



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2  
290 BROADWAY  
NEW YORK, NEW YORK 10007-1866

JUN 27 2013

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

Julius Bleich, Chairman of the Board  
Advanced Abatement Corporation  
5308 13<sup>th</sup> Avenue, #225  
Brooklyn, New York 11219

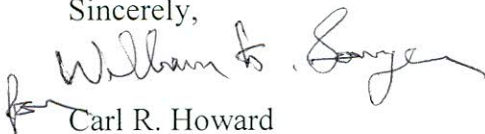
Re: **In the Matter of Advanced Abatement Corporation**  
**Docket Number TSCA-02-2013-9274**

Dear Mr. Bleich:

Enclosed please find a fully executed Final Order issued by the Regional Judicial Officer.

Thank you for your cooperation.

Sincerely,

Handwritten signature of Carl R. Howard in cursive script.

Carl R. Howard  
Assistant Regional Counsel

Enc.

U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG.II  
2013 JUN 27 A 11:34  
REGIONAL HEARING  
CLERK

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 2

U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG. II  
2013 JUN 27 A 11: 34  
REGIONAL HEARINGS  
CLERK

IN THE MATTER OF:

**Advanced Abatement Corporation**  
Respondent.

) Docket No.  
) TSCA-02-2013-9274  
)

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

**EXPEDITED SETTLEMENT AGREEMENT**

1. The U.S. Environmental Protection Agency ("EPA") alleges **Advanced Abatement Corporation** ("Respondent") failed to comply with Section 402 of the U.S. Toxic Substances Control Act ("TSCA"), 15 U.S.C. § 2682.
2. Respondent conducted lead-based paint abatement activities at 4307 12<sup>th</sup> Avenue, Brooklyn, New York, 11219, during January 2011.
3. The property listed in paragraph 2, above, was constructed prior to 1978.
4. Respondent, as a firm that performs, offers, or claims to perform lead-based paint abatement activities, in housing constructed prior to 1978, was required to notify EPA prior to the commencement of abatement activities under 40 C.F.R. § 745.227(e)(4). Respondent failed to provide such notice.
5. EPA and Respondent agree that settlement of this matter for a civil penalty 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).
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 finding contained therein; (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) the violation described in paragraph 4, above, has been corrected; 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 claims 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, state, or local 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.
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.

IT IS SO AGREED, **ADVANCED ABATEMENT CORPORATION**

Name (print): Julius Bleich

Title (print): President

Signature: 

Date 6/7/2013

**APPROVED BY EPA:**



Dore LaPosta, Director  
Division of Enforcement and Compliance Assistance

Date 6/18/13

## FINAL ORDER

The Regional Judicial Officer of EPA, Region 2 concurs in the foregoing Consent Agreement in the case of Advanced Abatement Corp., bearing Docket No. TSCA-02-2013-9274. 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: June 20, 2013  
New York, New York

Helen Ferrara

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



In the Matter of Advanced Abatement Corporation.

Docket Number TSCA-02-2013-9274

**CERTIFICATE OF SERVICE**

I certify that I have on this day caused to be sent the foregoing Expedited Settlement Agreement and Final Order, bearing the above-referenced docket number, in the following manner to the respective addressees below:

Original and one copy by hand to:

Office of the Regional Hearing Clerk  
U.S. Environmental Protection Agency  
Region 2  
290 Broadway, 16<sup>th</sup> floor  
New York, New York 10007-1866

Copy by Certified Mail Return Receipt Requested:

Julius Bleich, Chairman of the Board  
Advanced Abatement Corporation  
5308 13<sup>th</sup> Avenue, #225  
Brooklyn, New York 11219

Dated: **JUN 27 2013**

New York, New York

*Suzanne N. Bag*