

INTRODUCING THE PENOBSCOT TRUSTS

This fact sheet was prepared by the Trustees of the Penobscot Estuary Mercury Remediation Trust and the Penobscot Estuary Beneficial Environmental Projects Trust

Penobscot Remediation Trust

The Penobscot Estuary Mercury Remediation Trust is responsible for implementing measures identified in the Consent Decree to remediate mercury contamination in Estuary sediments. These measures include:

- targeted removal of contaminated and mobile sediments,
- capping contaminated sediments on intertidal flats with clean material, and
- monitoring fish, birds, surface water, sediment, and organisms that live in sediment for the next 30 to 45 years to evaluate the recovery of the Estuary.

The Remediation Trust will oversee investigations, as well as design, permitting, construction, and monitoring work to be performed by contractors retained by the Remediation Trust.

The Remediation Trust will share its plans with Penobscot communities and seek their feedback. Stakeholders and local governments will have opportunities to participate in the public comment and permitting processes required by local, state, and federal laws and regulations. The Remediation Trust is committed to minimizing disruptions to the enjoyment and use of the Penobscot, and to retaining Maine-based service providers, local businesses, contractors, and vendors wherever possible.

The Remediation Trust will perform its work using finite funds provided by Mallinckrodt, including a minimum of \$160 million for remediation measures and long-term monitoring of the Estuary. Up to a potential additional \$70 million in contingent funds will be provided if remedy changes are needed to reduce environmental and human health effects of mercury in the Estuary.

The Beneficiary-selected, Court-appointed independent Trustee of the Remediation Trust is Greenfield Penobscot Estuary Remediation Trust, an affiliate of the Greenfield Environmental Trust Group, Inc. ([Greenfield](#)).

This fact sheet (originally published in February 2023) was updated in September 2023.

Consent Decree

In 2022, the U.S. District Court in Maine approved a multi-hundred-million-dollar settlement for the cleanup of mercury contamination in the Penobscot River Estuary and the creation of two independent environmental response trusts to accelerate the recovery of the Estuary.

The Consent Decree entered by the Court settles the lawsuit filed in 2000 by Maine People's Alliance (MPA) and the Natural Resources Defense Council (NRDC) against Mallinckrodt US LLC for discharging mercury in the Penobscot. MPA/NRDC and Mallinckrodt are the Beneficiaries of the two trusts.

The Consent Decree requires Mallinckrodt to pay \$187 million for cleanup and other beneficial environmental projects and up to \$80 million in additional, contingent funding.

For more information

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Penobscot Project Trust

The second trust is the Penobscot Estuary Beneficial Environmental Projects Trust. It was created to fund and implement beneficial environmental projects that provide tangible environmental and public benefits to help offset damage caused by mercury contamination to the Penobscot communities and ecosystem.

Mallinckrodt will provide \$20 million to fund projects to enhance the natural environment, improve recreation and enjoyment of the Estuary, and reduce human exposure to mercury and other neurotoxins. In 2023, the Project Trust expects to develop and launch a process for soliciting, selecting, funding, and directing beneficial environmental projects.

The Beneficiary-selected, Court-appointed, independent Trustee of the Project Trust is Greenfield Penobscot Estuary Project Trust, which like the Remediation Trustee is an affiliate of Greenfield.

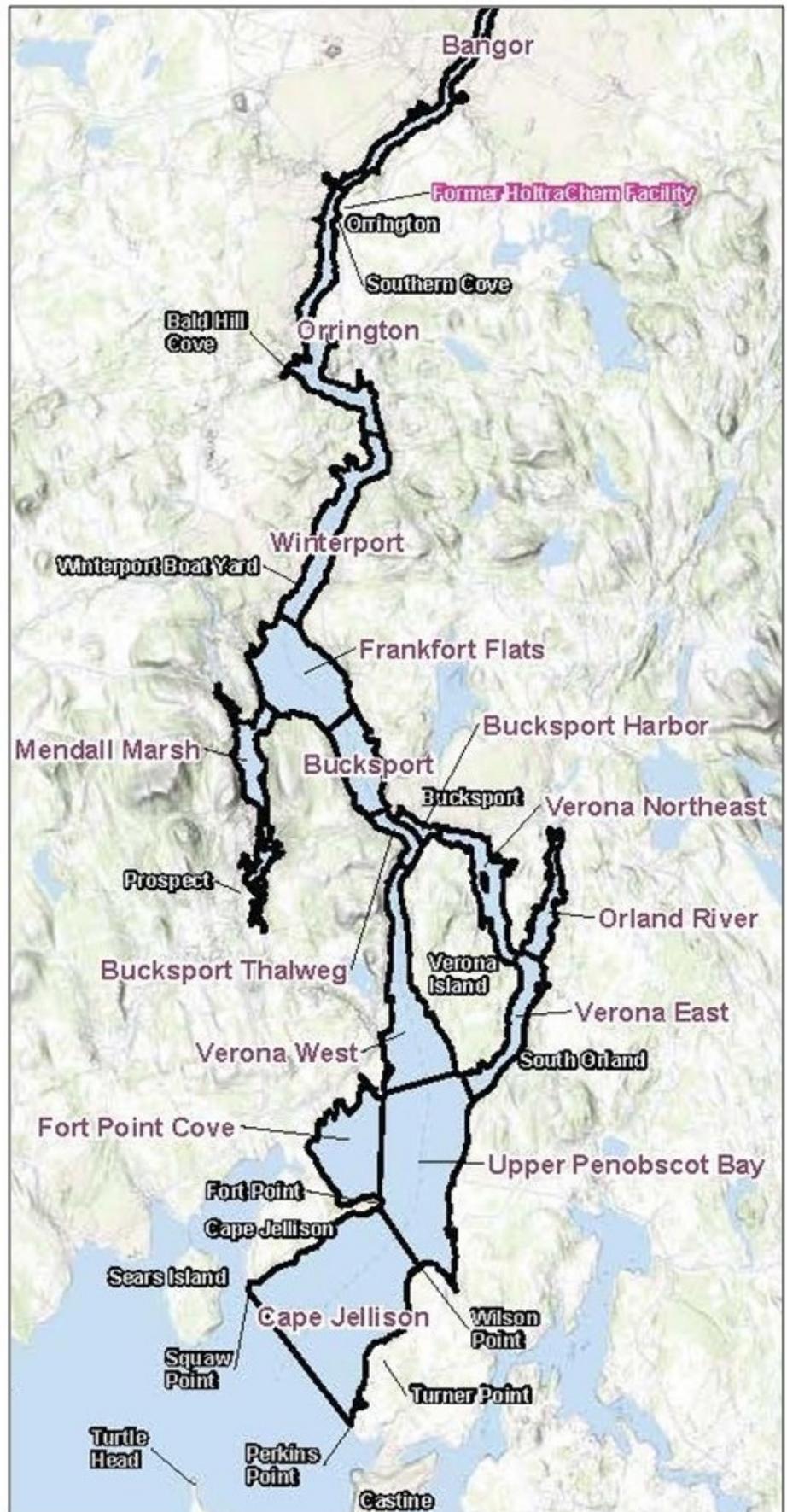
Greenfield Appointed Trustee

Greenfield has more than 30 years of experience as a court-appointed trustee for environmental response and custodial trusts managing complex cleanups of contaminated sites nationwide. Greenfield has received international, national, regional, and state awards from governmental agencies and professional groups.

Visit

<https://greenfieldenvironmental.com>

Penobscot River Estuary



Source: Amec Foster Wheeler, Sept. 2018, Phase III Engineering Study Report, Fig. 1-1.