



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2
2890 WOODBRIDGE AVENUE
EDISON, NEW JERSEY 08837-3679

DEC - 1 2016

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Article Number: 7015 1520 0002 8556 7370

Mr. Rohit Sarin, President
NY Lead Paint Experts, Inc.
239 East Broadway, Apt. C
Roslyn, NY 11576

Re: NY Lead Paint Experts, Inc., Docket No. TSCA-02-2017-9271

Dear Mr. Sarin:

Enclosed is a fully executed copy of the Expedited Settlement Agreement and Final Order in the above-referenced proceeding, signed by the Regional Judicial Officer of the U.S. Environmental Protection Agency, Region 2.

Please contact Mr. James Crossmon at (732) 452-6409, should you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "John Gorman".

John Gorman, Chief
Pesticides and Toxic Substances Branch

Enclosure

U.S. Environmental Protection Agency
2016 DEC 12 AM 10:36
REGION 2

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

2016 DEC 12 11 10 30
U.S. Environmental Protection Agency

IN THE MATTER OF:

) Docket No.
) TSCA-02-2017-9271

NY Lead Paint Experts, Inc.
Respondent.

) **EXPEDITED SETTLEMENT**
) **AGREEMENT AND**
) **FINAL ORDER**
)
)
)

EXPEDITED SETTLEMENT AGREEMENT

1. The U.S. Environmental Protection Agency (“EPA”) alleges NY Lead Paint Experts, Inc. (“Respondent”) failed to comply with Section 402 of the Toxic Substances Control Act (“TSCA”), 15 U.S.C. § 2682.
2. During 2016, Respondent conducted lead-based paint abatement activities at a residence located at 230 East 89th Street, Apt. 4W, New York, NY 10128.
3. The property listed in paragraph 2, above, was constructed prior to 1978, and is target housing subject to the Lead-Based Paint Abatement Rule of TSCA.
4. Respondent, as a firm that performs, offers, or claims to perform lead-based paint abatement activities, committed the following violation: Failure to notify EPA before engaging in lead-based paint abatement activities, as required by 40 C.F.R. § 745.227 (e)(4)(i-v).
5. EPA and Respondent agree that settlement of this matter by payment of a civil penalty in the amount of \$1,000 (one thousand dollars) is in the public interest.
6. EPA is authorized to enter into this Expedited Settlement Agreement (“Agreement”) pursuant to Section 16 of TSCA, 15 U.S.C. § 2615, and 40 C.F.R. § 22.13(b), and 40 C.F.R. § 22.18(b)(2).
7. In signing this Agreement, Respondent: (1) admits that Respondent is subject to the Lead-Based Paint Activities requirements (40 C.F.R. § 745, Subpart L); (2) admits that EPA has jurisdiction over Respondent and Respondent’s conduct as described in paragraph 4, above; (3) neither admits nor denies the factual findings contained herein; (4) consents to the assessment of the penalty; and (5) waives any right to contest the findings contained herein.
8. By its signature below, Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that: (1) Respondent has submitted information on the abatement activities cited herein and has taken steps to

ensure that the violation described in paragraph 4, above, does not recur; and (2) Respondent is submitting proof of payment of the civil penalty with this agreement.

9. The civil penalty of \$1,000 (one thousand dollars) has been paid in accordance with the "Instructions for Making a Payment" that were provided to the Respondent.
10. Upon the effective date of this Agreement, payment of the civil penalty shall constitute full settlement of the civil penalty claims for the violations cited herein.
11. No portion of the civil penalty or interest paid by Respondent pursuant to the requirements of this Agreement shall be claimed by Respondent as a deduction for federal or state income tax purposes.
12. EPA reserves all of its rights to take enforcement action for any other past, present, or future violations by Respondent of TSCA, any other federal statute or regulation, or this Agreement.
13. Upon signing and returning this Agreement to EPA, Respondent waives the opportunity for a hearing or appeal pursuant to TSCA or 40 C.F.R. Part 22.
14. Each party shall bear its own costs and fees, if any.
15. This Agreement is binding on the parties signing below and, in accordance with 40 C.F.R. § 22.31(b), is effective upon filing with the Regional Hearing Clerk.

IT IS SO AGREED, NY Lead Paint Experts, Inc.

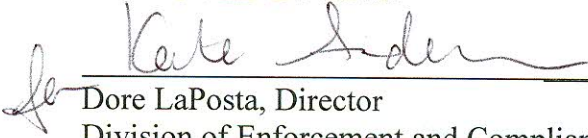
Name (print): Rohit Sarin

Title (print): President

Signature: Rohit Sarin

Date 11/15/16

APPROVED BY EPA:



Dore LaPosta, Director
Division of Enforcement and Compliance Assistance

Date 11/29/16

In the Matter of NY Lead Paint Experts, Inc.
Docket Number TSCA-02-2017-9271

FINAL ORDER

The Regional Judicial Officer of EPA, Region 2 concurs in the foregoing Expedited Settlement Agreement in the case of NY Lead Paint Experts, Inc., bearing Docket No. TSCA-02-2017-9271. Said Expedited Settlement Agreement, having been duly accepted and entered into by the parties, is hereby ratified, incorporated into and issued as this Final Order, which shall become effective when filed with the Regional Hearing Clerk of EPA, Region 2. 40 C.F.R. § 22.31(b). This Final Order is being entered pursuant to the authority of 40 C.F.R. § 22.18(b)(3) and shall constitute an order issued under authority of Section 16(a) of TSCA 15 U.S.C. § 2615(a).

DATED: December 1, 2016
New York, New York



Helen Ferrara
Regional Judicial Officer
U.S. Environmental Protection Agency, Region 2
290 Broadway
New York, New York 10007-1866

In the Matter of NY Lead Paint Experts, Inc.
Docket Number TSCA-02-2017-9271

CERTIFICATE OF SERVICE

This is to certify that on the 7th day of DECEMBER 2016, I served a true and correct copy of the foregoing fully executed Consent Agreement and Final Order bearing Docket Number TSCA-02-2017-9271, by certified mail, return receipt requested, to:

**Mr. Rohit Sarin, President
NY Lead Paint Experts, Inc.
239 East Broadway, Apt. C
Roslyn, NY 11576**

On the same date, I mailed via EPA internal mail to the Region 2 Regional Hearing Clerk at 290 Broadway, New York, New York 10007 the original and one copy of the foregoing Consent Agreement and Final Order.