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Environment & Natural Resources Division
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ATTORNEY FOR THE UNITED STATES

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	No. 3:91–CV-0082 Civil (HRH)
	)	
v.	)	NINETY-FOURTH
	)	JOINT NOTICE OF
EXXON CORPORATION, EXXON SHIPPING	)	EXPENDITURES FROM
COMPANY, and EXXON PIPELINE COMPANY,	)	THE INVESTMENT FUND
<u>et al., in personam</u> , and the T/V EXXON VALDEZ,	)	
<u>in rem</u> ,	)	
	)	
Defendants.	)	
_____	)	

The United States and the State of Alaska (“the Governments”) jointly provide this notice (“Notice”) of their expenditure of \$218,000 from the Exxon Valdez Oil Spill Investment Fund (“Investment Fund”). The Governments’ natural resource trustee agencies will use these funds for purposes consistent with the Memorandum of Agreement and Consent Decree entered by this Court in *United States v. State of Alaska*, No. A91081 CIV (D. Alaska), on August 28, 1991 (“MOA”).

On September 25, 1991, the United States and the State of Alaska settled their claims against the Exxon Corporation, Exxon Shipping Company, Exxon Pipeline

Company, and the T/V *Exxon Valdez* arising from the Exxon Valdez Oil Spill (“EVOS”). All funds resulting from these settlements were subsequently ordered by this Court to be placed in an interest-bearing account in the Court Registry Investment System (“CRIS”) administered through the United States District Court for the Southern District of Texas.

On June 7, 2000, this Court entered its Third Amended Order for Deposit and Transfer of Settlement Proceeds (“Third Amended Order”). The Third Amended Order allows the Governments the option of investing the money in an account outside the United States Treasury. On September 29, 2000, upon application by the Governments, the Court entered an Order Re: Transfer of Funds from the Exxon Valdez Liquidity Account and the Reserve Fund to an Investment Fund Within the Alaska Department of Revenue, Division of Treasury, authorizing transfer of settlement proceeds to an account within the State. On October 5, 2000, all funds and securities were transferred from the CRIS to the Investment Fund. The Third Amended Order further allows the Governments to establish separate sub-accounts within the primary account “as the Trustee Council determines appropriate.” On October 1, 2002, three sub-accounts were created in the Investment Fund: the Research Investment Sub-Account, the Habitat Investment Sub-Account, and the Koniag Investment Sub-Account. These sub-accounts were established to carry out the Trustee Council’s decision in its Resolution of March 1, 1999 to manage separately the remaining assets of the Joint Trust Funds for the specific purposes of funding a long-term research and monitoring program, the acquisition of lands along the

Karluk River, and the establishment of a fund to purchase small parcels of land that may become available in the future.¹

Paragraph 27 of the Third Amended Order provides that “funds in an Investment Fund shall remain on deposit in that Fund until such time as the EVOS Trustees unanimously resolve to expend all or part of the funds.” The funds may then be expended, for purposes consistent with the MOA, upon the joint notification of the Governments to the Investment Fund and the Court. The notification is to inform the Court of the proposed uses of the funds in the same manner and to the same extent as was the Governments’ practice when the funds were in the registry of the Court.²

The Governments provide Notice of this ninety-fourth expenditure in the amount of \$218,000 from the Habitat Sub-Account. This expenditure is for the Eagle Rock Facility Improvements Project 20200135.³ The entire amount will be provided to the State of Alaska.

¹ The Koniag Sub-Account has been terminated. The funds previously held in that sub-account were transferred to the Habitat Sub-Account on March 14, 2014. *See Fifty-Fifth Joint Notice of Expenditures from the Investment Fund*. Dkt. No. 427.

² A copy of the notice provided to the Investment Fund pursuant to paragraph 27 of the Third Amended Order for Deposit and Transfer of Settlement Proceeds is appended to this Notice as Attachment A.

³ This expenditure was approved by the Trustee Council at its October 11, 2019 meeting in Resolution 19-02 and reauthorized by the Trustee Council at its October 14, 2020 and October 13, 2021 meetings in Resolutions 20-03 and 21-10. *See Seventy-Sixth Joint Notice of Expenditures from the Investment Fund*, Attachment A at pp. 5 – 15 (Dkt. No. 490-1); *Seventy-Eighth Joint Notice of Expenditures from the Investment Fund*, Attachment A at pp. 4 – 13 (Dkt. No. 492-1); *Eighty-Fifth Joint Notice of Expenditures from the Investment Fund*, Attachment C (Dkt. No. 499-3).

Since the Governments' last filing on January 21, 2025, the Trustee Council has not held another meeting. The Governments will submit the meeting notes for the Governments' September 18, 2024 meeting upon their approval by the Trustee Council.

RESPECTFULLY SUBMITTED this 19th day of August, 2025.

FOR THE UNITED STATES

s/ ERIKA M. WELLS
Senior Counsel, Oregon Bar No. 055004
Environmental Enforcement Section
Environment & Natural Resources Division
United States Department of Justice
c/o NOAA/Damage Assessment
7600 Sand Point Way, NE
Seattle, WA 98115
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FOR THE STATE OF ALASKA

TREG TAYLOR
ATTORNEY GENERAL

By: /s/ Thad Adkins
Thad Adkins
Assistant Attorney General
State of Alaska
Department of Law
1031 West Fourth Avenue, Suite 200
Anchorage, Alaska 99501-1994
Telephone: (907) 269-5539
Email: thad.adkins@alaska.gov
Alaska Bar No. 2205032

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 19th day of August, 2025, a copy of the foregoing, NINETY-FOURTH JOINT NOTICE OF EXPENDITURES FROM THE INVESTMENT FUND was served by the Court's CM/ECF system upon all persons registered to receive filings in this matter.

s/ Erika M. Wells



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Law

CIVIL DIVISION

1031 West Fourth Avenue, Ste. 200
Anchorage, AK 99501
Main: (907) 269-5100
Fax: (907) 276-3697

August 18, 2025

VIA EMAIL

Shane Carson and Zachary Hanna
Treasury Division, Alaska Dept. of Revenue
P.O. Box 110405
Juneau, AK 99811-0405
Shane.Carson@alaska.gov
Zach.Hanna@alaska.gov

Re: *Exxon Valdez* Oil Spill Investment Fund

Mr. Carson and Mr. Hanna:

The *Exxon Valdez* Trustee Council has unanimously determined to expend \$218,000 in joint trust funds for restoration purposes, consistent with the terms of the Memorandum of Agreement and Consent Decree entered by the federal district court in *United States v. State of Alaska*, No. A91-081 CIV (D. Alaska). This expenditure is from the Habitat Sub-Account of the Investment Fund of the State of Alaska, Department of Revenue.

Under the terms of the Reimbursable Services Agreement between the Alaska Department of Fish and Game and the Alaska Department of Revenue, please transfer the following amount from cash held in the *Exxon Valdez* Oil Spill Investment Fund to the accounts described below:

State of Alaska

Amount: \$ 218,000 from the Habitat Sub-Account;

Beneficiary: State of Alaska
Account: ADF&G IRIS Fund 3386
Name: Exxon Valdez Settlement Account

This transfer should take place when most financially advantageous, preferably **on or before August 22, 2025**. If you have any questions, please email Shiway Wang at shiway.wang@alaska.gov.

To: Shane Carson and Zach Hanna
Re: *EVOS Investment Fund*

August 18, 2025
Page 2 of 2

Sincerely,

/s/ Thad Adkins

Thad Adkins
Assistant Attorney General
Environmental Section
State of Alaska
Department of Law

/s Erika Wells

Erika M. Wells
Senior Counsel
Environmental Enforcement Section
Environment & Natural Resources Division
U.S. Department of Justice
United States of America

TTA/jcc1
cc (via email):

Bonnie Jensen, Alaska Department of Fish and Game
Melissa Hill, Alaska Department of Fish and Game
Jessica Hood, Alaska Department of Fish and Game
Sabrina Donnellan, Alaska Department of Fish and Game
Zachary Hanna, Alaska Department of Revenue
Shane Carson, Alaska Department of Revenue
Cassandra Shahani, Department of the Interior
Angela Millhouse, Department of the Interior
Seth Deam, Department of the Interior, Solicitor's Office
Joy Maglaqui, *Exxon Valdez* Oil Spill Trustee Council Restoration Office
Lauri Adams, *EVOSTC* Restoration Office
Austin Quinn-Davidson, *EVOSTC* Restoration Office

TREG TAYLOR
ATTORNEY GENERAL

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Attorney for the State of Alaska

UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

STATE OF ALASKA,	)	
	)	
Plaintiff,	)	No. 3:91-CV-00083 Civil (HRH)
	)	
v.	)	NINETY-FOURTH
	)	JOINT NOTICE OF
EXXON CORPORATION, and EXXON	)	EXPENDITURES FROM
SHIPPING COMPANY,	)	THE INVESTMENT FUND
	)	
Defendants.	)	
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RESPECTFULLY SUBMITTED this 19th day of August 2025.

FOR THE STATE OF ALASKA

TREG TAYLOR
ATTORNEY GENERAL

By: /s/ Thad Adkins
Thad Adkins
Assistant Attorney General
State of Alaska
Department of Law
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FOR THE UNITED STATES

/s/ ERIKA M. WELLS
Erika M. Wells
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Environmental Enforcement Section
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Oregon Bar No. 055004

Certificate of Service

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/s/Jenna C. Combs

Jenna C. Combs

Law Office Assistant