

Milestones Required by the June 6, 2024 Local Enforcement Agency Compliance Order

(chart modified on February 27, 2026)

Milestone #	Key Action	Start Date/Deadline	Status
1A-1	Submit a revised soil reaction break/barrier plan (SRBBP)	Superseded	The LEA issued a second Compliance Order on May 1, 2025, which, per the LEA, supersedes this Milestone 1A-1. Chiquita submitted a request for a formal appeal hearing and a petition for stay of Section 4.3 of the second Compliance Order on May 16, 2025. Chiquita's petition for stay was denied on May 20, 2025; a hearing to establish procedures for the substantive hearing occurred on August 27, 2025; the substantive hearing originally scheduled for January 2026 has been rescheduled for March 18 and April 28, 2026. The new mitigation measures are set forth in a separate chart below
1A-2	Submit a revised report with CO and H2 readings for all gas collection wells in the reaction area and wells 200 feet outside the reaction area	June 11, 2024	Completed; see report on Chiquita's website
1A-3	Submit lab test results for all monthly LFG sampling (including CO and H2) from a set of LFG wells selected by the LEA	September 16, 2024; monthly by the 15th of the month	Ongoing; received clarification from LEA on certain items on November 19, 27, and December 3, 2024; awaiting further input from LEA regarding the selection of wells; see monthly reports on Chiquita's website
1B-1	Submit a revised Completion Report for the installation of the temperature monitoring probes	June 11, 2024	Completed for installation of the initial set of temperature monitoring probes; see report on Chiquita's website
1B-2	Submit weekly temperature monitoring probe data reports	June 7, 2024; weekly, every Thursday	Ongoing; see weekly reports on Chiquita's website

1B-3	Provide a temperature contour map showing color-coded observations based on the maximum observed temperature collected during the month	June 15, 2024; monthly by the 15th of the month	Ongoing; see monthly maps on Chiquita's website
1B-4	Install three temperature probes around the area that is extending south into areas outside of the previously defined reaction area	No longer required	LEA is no longer requiring Chiquita to install the three TMPs described in the LEA's June 6, 2024 Compliance Order, according to LEA letter dated January 10, 2025
2A-1	Install the 30-mil HDPE geosynthetic cover over the 30-acre reaction settlement area and around any wells showing signs of reaction	January 17, 2025	Completed; Final Completion Report submitted on January 17, 2025; LEA approved in letter dated April 9, 2025 contingent on submittal of additional information, which Chiquita provided on May 10, 2025
2A-2	Provide weekly updates on the geosynthetic cover installation	June 14, 2024; weekly, every Friday	Completed; LEA no longer requires this status update because the geosynthetic cover has been fully installed in accordance with this milestone
2B	Submit weekly cover reports tracking issues with the landfill soil and geosynthetic cover as well as settlement and stability concerns	Weekly, every Tuesday	Ongoing; see these weekly updates on Chiquita's website, in addition to the monthly cracks and fissures summaries, monthly isopach map, and related FLIR surveys also on Chiquita's website. On September 9, 2025, Chiquita submitted the final required bi-monthly FLIR survey and analysis and requested reduction in frequency to quarterly; LEA acknowledged receipt of request on November 5, 2025
3-1	Ensure slope stability issues are included in the weekly cover reports	Weekly, every Tuesday	Ongoing; see weekly updates on Chiquita's website
3-2	Submit a west and north slope stability analysis final report that addresses LEA's comments	No longer required	LEA is no longer requiring Chiquita to submit the final report according to LEA letter dated September 17, 2024
4-1	Install and operate an additional 107 LFG	July 31, 2024	Completed

	extraction wells as per approved February 26, 2024 Remediation Plan for LFG Exceedance		
4-1	Notify the LEA upon completion of installation and operation of additional 107 LFG extraction wells	July 31, 2024	Completed
4-1	Provide a final completion report for the 107 LFG wells	July 31, 2024	Completed; see report on Chiquita's website
4-2	Submit weekly status updates on the installation of the LFG extraction wells	Weekly, every Wednesday – no longer required	Completed; this status update is no longer required under the June 6, 2024 Compliance Order and the LEA letter dated May 8, 2024 because the 107 LFG extraction wells listed in Chiquita's February 26, 2024 Remediation Plan have been installed
4-3	Submit weekly results of methane readings at wells GP-13 and GP-15	Weekly, every Wednesday	Ongoing; see weekly results on Chiquita's website
4-4	Demonstrate compliance with 27 CCR Section 20921 within the 120-day compliance period that begins after the completion of the planned LFG extraction well construction referred to in the February 2024 Remediation Plan	November 28, 2024 (120 days after completion of the LFG extraction well installation); weekly update, every Wednesday	In progress; extension requested on September 25, 2024, and, in response to LEA input, extension requested again together with additional proposed measures as part of a Revised Remediation Plan submitted on November 18, 2024; additional information requested by LEA on February 21, 2025; Chiquita provided the additional information on March 14, 2025; received additional input from LEA on May 1, 2025, requiring Revised Remediation Plan by June 2, 2025; Chiquita submitted a further Revised Remediation Plan on June 2, 2025; LEA conditionally approved in letter dated August 5, 2025; Chiquita submitted response on October 1, 2025; soil vapor extraction (SVE) wells were completed as of February 13, 2026; SVE as-builts and related materials

			are in progress and are expected to be submitted as of March 13, 2026
5	Submit monthly report with maps showing defined reaction area, expansion of reaction area if any, weekly temperature monitoring probe data, settlement with heat maps, and LFG data including but not limited to CO and H2 data	September 16, 2024; monthly by the 15th of the month	Ongoing; see monthly reports on Chiquita's website

Mitigation Measures Required by the May 1, 2025 Compliance Order

(chart modified on February 27, 2026)¹

Mitigation Measure	Key Action	Start Date/Deadline	Status
Section 4.1	Extend geomembrane cover and submit plan for completion, including schedule for completion	Plan due June 2, 2025; installation in progress	Subject to request for a formal appeal hearing; draft workplan submitted on June 2, 2025; LEA conditionally approved and provided comments in letter dated August 1, 2025, imposing deadline of August 18, 2025 to submit installation schedule; Chiquita responded and requested extension of deadline in letter dated August 18, 2025 in order to revise workplan in response to comments received from DTSC; revised draft workplan submitted on October 3, 2025; installation of additional cover is in progress; received LEA comments on draft workplan on November 20, 2025; Chiquita responded to LEA comments on December 15, 2025; under discussion with LEA
Section 4.1	Submit weekly status updates on the extension of the geomembrane cover	Weekly, every Friday, beginning the week after installation commences	Subject to request for a formal appeal hearing; installation has commenced and is in progress; updates are ongoing; see weekly updates on Chiquita's website

¹ As noted above, Chiquita submitted a request for a formal appeal hearing and a petition for stay of Section 4.3 of this Compliance Order on May 16, 2025. Chiquita's petition for stay was denied on May 20, 2025; the substantive hearing originally scheduled for January 2026 has been rescheduled for March 18 and April 28, 2026.

Section 4.2	Relocate Tank Farm 9 and submit workplan for relocation	Workplan due June 2, 2025; further deadlines TBD	Subject to request for a formal appeal hearing; draft workplan submitted on June 2, 2025; revised workplan submitted on September 19, 2025 in response to comments received from DTSC; received LEA comments on draft workplan on November 20, 2025; under discussion with LEA
Section 4.3	Submit as-built for soil barrier or a workplan for construction of a vertical barrier to prevent expansion of SET event into Cell 8A, including schedule for completion	As-built or workplan due July 15, 2025; further deadlines TBD	Subject to request for a formal appeal hearing; draft workplan submitted on July 15, 2025; received LEA comments on draft workplan on November 20, 2025; under discussion with LEA; shared Chiquita's response to DTSC's and CalRecycle's comments on the draft workplan with LEA on November 22, 2025; formal appeal hearing regarding this workplan deferred per December 10, 2025 communication from LEA
Section 4.4	Install five additional TMPs (TPs 36-40) and submit final completion report with map	Final completion report due August 4, 2025	Subject to request for a formal appeal hearing; Chiquita requested extension to November 7, 2025 in a letter dated July 18, 2025; LEA rejected extension request on August 6, 2025; Chiquita responded to LEA and US EPA in a letter dated September 26, 2025; Chiquita completed installation of TMPs 36-40 as of December 11, 2025, and installation of TP-22, TP-23, and TP-33 as of February 11, 2026; final completion report with map submitted on February 18, 2026, and is under LEA review