

EPA ENFORCEMENT ACCOUNTS RECEIVABLE CONTROL NUMBER FORM FOR ADMINISTRATIVE ACTIONS

This form was originated by Wanda I. Santiago for Toni Bandrowicz 6/21/18
Name of Case Attorney Date

in the ORC (RAA) at 918-1113
Office & Mail Code Phone number

Case Docket Number CWA-01-2018-0032

Site-specific Superfund (SF) Acct. Number _____

This is an original debt This is a modification

Name and address of Person and/or Company/Municipality making the payment:

Dale Taylor
GBC Metals, LLC, d/b/a Somers Thin Strip
215 Piedmont Street
Waterbury, Connecticut 06701

Total Dollar Amount of Receivable \$ 6,100 Due Date: 7/19/18

SEP due? Yes No Date Due _____

Installment Method (if applicable)

INSTALLMENTS OF:

1st \$ _____ on _____
2nd \$ _____ on _____
3rd \$ _____ on _____
4th \$ _____ on _____
5th \$ _____ on _____

For RHC Tracking Purposes:

Copy of Check Received by RHC _____ Notice Sent to Finance _____

TO BE FILLED OUT BY LOCAL FINANCIAL MANAGEMENT OFFICE:

IFMS Accounts Receivable Control Number _____

If you have any questions call: _____
in the Financial Management Office

_____ Phone Number



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

BY HAND

JUN 20 2018

RECEIVED

JUN 20 2018

EPA ORC WS
Office of Regional Hearing Clerk

Wanda Santiago
Regional Hearing Clerk
U.S. Environmental Protection Agency – Region 1
5 Post Office Square, Suite 100
Mail Code ORA18-1
Boston, MA 02109-3912

Re: In the Matter of GBC Metals, LLC, d/b/a Somers Thin Strip
Docket No: CWA-01-2018-0032

Dear Ms. Santiago,

Enclosed for filing, please find an Expedited Settlement Agreement (ESA) settling the matter referenced above.

Pursuant to EPA Order Classification No. 2551.1A, dated June 7, 2006, the Regional Hearing Clerk (RHC) shall send a copy of the ESA in any Clean Water Act (CWA) case assessing a penalty under the authority of Section 311 of the CWA to:

U.S. EPA
Cincinnati Finance Center
26 W. Martin Luther King Drive (MS-002)
Cincinnati, OH 45268

In addition, the RHC must pass along the name and address of the regional attorney responsible for any collection recommendation if the civil debt becomes delinquent. For this case, the responsible attorney is:

Tonia Bandrowicz, Senior Enforcement Counsel
U.S. Environmental Protection Agency – Region 1
5 Post Office Square, Suite 100
Mail Code OES04-3
Boston, MA 02109-3912
Tel: (617) 918-1734

Thank you for your attention to this matter.

Sincerely,

Heather L. Thompson
OES Legal Office

Enclosure



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1

5 POST OFFICE SQUARE SUITE 100
BOSTON, MASSACHUSETTS 02109-3912

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JUN 20 2018

EXPEDITED SPILL SETTLEMENT AGREEMENT

EPA ORC WS
Office of Regional Hearing Clerk

In the matter of GBC Metals, LLC, d/b/a Somers Thin Strip
Docket No. CWA-01-2018-0032

On or around January 20, 2018, GBC Metals, LLC, d/b/a Somers Thin Strip ("Respondent"), located at 215 Piedmont Street, Waterbury, Connecticut, discharged oil, as defined in 40 CFR §110.1, to the Naugatuck River, a navigable water of the United States as defined in Section 502(7) of the Clean Water Act (the "Act"), and 40 CFR § 110.1, in violation of Section 311(b)(3) of the Act. The spill occurred at Respondent's Piedmont Street facility when piping associated with an external valve on an oil cooling tower system failed causing a release of mineral oil (bearing lube oil) from the system that entered a municipal storm sewer and ultimately discharged to the Naugatuck River.

EPA finds that Respondent is subject to the Act and has violated the Act by discharging a harmful quantity of oil, as defined in 40 CFR § 110.3, into navigable waters of the United States or adjoining shorelines. Respondent admits to being subject to the Act and that EPA has jurisdiction over Respondent and Respondent's conduct as described in this Expedited Settlement. Respondent admits the facts in the first paragraph of this Settlement Agreement, and waives any objections Respondent may have to EPA's jurisdiction.

EPA is authorized to enter into this Expedited Settlement under the authority vested in EPA by Section 311(b)(6)(B)(i) of the Act, 33 U.S.C. § 1321(b)(6)(B)(i), and by 40 CFR § 22.13(b). The parties enter into this Expedited Settlement in order to settle the civil violations described in this Expedited Settlement for a penalty of \$6,100. Respondent consents to the assessment of this penalty.

This Expedited Settlement also is subject to the following terms and conditions: Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that it has investigated the cause of the spill, has cleaned up the spill pursuant to federal requirements, has taken corrective actions that will prevent future spills, and has sent a certified check in the amount of \$6,100, payable to the Environmental Protection Agency to: U.S. Environmental Protection Agency, Fines and Penalties, P.O. Box 979077, St. Louis, MO 63197-9000. This check shall reference the docket number of the case and the "Oil Spill Liability Trust Fund - 311." Respondent shall send a copy of the check to Heather Thompson, U.S. Environmental Protection Agency, Region 1, 5 Post Office Square Suite 100, Mail Code OES04-4, Boston, Massachusetts 02109-3912, and to the Regional Hearing Clerk, Environmental Protection Agency, Region 1, 5 Post Office Square (ORC-18), Boston, Massachusetts 02109-3912.

Upon signing and returning this Expedited Settlement to EPA, Respondent waives the opportunity for a hearing or appeal pursuant to Section 311 of the Act, and consents to EPA's approval of the Expedited Settlement without further notice.

This Expedited Settlement is binding on the parties signing below, and will become effective upon filing with the Regional Hearing Clerk pursuant to 40 C.F.R. § 22.31(b).

Once the Expedited Settlement is signed by the Regional Judicial Officer, the original Expedited Settlement will be filed with the Regional Hearing Clerk and a copy will be mailed to: U.S. EPA Cincinnati Finance Office, 26 W. Martin Luther King Drive (MS-002), Cincinnati, Ohio 45268. A copy of the Expedited Settlement will also be mailed to the Respondent.

If Respondent does not sign and return this Expedited Settlement as presented within 30 days of the date of its receipt, the proposed Expedited Settlement is withdrawn without prejudice to EPA's ability to file any other enforcement action for the noncompliance identified in this document.

After this Expedited Settlement becomes effective, EPA will take no further civil penalty action against Respondent for the violations of the Act described in this Expedited Settlement. However, EPA does not waive any rights to take any enforcement action for any other past, present, or future violations by Respondent of the Act or of any other federal statute or regulations.

APPROVED BY EPA:

Signature: Joanna Jerison, Legal Enforcement Manager
Date: 5/17/18
Office of Environmental Stewardship

APPROVED BY RESPONDENT:

Name (print): Dale Taylor

Title (print): President Olin Brass

Signature: Dale Taylor
Date: 6/5/18

IT IS SO ORDERED:

Signature: LeAnn Jensen
Date: 6/19/18
Acting Regional Judicial Officer

In the Matter of GBC Metals, LLC, d/b/a Somers Thin Strip
EPA Docket No. CWA-01-2018-0032

CERTIFICATE OF SERVICE

I certify that the foregoing Expedited Settlement Agreement was transmitted to the following persons, in the manner specified, on the date below:

Original and one copy
hand-delivered:

Wanda Santiago
Regional Hearing Clerk
U.S. EPA, Region I
5 Post Office Square, Suite 100
Boston, MA 02109-3912

Copy by certified mail,
return receipt requested:

Robert Forte, Plant Manager
GBC Metals, LLC
d/b/a Somers Thin Strip
215 Piedmont Street
Waterbury, CT 06706

Dated: 6/20/18


Heather Thompson
Office of Environmental Stewardship
U.S. Environmental Protection Agency, Region I
5 Post Office Square, Suite 100
Boston, MA 02109-3912
Phone: (617) 918-1320
Fax: (617) 918-0320

COPY

CASHIER'S CHECK

0067048 11-24
Office AU # 1210(8)
Remitter: GBC METALS ,LLC
Purchaser: PETER FRIGULETTO
Purchaser Account:
Operator I.D.: u268506 u268506
Funding Source: Paper Items(s)
PAY TO THE ORDER OF

SERIAL #: 6704803419
ACCOUNT#: 4861-511624

June 04, 2018

US ENVIRONMENTAL PROTECTION AGENCY

Six thousand one hundred dollars and no cents

***\$6,100.00**

Payee Address:
Memo:

WELLS FARGO BANK, N.A.
210 S ROSELLE RD
SCHAUMBURG, IL 60193
FOR INQUIRIES CALL (480) 394-3122

NOTICE TO PURCHASER-IF THIS INSTRUMENT IS LOST,
STOLEN OR DESTROYED, YOU MAY REQUEST CANCELLATION
AND REISSUANCE. AS A CONDITION TO CANCELLATION AND
REISSUANCE, WELLS FARGO & COMPANY MAY IMPOSE A
FEE AND REQUIRE AN INDEMNITY AGREEMENT AND BOND.

VOID IF OVER US \$ 6,100.00

NON-NEGOTIABLE

Purchaser Copy

FB004 M4203 70362664

PRINTED ON LINEMARK PAPER - HOLD TO LIGHT TO VIEW. FOR ADDITIONAL SECURITY FEATURES SEE BACK.

0067048 11-24
Office AU # 1210(8)
Remitter: GBC METALS ,LLC
Operator I.D.: u268506 u268506

CASHIER'S CHECK

6704803419

June 04, 2018

PAY TO THE ORDER OF ***US ENVIRONMENTAL PROTECTION AGENCY***

Six thousand one hundred dollars and no cents

***\$6,100.00**

Payee Address: EPA Docket # CWA-21-2018-0032
Memo: "Oil Spill Liability Trust Fund - 311"
WELLS FARGO BANK, N.A.
210 S ROSELLE RD
SCHAUMBURG, IL 60193
FOR INQUIRIES CALL (480) 394-3122

VOID IF OVER US \$ 6,100.00

Richard Levy
CONTROLLER

⑈ 6704803419⑈ ⑆ 121000248⑆ 4861 511624⑈

RECEIVED

JUN 20 2018

EPA ORC WS
Office of Regional Hearing Clerk