

# ENVIRONMENTAL COST ALLOCATION



Critical thinking at the critical time.™

## COST ALLOCATION PROJECT EXPERIENCE

- Landfill sites
- Sediment sites
- Drum sites
- Mining and smelting sites
- Consulting expert work
- Non-binding arbitrations
- Mediation

FTI Consulting specializes in the recovery and allocation of environmental restoration costs and the resolution of complex environmental disputes. Our core services encompass the following areas of expertise:

- Cost allocation analysis
- Damages analysis/recovery
- Potentially responsible party (PRP) investigation
- Database development
- Alternative dispute resolution
- Expert testimony

We have provided PRP investigation, dispute resolution and cost recovery services at more than 250 National Priorities List, CERCLA removal action, RCRA corrective action, state superfund and voluntary action sites located throughout the United States. These assignments involve work as a neutral fact-finder and allocation consultant on behalf of large and diverse PRP groups or, in the alternative, as a trial expert in CERCLA cost recovery and contribution cases.

FTI Consulting cost allocation engagements collectively have involved thousands of PRPs. Our role typically involved performing some or all of the following tasks:

- Design and development of allocation questionnaires
- Location and interviews of witnesses
- Development of waste-in database or site nexus report
- Review and analysis of position papers and rebuttal papers
- Design and implementation of de minimis settlements
- Identification and application of “equitable factors”
- Assessment of reports authored by scientific experts
- Development of preliminary and final allocation reports and consideration of participant comments
- Mediation and facilitation

FTI Consulting allocation methodologies routinely take into account factual, technical and legal issues including but not limited to the following:

- Causal relationships between waste types and environmental risks/cleanup costs
- Waste trans-shipment
- Economic benefits resulting from cleanup or site use
- Divisibility of harm
- Applicability of the petroleum exclusion, useful product and other defenses
- Liability of successor and parent corporations
- Degree of care and cooperation
- Strength of evidence
- Extrapolation of waste quantities for undocumented time periods
- Allocation of orphan shares
- Fate and transport of hazardous substances
- Presence/absence of CERCLA-defined hazardous substances



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### About FTI Consulting

FTI Consulting, Inc. is a global business advisory firm dedicated to helping organizations protect and enhance enterprise value in an increasingly complex legal, regulatory and economic environment. With more than 2,800 professionals located in most major business centers in the world, we work closely with clients every day to anticipate, illuminate, and overcome complex business challenges in areas such as investigations, litigation, mergers and acquisitions, regulatory issues, reputation management and restructuring. More information can be found at [www.fticonsulting.com](http://www.fticonsulting.com).