



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

MAR 12 2019

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Ms. Ashley Meredith Strittmatter  
Baker, Donelson, Bearman, Caldwell & Berkowitz, PC  
265 Brookview Centre Way, Suite 600  
Knoxville, Tennessee 37919

SUBJ: Rentenbach Constructors Incorporated  
Amendment to Consent Agreement and Final Order  
Docket No. TSCA-04-2018-2909(b)

Dear Ms. Strittmatter:

Enclosed please find a copy of the executed Amendment to Consent Agreement and Final Order (CAFO) as filed with the Regional Hearing Clerk (RHC) in the above-referenced matter. The Amendment to the CAFO is effective on the date it is filed with the RHC.

Should you or your client have any questions about this matter please contact Robert Caplan at (404) 562-9520, or Kris Lippert at (404)562-8605.

Sincerely,

A handwritten signature in blue ink, appearing to read "Larry L. Lamberth".

Larry L. Lamberth  
Chief, Enforcement and Compliance Branch  
Resource Conservation and Restoration Division

Enclosure

**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
ATLANTA, GEORGIA**

In the Matter of: )  
)  
Rentenbach Constructors Incorporated )  
2400 Sutherland Avenue )  
Knoxville, Tennessee 37919 )  
)  
)  
Respondent. )  
\_\_\_\_\_ )

Docket No. TSCA-04-2018-2909(b)

2019 MAR 18 AM 6:45  
HEARING CLERK  
OFFICE OF REGIONAL  
ADMINISTRATIVE SERVICES

**AMENDMENT TO CONSENT AGREEMENT AND FINAL ORDER**

On September 25, 2018, the EPA Region 4 Regional Judicial Officer ratified the above-styled Consent Agreement and Final Order (CAFO) between the United States Environmental Protection Agency and Rentenbach Constructors Incorporated. The CAFO was finalized and became effective on September 25, 2018, pursuant to 40 C.F.R. § 22.31, when it was entered by the Regional Hearing Clerk. Subsequent to the effective date of the CAFO, the parties determined that the CAFO included a factual inaccuracy found in the second sentence of paragraph 10 of the CAFO, and the parties have agreed to correct this inaccuracy through the filing of this Amendment to the CAFO.

The second sentence of paragraph 10 in the CAFO stated that “Analytical results of sampling of the transformer fluid conducted by a consultant for the TN DGS showed that the transformer contained 1,390,000 mg/kg (parts per million) PCBs, thereby confirming that the transformer removed from the School by ELG was a PCB Transformer.” This Amendment serves to strike the second sentence of paragraph 10 of the CAFO and to replace it with the following: “Analytical results of sampling of the transformer fluid conducted by a consultant for ELG showed that the transformer contained 1,390,000 mg/kg (parts per million) PCBs, thereby confirming that the transformer removed from the School by ELG was a PCB Transformer.”

All remaining provisions of the CAFO remain in full force and effect.

This Amendment shall become effective on the date it is filed by the Regional Hearing Clerk.

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
ATLANTA, GEORGIA

In the Matter of

Remedial Construction Incorporated  
3400 Shiloh Avenue  
Knoxville, Tennessee 37919

Doel No. TSCA-04-2018-204(b)

Respondent

~~ADMINISTRATIVE ORDER AND SETTLEMENT AGREEMENT~~

On September 27, 2018, the EPA Region 4 Regional Judicial Officer ruled the above-captioned Consent Agreement and Final Order (CAFO) between the United States Environmental Protection Agency and Remedial Construction Incorporated. The CAFO was finalized and became effective on September 27, 2018, pursuant to 40 C.F.R. 271.31, which it was entered by the Regional Judicial Clerk. Pursuant to the effective date of the CAFO, the parties determined that the CAFO included a factual inaccuracy found in the second sentence of paragraph 10 of the CAFO, and the parties have agreed to correct this inaccuracy through the filing of this Amendment to the CAFO.

The second sentence of paragraph 10 in the CAFO stated that analytical results of sampling of the transformer fluid conducted by a consultant for the T4 DDO showed that the transformer contained 1,300,000 mg/kg (parts per million) PCBs, thereby containing that the transformer removed from the school by E1-G was a PCB Transformer. This Amendment serves to strike the second sentence of paragraph 10 of the CAFO and to replace it with the following: Analytical results of sampling of the transformer fluid conducted by a consultant for E1-G showed that the transformer contained 1,300,000 mg/kg (parts per million) PCBs, thereby containing that the transformer was removed from the school by E1-G as a PCB Transformer.

All remaining provisions of the CAFO remain in full force and effect.

This Amendment shall become effective on the date it is filed by the Regional

Judging Clerk.

**AGREED AND CONSENTED TO:**

**Docket No.:** TSCA-04-2018-2909(b)  
**Amendment to Consent Agreement and Final Order**

**For Respondent:** Rentenbach Constructors Incorporated

By: Matthew Chappelle (Signature) Date: 12/20/2018  
Name: Matthew T. Chappelle (Typed or Printed)  
Chief Financial Officer  
Title: \_\_\_\_\_ (Typed or Printed)

**For Complainant:** U.S. Environmental Protection Agency

By: Susan E. Hansen for Carol J. Monell Date: 3/5/19  
~~Susan E. Hansen~~  
Acting Director  
Resource Conservation and Restoration Division  
61 Forsyth Street  
Atlanta, Georgia 30303-8960

**APPROVED AND SO ORDERED** this 11<sup>th</sup> day of March, 2018.

By: Tanya Floyd  
Tanya Floyd  
Regional Judicial Officer  
EPA Region 4

APPROVED AND CORRECTED TO:

Booked for: 7/10/04-2004-2004  
An addendum to Current Agreement and Final Order

For Respondent: [Signature] Director of Corrections Incorporated

Date: 7/10/04

(Signature)

[Signature]

Name: Matthew T. Chappelle  
Chief Financial Officer (Typed or Printed)

Title: (Typed or Printed)

The Commission on the Environment and Protection Agency

Date: 7/10/04

[Signature]

Special Agent in Charge  
Resource Conservation and Restoration Division  
61 North Street  
Atlanta, Georgia 30303-8000

Date: 7/10/04

[Signature]

APPROVED AND CORRECTED TO:

[Signature]

Chief Financial Officer  
EM7 Region 4

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day filed the original and a true and correct copy of the foregoing Amendment to Consent Agreement and Final Order (CAFO), for Rentenbach Constructors Incorporated, Docket Number: TSCA-04-2018-2909(b), on 3-12-19, and on 3-12-19, served the parties listed below in the manner indicated:

Robert Caplan  
Senior Attorney  
Office of Regional Counsel  
U.S. EPA, Region 4  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
(Via EPA Internal Mail)

Kris Lippert  
Enforcement and Compliance Branch  
Resource Conservation and Restoration Division  
U.S. EPA, Region 4  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
(Via EPA Internal mail)

Quantindra Smith  
Enforcement and Compliance Branch  
Resource Conservation and Restoration Division  
U.S. EPA, Region 4  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
(Via EPA Internal mail)

Ashley Meredith Strittmatter  
Shareholder  
Baker, Donelson, Bearman, Caldwell & Berkowitz, PC  
265 Brookview Centre Way, Suite 600  
Knoxville, Tennessee 37919  
(Via Certified Mail – Return Receipt Requested)

Date:

3-12-19



Patricia A. Bullock, Regional Hearing Clerk  
United States Environmental Protection Agency, Region 4  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
(404) 562-9511