

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
Philadelphia, Pennsylvania 19103**

In the Matter of:	:
	:
DORCUS CONSTRUCTION COMPANY, INC. 11228 PUTMAN ROAD THURMONT, MD 21788	: U.S. EPA Docket No. TSCA-03-2023-0084
	:
	: Proceeding under Sections 16(a) and 409 of the
	: Toxic Substances Control Act, 15 U.S.C.
	: §§ 2615 and 2689
Respondent.	:

CONSENT AGREEMENT

PRELIMINARY STATEMENT

1. This Consent Agreement is entered into by the Director of the Enforcement and Compliance Assurance Division, U.S. Environmental Protection Agency, Region III (“Complainant”) and Dorcus Construction Company, Inc. (“Respondent”) (collectively the “Parties”), pursuant to Sections 16(a) and 409 of the Toxic Substances Control Act, 15 U.S.C. §§ 2615(a) and 2689, and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation, Termination or Suspension of Permits (“Consolidated Rules of Practice”), 40 C.F.R. Part 22. The Toxic Substances Control Act authorizes the Administrator of the U.S. Environmental Protection Agency to assess penalties and undertake other actions required by this Consent Agreement. The Administrator has delegated this authority to the Regional Administrator who, in turn, has delegated the authority to enter into agreements concerning administrative penalties to the Complainant. This Consent Agreement and the attached Final Order (hereinafter jointly referred to as the “Consent Agreement and Final Order”) resolve Complainant’s civil penalty claims against Respondent under Toxic Substances Control Act (“TSCA” or the “Act”) for the violations alleged herein.
2. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice, Complainant hereby simultaneously commences and resolves this administrative proceeding.

JURISDICTION

3. The U.S. Environmental Protection Agency (“EPA”) has jurisdiction over the above-captioned matter, as described in Paragraph 1, above.
4. The Consolidated Rules of Practice govern this administrative adjudicatory proceeding pursuant to 40 C.F.R. § 22.1(a)(5).

GENERAL PROVISIONS

5. For purposes of this proceeding only, Respondent admits the jurisdictional allegations set forth in this Consent Agreement and Final Order.
6. Except as provided in Paragraph 5, above, Respondent neither admits nor denies the specific factual allegations set forth in this Consent Agreement.
7. Respondent agrees not to contest the jurisdiction of EPA with respect to the execution of this Consent Agreement, the issuance of the attached Final Order, or the enforcement of this Consent Agreement and Final Order.
8. For purposes of this proceeding only, Respondent hereby expressly waives its right to contest the allegations set forth in **this Consent Agreement and Final Order** and waives its right to appeal the accompanying Final Order.
9. Respondent consents to the assessment of the civil penalty stated herein, to the issuance of any specified compliance order herein, and to any conditions specified herein.
10. Respondent shall bear its own costs and attorney's fees in connection with this proceeding.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

11. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice, Complainant alleges and adopts the Findings of Fact and Conclusions of Law set forth immediately below.
12. Respondent is a corporation operating under the laws of the State of Maryland and has a principal place of business located at 11228 Putman Rd., Thurmont, MD 21788.
13. At all times relevant to the violations alleged in this complaint, Respondent was and is a "person" as the term is defined under 40 C.F.R. § 745.83.
14. At all times relevant to the violations alleged in this complaint, Respondent was and is a "firm" as the term is defined under 40 C.F.R. § 745.83.
15. On February 18, 2022, EPA received a tip and complaint concerning the renovation being performed by Respondent at The Banner School located at 1730 N. Market St. Frederick, MD 21701.
16. On May 27, 2022, a duly authorized EPA inspector notified Respondent of EPA's intent to conduct a records inspection pursuant to Section 409 of the TSCA, 15 U.S.C. § 2689.
17. On June 7, 2022, the duly authorized EPA inspector conducted a records inspection at the Respondent's office located at 11228 Putman Rd., Thurmont, MD 21788 to determine

Respondent's compliance with the Lead-Based Paint Renovation Repair and Painting Rule ("RRP Rule"), codified at 40 C.F.R. Part 745, Subpart E, ("Records Inspection").

- 18. During the Records Inspection, Mr. Steven Dorcus, owner of the Dorcus Construction Company, Inc., stated that Respondent became a certified firm in 2010, but had failed to get re-certified after expiration of its initial certification.
- 19. During the Records Inspection, Mr. Dorcus stated that he did not currently employ any EPA-certified renovators.
- 20. During the Records Inspection, the duly authorized EPA inspector identified and collected ten (10) renovation contracts for further review for the following properties:

Address	Contract Date
1730 N. Market St. Frederick, MD 21701	12/3/2021
33 Hampton Place Walkersville, MD 21793	2/7/2022
4 Fairview Ave. Frederick, MD 21701	8/4/2020
619 Magnolia Ave. Frederick, MD 21701	12/4/2021
7003 Summerfield Dr. Frederick, MD 21702	11/12/2021
14029 Graceham Rd. Thurmont, MD 21788	7/9/2021
3626 Basford Rd. Frederick, MD 21703	6/23/2021
8405 Stonehouse Rd. Frederick, MD 21702	2/24/2021
404 Carroll Pkwy. Frederick, MD 21701	3/5/2021
416 Fairview Ave., Frederick, MD 21701	1/28/2021

- 21. On June 16, 2022, Respondent obtained EPA firm certification, with an expiration date of June 30, 2027.
- 22. On December 6, 2022, EPA issued Respondent a Notice of Potential Violation and Opportunity to Confer.
- 23. Based on the information collected during the Records Inspection by EPA, Respondent entered into a contract with the property owners of the properties listed in Paragraph 20, above, on the dates listed in Paragraph 20, above to perform "renovations" as such term is defined by 40 C.F.R. § 745.83. The renovations took place on or around the date of the contracts.
- 24. Based on the information collected during the Records Inspection by EPA, the ten (10) properties identified in Paragraph 20 above, were all constructed prior to 1978 and were, therefore, identified as "target housing" as such term is defined by Section 401(17) of TSCA, 15 U.S.C. § 2681(17), and 40 C.F.R. § 745.103.

25. The renovations performed by Respondent at the properties listed in Paragraph 20 above were “renovations performed for compensation at target housing” as described in 40 C.F.R. § 745.82.
26. Respondent is, and at all times relevant to the violations alleged herein, was the “renovator” of the properties listed in Paragraph 20 above, as that term is defined in 40 C.F.R. § 745.83 and is subject to the assessment of civil penalties for the violations alleged herein.

Count I
Failure to Apply for and Obtain Firm Recertification.

27. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
28. Pursuant to 40 C.F.R. § 745.89(a), “[f]irms that perform renovations for compensation must apply to EPA for certification to perform renovations or dust sampling.”
29. Pursuant to 40 C.F.R. § 745.81(a)(2)(ii), on or after April 22, 2010, no firm may perform, offer, or claim to perform renovations without certification from EPA under 40 C.F.R. § 745.89, in target housing or child-occupied facilities, unless the renovation qualifies for one of the exceptions identified in 40 C.F.R. § 745.82.
30. Pursuant to 40 C.F.R. § 745.89(b), a firm must be re-certified by EPA every five (5) years to maintain its certification.
31. Pursuant to 40 C.F.R. § 745.89(b)(1)(iii), if a “firm fails to obtain recertification before the firm's current certification expires, the firm must not perform renovations or dust sampling until it is certified anew pursuant to paragraph (a) of this section.”
32. EPA’s records indicate that Respondent obtained its initial EPA firm certification on May 26, 2010 (NAT-63922-1) with an expiration date of June 30, 2015.
33. Based on the information available to the EPA, Respondent did not obtain recertification after its certification expired on June 20, 2015 until June 16, 2022.
34. Between August 2020 and December 2021, at the time of the renovations at the properties listed in Paragraph 20 above, Respondent was not EPA certified under 40 C.F.R. § 745.89.
35. Respondent violated 40 C.F.R. § 745.89(b)(1)(iii) by failing to apply for and obtain firm recertification from the EPA prior to conducting renovations at the properties listed in Paragraph 20 above.

36. In failing to comply with 40 C.F.R. § 745.89(b)(1)(iii), Respondent is in violation of Sections 15 and 409 of TSCA, 15 U.S.C. §§ 2614 and 2689 and is subject to the assessment of penalties under Section 16(a) of TSCA, 15 U.S.C. § 2615(a).

Count II
Failure to Assign Certified Renovators to Nine Renovations

37. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
38. Pursuant to 40 C.F.R. § 745.89(d)(1), firms performing renovations must ensure “all individuals performing renovation activities on behalf of the firm are either certified renovators or have been trained by a certified renovator in accordance with § 745.90.”
39. Pursuant to 40 C.F.R. § 745.89(d)(2), firms performing renovations “must ensure that a certified renovator is assigned to each renovation performed by the firm and discharges all of the certified renovator responsibilities identified in § 745.90.”
40. Between August 2020 and December 2021, at the time of the renovations conducted at the following properties, and as detailed in Paragraph 20 above, Respondent did not ensure that a certified renovator or individuals that had been trained by a certified renovator performed the renovation activities and did not ensure that a certified renovator was assigned to the renovations:
- a. 33 Hampton Place Walkersville, MD 21793
 - b. 4 Fairview Ave. Frederick, MD 21701
 - c. 619 Magnolia Ave. Frederick, MD 21701
 - d. 7003 Summerfield Dr. Frederick, MD 21702
 - e. 14029 Graceham Rd. Thurmont, MD 21788
 - f. 3626 Basford Rd. Frederick, MD 21703
 - g. 8405 Stonehouse Rd. Frederick, MD 21702
 - h. 404 Carroll Pkwy. Frederick, MD 21701
 - i. 416 Fairview Ave., Frederick, MD 21701
41. Respondent’s failure to have certified renovators or individuals that had been trained by a certified renovator performing the renovations at the properties listed in Paragraph 40 above, and failure to assign a certified renovator to the renovations performed at the properties listed in Paragraph 40 above, as required by 40 C.F.R. § 745.89(d)(1) and (2) constitutes nine (9) violations of 40 C.F.R. § 745.89(d)(2) and Sections 15 and 409 of TSCA, 15 U.S.C. §§ 2614 and 2689.
42. In failing to comply with 40 C.F.R. § 745.89(d)(1) and (2), Respondent is in violation of Sections 15 and 409 of TSCA, 15 U.S.C. §§ 2614 and 2689 and is subject to the assessment of penalties under Section 16(a) of TSCA, 15 U.S.C. § 2615(a).

Count III
Failure to Retain and Make Records Available to EPA

43. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
Pursuant to 40 C.F.R. § 745.86(a), “[f]irms performing renovations must retain and, if requested, make available to EPA all records necessary to demonstrate compliance with [Subpart E (RRP Rule)] for a period of 3 years following completion of the renovation.”
44. At the time of the Records Inspection, Respondent did not retain and/or make available to the EPA, records necessary to demonstrate compliance with the RRP Rule in violation of 40 C.F.R. § 745.86(a).
45. In failing to comply with 40 C.F.R. § 745.86(a), Respondent is in violation of Sections 15 and 409 of TSCA, 15 U.S.C. §§ 2614 and 2689, and is subject to the assessment of penalties under Section 16(a) of the TSCA, 15 U.S.C. § 2615(a).

CIVIL PENALTY

46. In settlement of EPA’s claims for civil penalties for the violations alleged in this Consent Agreement, Respondent consents to the assessment of a civil penalty in the amount of **Twenty-Three Thousand One Hundred and Eighteen Dollars (\$23,118)**, which Respondent shall be liable to pay in accordance with the terms set forth below.
47. The civil penalty is based upon EPA’s consideration of a number of factors, including the penalty criteria (“statutory factors”) set forth in TSCA, Section 16(a), 15 U.S.C. § 2615(a) including, the following: the nature, circumstances, extent, and gravity of the violation or violations and, with respect to the violator, ability to pay, effect on ability to continue to do business, any history of prior such violations, the degree of culpability, and such other matters as justice may require. These factors were applied to the particular facts and circumstances of this case with specific reference to EPA’s *Consolidated Enforcement Response and Penalty Policy for the Pre-Renovation Education Rule; Renovation, Repair and Painting Rule; and Lead-Based Paint Activities Rule* (August 2010) and the *Lead-based Paint Graduated Penalty Approach Policy for Small-Scale Businesses* (Sept. 20, 2019), which reflects the statutory penalty criteria and factors set forth at TSCA, Section 16(a)(2)(B), 15 U.S.C. 2615(a)(2)(B), the appropriate *Adjustment of Civil Monetary Penalties for Inflation*, pursuant to 40 C.F.R. Part 19, and the applicable EPA memoranda addressing EPA’s civil penalty policies to account for inflation.
48. Payment of the civil penalty amount, and any associated interest, administrative fees, and late payment penalties owed, shall be made by either cashier’s check, certified check or electronic wire transfer, in the following manner:
 - a. All payments by Respondent shall include reference to Respondent’s name and address, and the Docket Number of this action, *i.e.*, **TSCA-03-2023-0084**;

- b. All checks shall be made payable to the “United States Treasury”;
- c. All payments made by check and sent by regular mail shall be addressed and mailed to:

U.S. Environmental Protection Agency
Cincinnati Finance Center
P.O. Box 979078
St. Louis, MO 63197-9000

- d. For additional information concerning other acceptable methods of payment of the civil penalty amount see:

<https://www.epa.gov/financial/makepayment>

- e. A copy of Respondent’s check or other documentation of payment of the penalty using the method selected by Respondent for payment shall be sent simultaneously by email to:

Hannah Leone
Assistant Regional Counsel
Leone.hannah@epa.gov

and

U.S. EPA Region III Regional Hearing Clerk
R3_Hearing_Clerk@epa.gov.

- 49. Pursuant to 31 U.S.C. § 3717 and 40 C.F.R. § 13.11, EPA is entitled to assess interest and late payment penalties on outstanding debts owed to the United States and a charge to cover the costs of processing and handling a delinquent claim, as more fully described below. Accordingly, Respondent’s failure to make timely payment of the penalty as specified herein shall result in the assessment of late payment charges including interest, penalties and/or administrative costs of handling delinquent debts.
- 50. Payment of the civil penalty is due and payable immediately upon receipt by Respondent of a true and correct copy of the fully executed and filed Consent Agreement and Final Order. Receipt by Respondent or Respondent’s legal counsel of such copy of the fully executed Consent Agreement and Final Order, with a date stamp indicating the date on which the Consent Agreement and Final Order was filed with the Regional Hearing Clerk, shall constitute receipt of written initial notice that a debt is owed EPA by Respondent in accordance with 40 C.F.R. § 13.9(a).
- 51. INTEREST: In accordance with 40 C.F.R § 13.11(a)(1), interest on the civil penalty assessed in this Consent Agreement and Final Order will begin to accrue on the date

Respondent is notified of its debt to the United States as established upon the ratification and filing of the fully executed Consent Agreement and Final Order with the Regional Hearing Clerk. However, EPA will not seek to recover interest on any amount of the civil penalties that is paid within thirty (30) calendar days after the date on which such interest begins to accrue. Interest will be assessed at the rate of the United States Treasury tax and loan rate in accordance with 40 C.F.R § 13.11(a).

52. **ADMINISTRATIVE COSTS:** The costs of the EPA's administrative handling of overdue debts will be charged and assessed monthly throughout the period a debt is overdue. 40 C.F.R. § 13.11(b). If payment is not received within 30 calendar days of the effective date of this Consent Agreement, EPA will also assess a \$15.00 administrative handling charge for administrative costs on unpaid penalties for the first thirty (30) day period after the payment is due and an additional \$15.00 for each subsequent thirty (30) days the penalty remains unpaid.
53. **LATE PAYMENT PENALTY:** A late payment penalty of six percent per year will be assessed monthly on any portion of the civil penalty that remains delinquent more than ninety (90) calendar days. 40 C.F.R. § 13.11(c). Should assessment of the penalty charge on the debt be required, it shall accrue from the first day payment is delinquent. 31 C.F.R. § 901.9(d).
54. **The parties consent to service of the Final Order by e-mail at the following valid e-mail addresses: leone.hannah@epa.gov (for Complainant), kyle.dorcus@dorcusconstruction.com (for Respondent).**

GENERAL SETTLEMENT CONDITIONS

55. By signing this Consent Agreement, Respondent acknowledges that this Consent Agreement and Final Order will be available to the public and represents that, to the best of Respondent's knowledge and belief, this Consent Agreement and Final Order does not contain any confidential business information or personally identifiable information from Respondent.
56. Respondent certifies that any information or representation it has supplied or made to EPA concerning this matter was, at the time of submission true, accurate, and complete and that there has been no material change regarding the truthfulness, accuracy or completeness of such information or representation. EPA shall have the right to institute further actions to recover appropriate relief if EPA obtains evidence that any information provided and/or representations made by Respondent to the EPA regarding matters relevant to this Consent Agreement and Final Order, including information about respondent's ability to pay a penalty, are false or, in any material respect, inaccurate. This right shall be in addition to all other rights and causes of action that EPA may have, civil or criminal, under law or equity in such event. Respondent and its officers, directors and agents are aware that the submission of false or misleading information to the United States government may subject a person to separate civil and/or criminal liability.

57. Respondent certifies to EPA, upon personal investigation and to the best of its knowledge and belief, that it currently is in compliance with regard to the violations alleged in this Consent Agreement.

OTHER APPLICABLE LAWS

58. Nothing in this Consent Agreement and Final Order shall relieve Respondent of its obligation to comply with all applicable federal, state, and local laws and regulations, nor shall it restrict EPA's authority to seek compliance with any applicable laws or regulations, nor shall it be construed to be a ruling on the validity of any federal, state or local permit. This Consent Agreement and Final Order does not constitute a waiver, suspension or modification of the requirements of TSCA, or any regulations promulgated thereunder.

RESERVATION OF RIGHTS

59. This Consent Agreement and Final Order resolves only EPA's claims for civil penalties for the specific violations alleged against Respondent in this Consent Agreement and Final Order. EPA reserves the right to commence action against any person, including Respondent, in response to any condition which EPA determines may present an imminent and substantial endangerment to the public health, public welfare, or the environment. This settlement is subject to all limitations on the scope of resolution and to the reservation of rights set forth in Section 22.18(c) of the Consolidated Rules of Practice, 40 C.F.R. § 22.18(c). EPA reserves any rights and remedies available to it under TSCA, the regulations promulgated thereunder and any other federal law or regulation to enforce the terms of this Consent Agreement and Final Order after its effective date.

EXECUTION /PARTIES BOUND

60. This Consent Agreement and Final Order shall apply to and be binding upon the EPA, the Respondent and the officers, directors, employees, contractors, successors, agents and assigns of Respondent. By his or her signature below, the person who signs this Consent Agreement on behalf of Respondent is acknowledging that he or she is fully authorized by the Respondent to execute this Consent Agreement and to legally bind Respondent to the terms and conditions of this Consent Agreement and Final Order.

EFFECTIVE DATE

61. The effective date of this Consent Agreement and Final Order is the date on which the Final Order, signed by the Regional Administrator of EPA, Region III, or his/her designee, the Regional Judicial Officer, is filed along with the Consent Agreement with the Regional Hearing Clerk pursuant to the Consolidated Rules of Practice.

ENTIRE AGREEMENT

62. This Consent Agreement and Final Order constitutes the entire agreement and understanding between the Parties regarding settlement of all claims for civil penalties pertaining to the specific violations alleged herein and there are no representations, warranties, covenants, terms, or conditions agreed upon between the Parties other than those expressed in this Consent Agreement and Final Order.


In the Matter of: Dorcus Construction Company, Inc.

EPA Docket No. TSCA-03-2023-0084

For Respondent: Dorcus Construction Company, Inc.

Date: 8/14/2023

By:


NAME: Steve Dorcus

TITLE: Owner

For the Complainant:

After reviewing the Consent Agreement and other pertinent matters, I, the undersigned Director of the Enforcement & Compliance Assurance Division of the United States Environmental Protection Agency, Region III, agree to the terms and conditions of this Consent Agreement and recommend that the Regional Administrator, or his/her designee, the Regional Judicial Officer, issue the attached Final Order.

By: _____
[*Digital Signature and Date*]
Karen Melvin, Director
Enforcement & Compliance Assurance Division
U.S. EPA – Region III
Complainant

Attorney for Complainant:

By: _____
[*Digital Signature and Date*]
Hannah Leone
Assistant Regional Counsel
U.S. EPA – Region III

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
Philadelphia, Pennsylvania 19103

In the Matter of:	:
	:
DORCUS CONSTRUCTION COMPANY, INC.	: U.S. EPA Docket No. TSCA-03-2023-0084
11228 PUTMAN ROAD	:
THURMONT, MD 21788	: Proceeding under Sections 16(a) and 409 of the Toxic Substances Control Act, 15 U.S.C. §§ 2615 and 2689
Respondent.	:

FINAL ORDER

Complainant, the Director of the Enforcement and Compliance Assurance Division, U.S. Environmental Protection Agency, Region III, and Respondent, Dorcus Construction Company, Inc., have executed a document entitled "Consent Agreement," which I hereby ratify as a Consent Agreement in accordance with the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits ("Consolidated Rules of Practice"), 40 C.F.R. Part 22, Sections 22.13(b) and 22.18(b)(2) and (3). The terms of the foregoing Consent Agreement are accepted by the undersigned and incorporated into this Final Order as if fully set forth at length herein.

Based upon the representations of the parties in the attached Consent Agreement, the penalty agreed to therein is based upon consideration of, *inter alia*, EPA's *Consolidated Enforcement Response and Penalty Policy for the Pre-Renovation Education Rule; Renovation, Repair and Painting Rule; and Lead-Based Paint Activities Rule* (August 2010) and the *Lead-based Paint Graduated Penalty Approach Policy for Small-Scale Businesses* (Sept. 20, 2019) and the statutory factors set forth in the Toxic Substances Control Act, Section 16(a), 15 U.S.C. § 2615(a).

NOW, THEREFORE, PURSUANT TO Section 16(a) of the Toxic Substances Control Act, 15 U.S.C. Section 2615(a), and Section 22.18(b)(3) of the Consolidated Rules of Practice, **IT IS HEREBY ORDERED** that Respondent pay a civil penalty in the amount of **TWENTY-THREE THOUSAND ONE HUNDRED AND EIGHTEEN DOLLARS (\$23,118)**, in accordance with the payment provisions set forth in the Consent Agreement and in 40 C.F.R. § 22.31(c), and comply with the terms and conditions of the Consent Agreement.

This Final Order constitutes the final Agency action in this proceeding. This Final Order shall not in any case affect the right of the Agency or the United States to pursue appropriate injunctive or other equitable relief, or criminal sanctions for any violations of the law. This Final Order resolves only those causes of action alleged in the Consent Agreement and does not waive, extinguish or otherwise affect Respondent's obligation to comply with all applicable provisions of the Toxic Substances and Control Act and the regulations promulgated thereunder.

The effective date of the attached Consent Agreement and this Final Order is the date on which this Final Order is filed with the Regional Hearing Clerk.

Date: _____

By: _____

Joseph J. Lisa
Regional Judicial and Presiding Officer
U.S. EPA Region III

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
Philadelphia, Pennsylvania 19103**

In the Matter of:

**DORCUS CONSTRUCTION
COMPANY, INC.
11228 PUTMAN ROAD
THURMONT, MD 21788**

Respondent.

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: **U.S. EPA Docket No. TSCA-03-2023-0084**
:
: **Proceeding under Sections 16(a) and 409 of**
: **the Toxic Substances Control Act, 15 U.S.C.**
: **§§ 2615 and 2689**
:

CERTIFICATE OF SERVICE

I certify that the foregoing *Consent Agreement and Final Order* was filed with the EPA Region III Regional Hearing Clerk on the date that has been electronically stamped on the *Consent Agreement and Final Order*. I further certify that on the date set forth below, I caused to be served a true and correct copy of the foregoing to each of the following persons, in the manner specified below, at the following addresses:

Copies served via email to:

Kyle Dorcus
Dorcus Construction Company, Inc.
kyle.dorcus@dorcusconstruction.com
11228 Putman Road
Thurmont, Maryland 21788

Steven Dorcus
Dorcus Construction Company, Inc.
steve.dorcus@dorcusconstruction.com
11228 Putman Road
Thurmont, Maryland 21788

Hannah Leone
Assistant Regional Counsel
U.S. EPA, Region III
Leone.hannah@epa.gov

Craig Yussen
Chemical Engineer
U.S. EPA, Region III
Yussen.craig@epa.gov

[Digital Signature and Date]
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region III