

EPA ENFORCEMENT ACCOUNTS RECEIVABLE CONTROL NUMBER FORM FOR ADMINISTRATIVE ACTIONS

This form was originated by Wanda I. Santiago for Tonia Bandrowicz 7/29/19
Name of Case Attorney Date

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

Case Docket Number OWA-01-2019-0035, CWA-01-2019-0036 and CWA-01-2019-0037

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:

Stone Road Energy, LLC
443 Portland Road
Bridgton, ME 04009

Total Dollar Amount of Receivable \$ 8,118 Due Date: 8/28/19

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

July 29, 2019

RECEIVED

JUL 30 2019

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
Boston, MA 02109-3912

Re: In the Matter of Stone Road Energy, LLC, Bridgton, Maine, Docket Nos. CWA-01-2019-0035; CWA-01-2019-0036; and CWA-01-2019-0037

Dear Ms. Santiago,

Enclosed for filing, please find three Expedited Settlement Agreements (ESAs) settling the matters referenced above.

The Respondent has sent penalty payment checks to EPA (Fines and Penalties) in St. Louis, MO, with copies to Diane Boudrot in this office. Copies of the checks will be forwarded to you once received.

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 CWA 311 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
Boston, MA 02109-3912
Tel: (617) 918-1734

Thank you for your attention to this matter.

Sincerely,


Tonia Bandrowicz
Senior Enforcement Counsel

Enclosure

Mathew J. Todaro, Esq.
Verrill Dana LLP
One Portland Square
Portland, ME 04112-0586

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Expedited Settlement Agreements were sent to the following persons in the manner and on the date specified below.

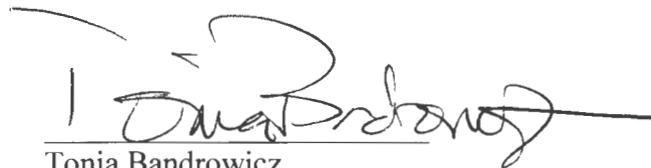
Original and one copy,
hand-delivered:

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

Copy, by Certified Mail,
Return Receipt Requested:

Mathew J. Todaro, Esq.
Verrill Dana LLP
One Portland Square
Portland, ME 04112-0586

Dated: 7-29-19



Tonia Bandrowicz
Senior Enforcement Counsel
U.S. EPA, Region I (04-03)
5 Post Office Square, Suite 100
Boston, MA 02114-2023



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1, 5 POST OFFICE SQUARE, BOSTON, MASSACHUSETTS 02109-3912

EXPEDITED SPCC SETTLEMENT AGREEMENT
Stone Road Energy, LLC, Bridgton, Maine (Bridgton Facility)
Docket No. CWA-01-2019-0035

In the Matter of Stone Road Energy, LLC, Bridgton, Maine (Bridgton Facility). Docket No. CWA-01-2019-0035.

and consents to EPA's approval of the Expedited Settlement Agreement without further notice.

The U.S. Environmental Protection Agency ("EPA") has determined that the Stone Road Energy, LLC ("Respondent") facility located at 443 Portland Road, Bridgton, Maine is in noncompliance with the Oil Pollution Prevention regulations promulgated at 40 C.F.R. part 112 under Section 311(j) of the Clean Water Act (the "Act"), 33 U.S.C. § 1321 as specified on the attached Spill Prevention Control and Countermeasure Plan ("SPCC") Inspection Findings and Violations Form ("Violations Form") which is hereby incorporated by reference. By its first signature below, EPA ratifies the Inspection Findings and Violations set forth in the Violations Form.

Once the Expedited Settlement Agreement is signed by the Regional Judicial Officer, the original of the document will be filed with the Regional Hearing Clerk and a copy will be mailed to: U.S. Environmental Protection Agency, Cincinnati Finance Office, 26 W. Martin Luther King Drive (MS-WG32B), Cincinnati, OH 45268. A copy of the Expedited Settlement Agreement will also be mailed to the Respondent.

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

The parties enter into this Expedited Settlement to settle the civil violations described in the Violations Form for a penalty of \$ 8,118. The parties are authorized to enter into this Expedited Settlement under the authority of Section 311(b) (6) (B) (i) of the Act, 33 U.S.C. § 1321(b) (6) (B) (i), and in accordance with 40 C.F.R. § 22.13(b).

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

This settlement is subject to the following terms:

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

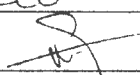
EPA finds that the Respondent is subject to the Oil Pollution Prevention regulations and has violated the regulations as specified in the Violations Form. Respondent admits it is subject to the Oil Pollution Prevention regulations and that EPA has jurisdiction over Respondent and neither admits nor denies the facts in the first paragraph of this Settlement Agreement. Respondent waives any objections it may have to EPA's jurisdiction and consents to the assessment of the penalty stated above.

APPROVED BY EPA:


Date: 7/26/19
Karen McGuire, Director
Enforcement and Compliance Assurance Division

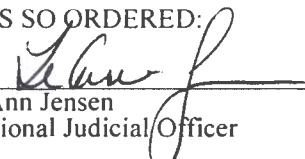
Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that (1) the violations identified in the Violations Form will be corrected and the facility brought into full compliance in accordance with the terms of Administrative Order Docket No. CWA-AO-R01-FY19-24 issued under Sections 311(c), (e) and (m) of the Clean Water Act ("CWA"), 33 U.S.C. §§ 1321(c), (e) and (m), and Section 308 of the CWA, 33 U.S.C. § 1318; and (2) it has sent a certified check in the amount of \$ 8,118, 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 case name and docket number of the case and the "Oil Spill Liability Trust Fund - 311."

APPROVED BY RESPONDENT:

Name (print): Michael Schnell
Title (print): COO
Signature: 
Date: 7/31/19

Respondent shall send a copy of the check to Diane Boudrot, Environmental Protection Agency, Region 1, Five Post Office Square (OES04-4), Boston, Massachusetts 02109-3912.

IT IS SO ORDERED:


Date: 7/29/19
LeAnn Jensen
Regional Judicial Officer

Upon signing and returning this Expedited Settlement Agreement to EPA, Respondent waives the opportunity for a hearing or appeal pursuant to Section 311 of the Act.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, REGION 1
5 POST OFFICE SQUARE, BOSTON, MASSACHUSETTS 02109-3912
EXPEDITED SETTLEMENT AGREEMENT
Stone Road Energy, LLC, Bridgton, Maine (Gorham Facility)
Docket No. CWA-01-2019-0036

In the Matter of Stone Road Energy, LLC, Bridgton, Maine (**Gorham Facility**), Docket No. CWA-01-2019-0036.

The U.S. Environmental Protection Agency ("EPA") has determined that the Stone Road Energy, LLC ("Respondent") facility located at 433 Ossipee Trail, Gorham, Maine was in noncompliance with the Oil Pollution Prevention regulations promulgated at 40 C.F.R. part 112 under Section 311(j) of the Clean Water Act (the "Act"), 33 U.S.C. § 1321 from at least January 2018 through February 2019 as specified on the attached Spill Prevention Control and Countermeasure Plan ("SPCC") Inspection Findings and Violations Form ("Violations Form") which is hereby incorporated by reference. By its first signature below, EPA ratifies the Inspection Findings and Violations set forth in the Violations Form.

The parties enter into this Expedited Settlement Agreement to settle the civil violations described in the Violations Form for a penalty of \$ 4,047. The parties are authorized to enter into this Expedited Settlement Agreement under the authority of Section 311(b) (6) (B) (i) of the Act, 33 U.S.C. § 1321(b) (6) (B) (i), and in accordance with 40 C.F.R. § 22.13(b).

This settlement is subject to the following terms:

EPA finds that the Respondent is subject to the Oil Pollution Prevention regulations and has violated the regulations as specified in the Violations Form. Respondent admits it is subject to the Oil Pollution Prevention regulations and neither admits nor denies the facts in the first paragraph of this Settlement Agreement. Respondent waives any objections it may have to EPA's jurisdiction and consents to the assessment of the penalty stated above.

Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that (1) the violations identified in the Violations Form will be corrected and the facility brought into full compliance in accordance with the terms of Administrative Order Docket No. CWA-AO-R01-FY19-24 issued under Sections 311(c), (e) and (m) of the Act, 33 U.S.C. §§ 1321(c), (e) and (m), and Section 308 of the Act, 33 U.S.C. § 1318; and (2) it has sent a certified check in the amount of \$ 4,047, 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 case name and docket number of the case and the "Oil Spill Liability Trust Fund - 311."

Respondent shall send a copy of the check to Diane Boudrot, U.S. Environmental Protection Agency, Region 1, Five Post Office Square (ECAD 04-4), Boston, Massachusetts 02109-3912.

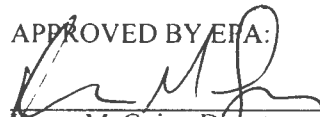
Upon signing and returning this Expedited Settlement Agreement to EPA, Respondent waives the opportunity for a hearing or appeal pursuant to Section 311 of the Act, and consents to EPA's approval of the Expedited Settlement Agreement without further notice.

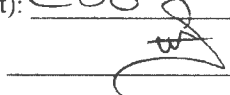
Once the Expedited Settlement Agreement is signed by the Regional Judicial Officer, the original of the document will be filed with the Regional Hearing Clerk and a copy will be mailed to: U.S. Environmental Protection Agency, Cincinnati Finance Office, 26 W. Martin Luther King Drive (MS-WG32B), Cincinnati, OH 45268. A copy of the Expedited Settlement Agreement will also be mailed to the Respondent.

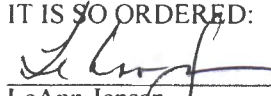
This Expedited Settlement Agreement is binding on the parties signing below and is effective upon filing with the Regional Hearing Clerk pursuant to 40 C.F.R. § 22.31(b).

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

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

APPROVED BY EPA:

 Date: 7/26/19
 Karen McGuire, Director
 Enforcement and Compliance Assurance Division

APPROVED BY RESPONDENT:
 Name (print): Michael Schmitt
 Title (print): COO
 Signature:  Date: 7/31/19

IT IS SO ORDERED:

 Date: 7/29/19
 LeAnn Jensen
 Regional Judicial Officer



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1, 5 POST OFFICE SQUARE, BOSTON, MASSACHUSETTS 02109-3912

EXPEDITED SPCC SETTLEMENT AGREEMENT
Stone Road Energy, LLC, Bridgton, Maine (Limerick Facility)
Docket No. CWA-01-2019-0037

In the Matter of Stone Road Energy, LLC, Bridgton, Maine (Limerick Facility), Docket No. CWA-01-2019-0037.

The U.S. Environmental Protection Agency ("EPA") has determined that the Stone Road Energy, LLC ("Respondent") facility located at Central Ave., Limerick, Maine is in noncompliance with the Oil Pollution Prevention regulations promulgated at 40 C.F.R. part 112 under Section 311(j) of the Clean Water Act (the "Act"), 33 U.S.C. § 1321 as specified on the attached Spill Prevention Control and Countermeasure Plan ("SPCC") Inspection Findings and Violations Form ("Violations Form") which is hereby incorporated by reference. By its first signature below, EPA ratifies the Inspection Findings and Violations set forth in the Violations Form.

The parties enter into this Expedited Settlement to settle the civil violations described in the Violations Form for a penalty of \$4,257. The parties are authorized to enter into this Expedited Settlement under the authority of Section 311(b) (6) (B) (i) of the Act, 33 U.S.C. § 1321(b) (6) (B) (i), and in accordance with 40 C.F.R. § 22.13(b).

This settlement is subject to the following terms:

EPA finds that the Respondent is subject to the Oil Pollution Prevention regulations and has violated the regulations as specified in the Violations Form. Respondent admits it is subject to the Oil Pollution Prevention regulations and that EPA has jurisdiction over Respondent and neither admits nor denies the facts in the first paragraph of this Settlement Agreement. Respondent waives any objections it may have to EPA's jurisdiction and consents to the assessment of the penalty stated above.

Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that (1) the violations identified in the Violations Form will be corrected and the facility brought into full compliance in accordance with the terms of Administrative Order Docket No. CWA-AO-R01-FY19-24 issued under Sections 311(c), (e) and (m) of the Clean Water Act ("CWA"), 33 U.S.C. §§ 1321(c), (e) and (m), and Section 308 of the CWA, 33 U.S.C. § 1318; and (2) it has sent a certified check in the amount of \$4,257, 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 case name and docket number of the case and the "Oil Spill Liability Trust Fund - 311."

Respondent shall send a copy of the check to Diane Boudrot, Environmental Protection Agency, Region 1, Five Post Office Square (OES04-4), Boston, Massachusetts 02109-3912.

Upon signing and returning this Expedited Settlement Agreement 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 Agreement without further notice.


Once the Expedited Settlement Agreement is signed by the Regional Judicial Officer, the original of the document will be filed with the Regional Hearing Clerk and a copy will be mailed to: U.S. Environmental Protection Agency, Cincinnati Finance Office, 26 W. Martin Luther King Drive (MS-WG32B), Cincinnati, OH 45268. A copy of the Expedited Settlement Agreement will also be mailed to the Respondent.

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

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

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

APPROVED BY EPA:

 Date: 7/26/19
Karen McGuire, Director
Enforcement and Compliance Assurance Division


APPROVED BY RESPONDENT:

Name (print): Michael Schroll

Title (print): COO

Signature:  Date: 7/31/19

IT IS SO ORDERED:

 Date: 7/29/19
LeAnn Jensen
Regional Judicial Officer