatory, and Enforcement Policy  
401 East State Street, 7th Floor  
P.O. Box 402  
Trenton, NJ 08625-0402  
Attn: 3M Settlement

NJDEP will consider all timely comments received and may decide to propose modifications to, or to withdraw or withhold consent to the entry of, the JCO if comments received disclose facts or considerations indicating that the proposed JCO requires amendment or is inappropriate, improper, or inadequate. Otherwise, NJDEP will submit the JCO to the Court for approval and entry.