



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

FedEx

FEB 7 2008

Mr. Ron Thompson  
Compliance Coordinator  
Southern Maryland Oil, Inc.  
6355 Crain Highway  
La Plata, MD 20646

**Re: RCRA Expedited Enforcement Compliance Order ("Field Citation"), EPA Docket  
No. RCRA-03-2008-0090FC**

Dear Mr. Thompson:

Enclosed please find a copy of a signed and approved Settlement Agreements in response to Enforcement Compliance Order RCRA-03-2008-0090 for Southern Maryland Oil, Barstow Industrial Bulk Plant, 201 Bugeye Square, Prince Frederick, Maryland.

If you have any questions or require additional information, please feel free to contact Mr. Gary Morton of my staff at 215-814-3159.

Sincerely,

A handwritten signature in cursive script that reads "Abraham Ferdas for AF".

Abraham Ferdas, Director  
Waste and Chemicals Management Division

Enclosure

cc: G. Morton (3WC31)



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
EXPEDITED ENFORCEMENT  
COMPLIANCE ORDER AND SETTLEMENT AGREEMENT**

|   |                                      |
|---|--------------------------------------|
| <b>PART I: ENFORCEMENT COMPLIANCE ORDER</b> | <b>Part II: SETTLEMENT AGREEMENT</b> |
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ENFORCEMENT COMPLIANCE ORDER NO. RCRA-03-2008-0090FC

On April 27, 2006  
(Violation date) (a.m./p.m.)

Southern Maryland Oil (Barstow Industrial Bulk Plant)  
(Name of Facility)

201 Bugeye Square, Prince Frederick, MD 20678  
(Address of Facility)

Facility Identification Number 11152

Name of Owner, Operator or  
On Site Representative: Ron Thompson

Southern Maryland Oil, Inc.  
6355 Crain Highway La Plata, MD 20646  
(Address of Owner, Operator, or On-Site Representative)

An authorized representative of the United States Environmental Protection Agency (EPA) inspected this facility to determine compliance with underground storage tank (UST) regulations promulgated under Subtitle I of the Resource Conservation and Recovery Act of 1976, as amended (42 U.S.C. § 6991 et seq.), and codified at 40 C.F.R. Part 280, a copy of which can be found at <http://www.epa.gov/swerusil/iedlaws/cfr.htm#40CFR280>. During this inspection, the following civil violation(s) of underground storage tank regulations were found, with corresponding penalty amounts:

COMAR 26.10.05.05 (B) [40 C.F.R. § 280.44 - (a)].

Nature of Violation: Failure to test eight line leak detectors annually. The facility tested eight line leak detectors 169 days after the required testing date.

Civil Penalty Total \$300.00 x 8 line leak detectors = \$2,400.00

The Owner or Operator of the above facility may resolve the above-cited violation(s) without further civil enforcement action by EPA for said violation(s) by complying with the terms and conditions specified in the Settlement Agreement.

This Enforcement Compliance Order is not an adjudicatory proceeding under 40 CFR Part 22, the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits, but is issued solely with reference to the Settlement Agreement in Part II of this form. If the Settlement Agreement in Part II is not returned in correct form by the Owner or Operator within 30 calendar days of receipt, this Enforcement Compliance Order is hereby withdrawn, without prejudice to EPA's ability to file additional enforcement actions for the above or any other violation(s).

I find Southern Maryland Oil, Inc., owner, in violation of the above-referenced UST regulations.

*Chlori Fend* Date: 12/21/07  
(Signature of Authorized Representative of EPA)

I hereby acknowledge receipt of this Enforcement Compliance Order and Settlement Agreement.

*[Signature]* Date: 01/21/08  
(Signature of Owner, Operator, or On-Site Representative)

The United States Environmental Protection Agency (EPA) offers this Settlement Agreement in order to settle expeditiously the violations found in the Enforcement Compliance Order in Part I of this form subject to the following terms and conditions:

The Owner or Operator signing below certifies, under civil and criminal penalties for making a false submission to the United States Government, that Owner or Operator has corrected the violation(s) and enclosed a certified check for **\$2,400.00** in payment of the full civil penalty amount, as described in the Enforcement Compliance Order.

Upon EPA final approval of this Settlement Agreement, EPA will take no further civil action against the Owner or Operator for the violations described in the Enforcement Compliance Order. EPA does not waive the authority to pursue any enforcement action by EPA, the State, or Indian tribe or authorized tribal organization where the facility is located or any local agencies for any other past, present or future violation(s) of the underground storage tank requirements or any other violation(s) under any other statute not described in the Enforcement Compliance Order.

Also, upon final approval by EPA of this Settlement Agreement, the Owner or Operator waives its right to a public hearing provided by Section 9006 of the Resource Conservation and Recovery Act, as amended.

This Settlement Agreement is binding on the EPA and the Owner or Operator signing below. The Owner or Operator signing below waives any objections to EPA's jurisdiction with respect to the Enforcement Compliance Order and this Settlement Agreement, and consents to EPA's final approval of this Settlement Agreement without further notice. This Settlement Agreement is effective upon EPA's final approval below. Upon final approval, EPA shall mail a copy of the approved Settlement Agreement to the Owner or Operator signing below. The original fully-executed Settlement Agreement will be filed with the Compliance & Enforcement Branch (3WC31), EPA Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103-2029.

Final approval of the Settlement Agreement is in the sole discretion of the Regional Administrator, Region III, EPA or his or her authorized delegate.

SIGNATURE BY OWNER OR OPERATOR:

Name (print): Steve Stookey  
Title (print): Manager, Engineering & Environmental Services  
Signature: *[Signature]* Date: 01/21/08

FINAL APPROVAL BY EPA:

Name (print): HARRY T. DAW for AF  
Title (print): Associate Dir, Office of Enforced GSPS Programs  
Signature: *[Signature]* Date: 2/1/2008

RECEIVED  
 2008 FEB -7 AM 8:18  
 COMPLIANCE BRANCH

NO. 130178-03 2000-001010

Bank of America 

Cashier's Check

No. 2974326

Note: If a check is lost, misplaced or stolen, a swift replacement and 90-day waiting period will be required prior to replacement. This check should be registered within 90 days.

Date: JANUARY 22, 2008

30-1/1140  
NTX

Banking Center

LAPLATA

501869 08003 002974326

Reimbursed (Purchased by) NORTHERN MARYLAND OIL

2014-3774B 09-2003

Pay

\*\*TWO THOUSAND FOUR HUNDRED DOLLARS AND 00 CENTS\*\*

\$ \*\*2400.00\*\*

To

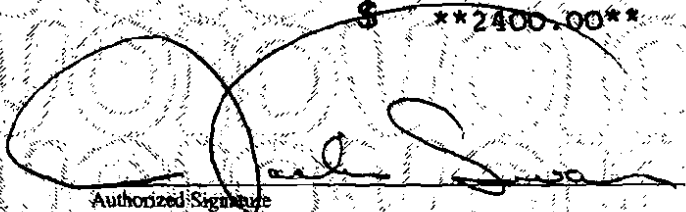
The

Order

Of

\*\*TREASURER, UNITED STATES OF AMERICA\*\*

\*\*US ENVIRONMENTAL PROTECTION AGENCY\*\*



Authorized Signature

Bank of America, N.A.  
San Antonio, Texas

VOID AFTER 90 DAYS

⑈ 2974326 ⑆ ⑆ 114000019 ⑆ 001641001015 ⑆

THE ORIGINAL DOCUMENT HAS REFLECTIVE WATERMARK ON THE BACK

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FBI - MEMPHIS  
JAN 23 2008

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RECEIVED

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

**SUBJECT:** RCRA-03-2008-0090 FC  
Southern Maryland Oil, Incorporated  
201 Bugeye Square  
Prince Frederick, Md 20678

**FROM:** Carol Amend, Chief (3WC31) *CA 1/31/08*  
RCRA Compliance and Enforcement Branch

**TO:** Abraham Ferdas, Division Director (3WC00)  
Waste and Chemicals Management Division

Please sign the attached Settlement Agreement for Southern Maryland Oil Incorporated, 201 Bugeye Square, Prince Frederick, MD 20678. The original Field Citation cited the Facility for failure to test eight line leak detectors annually as required by COMAR 26.10.05.05 (B) and 40 C.F.R. § 280.44 - (a). The facility tested eight line leak detectors 169 days after the required testing date.

Since issuance of the Field Citation the facility has provided a check to the U. S. Treasury and the facility is in compliance with UST regulations.

RECEIVED  
2008 FEB - 7 AM 8:18  
OFFICE OF THE REGIONAL DIRECTOR  
PHILADELPHIA, PA

