

FILED

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 6  
DALLAS, TX

22 NOV 15 PM 3:39

REGIONAL HEARING CLERK  
EPA REGION VI

IN THE MATTER OF:	§	EPA Docket No.
	§	RCRA-06-2022-0937
HOME DEPOT U.S.A. INC.	§	
	§	
RESPONDENT	§	Proceeding Under Section 3008(a) of the
	§	Resource Conservation and Recovery Act
	§	42 U.S.C. § 6928(a)
	§	
	§	

**CONSENT AGREEMENT AND FINAL ORDER**

I. PRELIMINARY STATEMENT

1. This Consent Agreement and Final Order (the “CAFO”) is entered into by the United States Environmental Protection Agency (“EPA” or “Complainant”), Region 6 and Home Depot U.S.A. Inc., a Delaware corporation, (“Respondent”) and concerns Respondent’s locations listed in Appendix I<sup>1</sup> to this CAFO (the “Facilities”).

2. Pursuant to Section 3008(a)(2) of the Resource Conservation and Recovery Act (“RCRA”), 42 U.S.C. § 6928(a)(2), notice of the commencement of this action has been given to the States of Arkansas, Louisiana, New Mexico, Oklahoma, and Texas (“Affected States”). EPA, Region 6 has also informed federally affected Indian tribes for which EPA generally administers the RCRA program.

3. Each of the Affected States have received authorization to administer the base RCRA hazardous waste program (requirements imposed by the Solid Waste Disposal Act prior to the

<sup>1</sup> Appendix I represents all of Respondent’s locations that currently exist in EPA, Region 6.

Hazardous and Solid Waste Amendments of 1984) in lieu of the federal government's program. Thus, where applicable, citations to the Code of Federal Regulations ("C.F.R.") is a citation to the corresponding regulations contained within the Affected State's authorized RCRA hazardous waste program.

4. For this proceeding, Respondent admits the jurisdictional allegations herein; however, Respondent neither admits nor denies the specific factual allegations and alleged violations of law contained in this CAFO.

5. The Respondent explicitly waives any right to contest the allegations set forth in this CAFO and any right to appeal the proposed Final Order set forth herein. 40 C.F.R. § 22.18(b)(2). Further, for purposes of this proceeding, Respondent waives all defenses which have been raised or could have been raised to the claims set forth in this CAFO.

6. Respondent consents to the issuance of this CAFO hereinafter recited, consents to the assessment and payment of the stated civil penalty in the amount and by the method set out in this CAFO, and consents to the specific time periods and requirements stated in Section IV (Compliance Order).

7. Respondent and Complainant (the "Parties"), by the execution and filing of this CAFO, have agreed to resolve the potential violations and claims alleged in this CAFO for the Facilities.

8. By their signatures to this CAFO, the Parties agree to the use of electronic signatures for this matter. The Parties further agree to electronic service of this CAFO, pursuant to 40 C.F.R. § 22.6, by email to the following addresses: for EPA, Region 6, to Marcia Moncrieffe, Esq. at [Moncrieffe.Marcia@epa.gov](mailto:Moncrieffe.Marcia@epa.gov) and for Respondent, to Gerald L. Pouncey Jr., Esq. at [Glp@mmmlaw.com](mailto:Glp@mmmlaw.com).

## II. JURISDICTION

9. This CAFO is issued by EPA, pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), as amended by the Hazardous and Solid Waste Amendments of 1984 (“HSWA”) and is simultaneously commenced and concluded through the issuance of this CAFO under 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3).

10. Respondent agrees to undertake and complete all actions required by the terms and conditions of this CAFO. In any action by EPA or the United States to enforce the terms of this CAFO, Respondent agrees not to contest the authority or jurisdiction of the Administrator of EPA to issue or enforce this CAFO and agrees not to contest the validity of this CAFO or its terms and conditions.

## III. FACTUAL ALLEGATIONS AND ALLEGED VIOLATIONS

11. Respondent is a corporation authorized to do business in all the Affected States that are subject to this CAFO.

12. During all or a portion of the time period from 2018 through the date of the filing of this CAFO, Respondent owns and/or operates each of the Facilities at the corresponding and respective addresses listed in Appendix I, which are the subject of this CAFO.

13. Respondent owns and operates a retail business that offers products and services related to home improvement at the two hundred and seventy-eight (278) Facilities listed in Appendix I of this CAFO located in the Affected States.

14. Many of these Facilities operate seven days a week.

15. Respondent’s business is primarily Home Centers related, with the NAICS codes 444110, 493110, 423710, and 454113 respectively Home Centers, General Warehousing and Storage, Hardware Merchant Wholesalers and Mail Order Houses. The Facilities may generate hazardous

waste when there is a return of, damage to, or spillage of certain products, and/or when outdated products are discarded.

16. From 2018 and continuing through the date of the filing of this CAFO, Respondent submitted various Section 3010(a) of RCRA, 42 U.S.C. § 6930(a), notifications for some or all of the Facilities listed in Appendix I to this CAFO, which identified the Facilities as conditionally exempt small quantity generator or very small quantity generator (“CESQG” or VSQG),<sup>2</sup> small quantity generator (“SQG”), or large quantity generator (“LQG”).

17. As part of EPA’s obligation to ensure that hazardous waste generators are in compliance with RCRA and the regulations promulgated thereunder, EPA, Region 6 completed a data review for eight of Respondent’s Facilities located in Region 6.

18. Followed by an initial RCRA online data review, EPA, Region 6 also reviewed several of Respondent’s records in the EPA RCRAInfo database, Texas STEERS data/Central Registry, EPA’s Biennial Reports, and E-Manifests, for certain Facilities, as well as additional information voluntarily provided to EPA, Region 6 by Respondent (“Initial Investigation”).

19. As a result of the Initial Investigation, EPA, Region 6 contacted Respondent in or around September 2018 and communicated EPA, Region, 6’s findings.

20. From September 2018 through the date of the filing of this CAFO, EPA Region 6 and Respondent had several discussions about Respondent’s activities at some of the Facilities regarding

---

<sup>2</sup> On November 28, 2016, EPA published in the Federal Register the Hazardous Waste Generator Improvement Rule (the “New Rule”), which became effective on May 30, 2017. 81 Fed. Reg. 85732 (November 28, 2016). However, it should be noted that provisions of the New Rule that are more stringent than current rules in the authorized states will become effective in each state when each state has adopted the New Rule. Further, since the New Rule was issued under Non-HSWA authority, EPA will enforce the New Rule when it is authorized in states that have authorization for the Base RCRA Programs. EPA will also enforce the New Rule in Indian country, as appropriate. Further, the New Rule no longer uses the term CESQG but instead uses Very Small Quantity Generator (“VSQG”). As the timeframe for some of the allegations in this CAFO applies across the New Rule and the previous Rule, this CAFO, where applicable to the issue of CESQG or VSQG, cites both rules.

Respondent's obligations as a RCRA generator of hazardous waste.

21. During the first quarter of 2022, EPA expanded its Initial Investigation investigate Respondent's Facilities in all Affected States.

22. From its expanded investigation ("Expanded Investigation"), EPA, Region 6 identified the potential violations alleged in the CAFO. The Parties thereafter engaged in further discussions and settlement negotiations that led to an agreement to enter into this CAFO for the Facilities listed in Appendix I of this CAFO, which are located in the Affected States.

23. Respondent is a "person" within the meaning of Section 1004(15) of RCRA, 42 U.S.C. § 6903(15) and 40 C.F.R. § 260.10.

24. From 2018 and continuing through the date of the filing of this CAFO, each of Respondent's Facilities listed in Appendix I to this CAFO was and continues to be a "Facility" as defined under 40 C.F.R. § 260.10.

25. From 2018 and continuing through the date of the filing of this CAFO, Respondent was and/or continues to be an "owner" and/or "operator" of the Facilities as defined under 40 C.F.R. § 260.10.

26. Based on the information gathered during its Expanded Investigation, EPA Region 6 has determined that Respondent generates several "solid waste" streams from certain of its Facilities within the meaning of Section 1004(27) of RCRA, 42 U.S.C. § 6903(27) and 40 C.F.R. § 260.10.

27. Based on the information gathered during its Expanded Investigation, EPA has determined that from 2018 and continuing through the date of the filing of this CAFO, Respondent generated, accumulated, and offered for transport and treatment and/or disposal, at a minimum, the following hazardous waste streams, generated at or from certain of its Facilities:

- i. D (characteristic wastes); and

ii. U (Listed, Unused discarded commercial chemical products).

28. The hazardous wastes identified in Paragraph 27 are “hazardous waste” as defined in 40 C.F.R. §§ 261.3, 261.21, 261.22, 261.23, 261.24, 261.31, and 261.33.

29. Based on the information gathered during its Expanded Investigation, EPA, Region 6 has determined that Respondent is a “generator” of “hazardous waste” at each of its Facilities, as those terms are defined in 40 C.F.R. § 260.10.

30. Based on the information gathered during its Expanded Investigation, EPA has determined that from 2018 and continuing through the date of the filing of this CAFO, Respondent generated some or all the hazardous wastes identified in Paragraph 27 in quantities that exceeded threshold amount of 100 kg of hazardous waste per month at some or all of the Facilities identified in Appendix I and in the quantities that exceeded the threshold amount of 1000 kg of hazardous waste per month at one (1) or more Facility, and that waste generation would have triggered SQG status or LQG status, respectively, pursuant to 40 C.F.R. Part 262, for the period that such wastes remained onsite.

31. Based on the information gathered during its Expanded Investigation, EPA has determined that some of the solid waste generated from Respondent’s Facilities, which are the subject of this CAFO, are hazardous waste and must be managed pursuant to the applicable regulations at 40 C.F.R. Parts 261 and 262, and all the applicable regulations referenced therein.

32. Based on the information gathered during its Expanded Investigation, EPA alleges that Respondent did not fully comply with some of the applicable generator standards in violation of the laws and regulations of RCRA promulgated at Sections 3002, 3004, and 3005 of RCRA, 42 U.S.C. §§ 6922, 6924, and 6925.

## RCRA ALLEGATIONS

### Claim i. Failure to File Subsequent Notification

33. The relevant allegations in Paragraphs 1-32 are realleged and incorporated herein by reference.

34. Pursuant to 40 C.F.R. §§ 261.5(a) and (b), a generator is a CESQG or VSQG in a calendar month if it generates no more than 100 kilograms of hazardous waste and complies with 40 C.F.R. §§ 261.5(f), (g), and (j) or 40 C.F.R. § 262.14.

35. Pursuant to 40 C.F.R. § 262.34(d), a generator is a SQG if it generates greater than 100 kilograms, but less than 1000 kilograms, of hazardous waste in a calendar month and complies with 40 C.F.R. §§ 262.34(d)(1) through (5).

36. Based on the information gathered during its Expanded Investigation, EPA, Region 6 alleges that at least one of the Facilities in Appendix I operated as a LQG and other Facilities operated as a SQG at certain times from 2018 and continuing through the date of the filing of this CAFO.

37. Pursuant to Section 3010(a) of RCRA, 42 U.S.C. § 6930(a), any person generating a characteristic or listed hazardous waste shall file with the Administrator or with states having authorized hazardous waste permit programs a notification stating the location and general description of such activity and the identified characteristic or listed hazardous wastes handled by such person.

38. In some instances, Respondent did not file with the Administrator or the authorized and respective state subsequent notifications of its hazardous waste activities for certain of its Facilities to identify additional waste streams generated at the Facilities listed in Appendix I of this CAFO.

39. Based on the information gathered during its Expanded Investigation, EPA, Region 6 alleges that from 2018 and continuing through the date of the filing of this CAFO, Respondent failed

to comply fully with Section 3010(a) of RCRA, 42 U.S.C. § 6930(a), and is therefore subject to civil penalties pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a).

**Claim ii. Failure to Perform Land Disposal Determination**

40. The relevant allegations in Paragraphs 1-39 are realleged and incorporated herein by reference.

41. Pursuant to 40 C.F.R. §§ 268.7(a)(2) or 268.7(a)(3)(i), and in accordance with all applicable requirements of the Land Disposal Restrictions (“LDR”) found at 40 C.F.R. Part 268, at a minimum, a generator must send a one-time written notice and place a copy in its file documenting either that the waste does not meet treatment standards, or that the generator chooses not to make the determination as to whether the waste must be treated, with its initial shipment of waste sent to each treatment, storage, or disposal facility.

42. Based on the information gathered during its Expanded Investigation, EPA, Region 6 alleges that in some instances the written notice Respondent sent to a treatment, storage, and/or disposal facility did not include all waste codes for the associated waste streams generated by Respondent at some of its Facilities.

43. Based on the information gathered during its Expanded Investigation, EPA, Region 6 alleges that from 2018 and continuing through the date of the filing of this CAFO, Respondent has violated 40 C.F.R. § 268.7 of the LDR regulations and is therefore subject to civil penalties pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a).

**Claim iii. Failure to Comply with the Manifest Requirements**

44. The relevant allegations in Paragraphs 1-43 are realleged and incorporated herein by reference.

45. Pursuant to 40 C.F.R. § 262.20(a), a generator shall not offer its hazardous waste for



shipment unless it prepares a standard manifest form (EPA Form 8700-22) and includes the respective state's waste code for each hazardous waste itemized on the manifest.

46. Based on the information gathered during its Expanded Investigation, EPA, Region 6 alleges that Respondent prepared some manifests for one Facility with the incorrect generator identification number.

47. Based on the information gathered during its Expanded Investigation, EPA, Region 6 alleges that from 2018 and continuing through the date of the filing of this CAFO, Respondent failed to comply with 40 C.F.R. § 262.20(a) and is therefore subject to civil penalties pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a).

**Claim iv. Failure of Personnel Training to Ensure Facilities Compliance**

48. The relevant allegations in Paragraphs 1-47 are realleged and incorporated herein by reference.

49. Pursuant to 40 C.F.R. § 264.16(a), facility personnel must successfully complete a program of class-room instruction or on-the-job training that teaches them to perform their duties in a way that ensures the facility's compliance with the generator's RCRA requirements.

50. Based on the information gathered during its Expanded Investigation, EPA, Region 6 alleges it identified missing information from the Contingency Plan for a LQG Facility that may have been avoided by the implementation of additional training in a way that ensures compliance with generator's RCRA requirements.

51. Based on the information gathered during its Expanded Investigation, EPA, Region 6 alleges that from 2018 and continuing through the date of the filing of this CAFO, Respondent failed to comply fully with 40 C.F.R. § 264.16(a) and is therefore subject to civil penalties pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a).

IV. COMPLIANCE ORDER

52. Pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a) and within thirty-six (36) months of the Effective Date of this CAFO, Respondent is hereby ordered to take the actions necessary to correct the alleged violations in Section III (Factual Allegations and Alleged Violations) of this CAFO and to complete the activities set forth in this Section IV (Compliance Order) as these activities relate to the Facilities in Appendix I of this CAFO. To correct the alleged violations and to achieve compliance with RCRA laws and regulations, Respondent has agreed to take the following actions set forth below and within the respective time period set forth in each subparagraph:

- i. Within two hundred and forty (240) days of the effective date of this CAFO, Respondent will develop (or revise existing) for EPA, Region 6's review (but not approval) and for its subsequent implementation one or more written procedures (the "Procedures") that will collectively describe the implementation of a centralized process applicable to all the Facilities subject to this CAFO and will address (1) Hazardous waste determinations; (2) Section 3010 RCRA Notification submissions; (3) Employee training; (4) Record-Keeping; (5) Land Disposal Restrictions; (6) Management of hazardous waste while on site, to include contingency plans (for any facility that is a LQG) and emergency procedures; and (7) Manifesting requirements. The Parties recognize that Respondent currently uses one or more third-party vendors to meet Respondent's obligations related to the foregoing topics, including record-keeping. The Procedures will describe how Respondent will coordinate its efforts with its third-party vendors and what tasks will be accomplished by such third-party vendors. Once received, EPA shall maintain the Procedures as Confidential Business Information entitled to the protections of 40 C.F.R.

Part 2, Subpart 2.

- ii. Within 180 days of the effective date of the CAFO, Respondent will employ a third-party consultant who will audit at least 20% of the Facilities listed in Appendix I of this CAFO on an annual basis for two years, to include a representative number<sup>3</sup> of Facilities from each Region 6 state and with a focus on: (1) Section 3010 RCRA Notification submissions; (2) Land Disposal Restrictions; and (3) Manifesting of hazardous waste. During the effective dates of this CAFO and within sixty (60) days after Respondent's receipt of its first and second annual third-party audit reports, Respondent will share with EPA, in a summary report, the response actions Respondent will take in response to the results of the audit report. Once received, EPA shall maintain Respondent's submission as Confidential Business Information entitled to the protections of 40 C.F.R. Part 2, Subpart 2; and,
- iii. Within two hundred and forty (240) days of the effective date of the CAFO, Respondent will develop a plan that will describe Respondent's obligation to provide EPA access to information that Respondent is required to keep pursuant to federal and state requirements and upon the receipt of an information request received by Respondent pursuant Section 3007 of RCRA, 42, U.S.C § 6927 (the "Plan"). By its execution of this CAFO and in accordance with the certification language in Paragraph 53. iv. below, Respondent certifies that in regard to hazardous waste determinations, Respondent's applicable third-party vendors receive extensive information from product suppliers regarding the physical and chemical characteristics of products offered for sale by

---

<sup>3</sup> The 20% should be approximately weighted across the five (5) states in EPA, Region 6 ("Weighted Mean") as some states have more Facilities than other states. Additionally, the 20% should consist of different Facilities than those audited in an immediately prior annual audit period.

Respondent and in some cases, this includes confidential product formulation information the supplier holds as a trade secret. To maintain the accuracy and integrity of the information provided by suppliers to Respondent's third-party vendor, confidential product formulations are not provided to Respondent as suppliers may view Respondent as a competitor. The Plan will state Respondent will provide EPA access to the information within Respondent's possession within forty-five (45) business days of Respondent's receipt of a request, unless Respondent in writing requests an extension for good cause. For information not within Respondent's possession, the Plan will state that, upon request for such information from EPA, Respondent shall request that the supplier who owns the relevant and requested information provide such information to EPA and/or request that Respondent's third-party vendor prepare a secure data room (either virtually or in a location agreed to between EPA and the vendor) for EPA's in camera review of such information. Within this 240-day period, Respondent will submit the Plan for EPA's review (but not approval) before the Plan is finalized by Respondent. Once received, EPA shall maintain the Plan as Confidential Business Information entitled to the protections of 40 C.F.R. Part 2, Subpart 2.

53. Further, Respondent shall certify in writing:
- i. Within thirty-six (36) months of the Effective Date of this CAFO that it has corrected the violations at its Facilities alleged in this CAFO.
  - ii. If Respondent cannot meet the timeline listed above and will need to delay compliance for less than ninety (90) calendar days, Respondent shall notify EPA and request an extension of time, including a timetable for compliance. EPA will grant an extension of up to ninety (90) calendar days. If Respondent determines that it needs longer than the

additional ninety (90) calendar days to come into compliance, then Respondent will initiate a conference call with EPA to discuss the rationale for the delay, before the extension will be granted.

- iii. If Respondent remains noncompliant with the terms of this CAFO after a ninety (90) day extension period or other period as approved by EPA, then for as long as Respondent remains noncompliant with the terms of this CAFO and is unable to certify its full compliance with all applicable RCRA laws and regulations, state and/or federal, Section V.ii. (Stipulated Penalties) of this CAFO will be applicable; and
- iv. In all instances in which this CAFO requires written submission to EPA, the submittal made by Respondent shall be signed by an owner or officer or officer's designee of the Respondent and shall include the following certification:

I certify under the penalty of law that this document and all its attachments were prepared by me or under my direct supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

- v. Copies of all documents required by this CAFO shall be sent to the following:

U.S. EPA, Region 6  
Tripti Thapa via email at [Thapa.tripti@EPA.gov](mailto:Thapa.tripti@EPA.gov).

## V. TERMS OF SETTLEMENT

### i. **Penalty Provisions**

- 54. Pursuant to the authority granted in Section 3008(g) of RCRA, 42 U.S.C. § 6928(g) and upon consideration of the entire record herein, including the above referenced Factual

Allegations and Alleged Violations, which are hereby adopted and made a part hereof, upon the seriousness of the alleged violations, and Respondent's good faith efforts to comply with the applicable regulations, which includes Respondent's cooperation throughout the negotiations, it is ordered that Respondent be assessed a civil penalty of **Two Hundred and Eight-Five Thousand Three Hundred and Sixty-Three Dollars and Forty-Three Cents (\$285,363.43)** that shall be paid by Respondent within sixty (60) days of the Effective Date of this CAFO.

55. If Respondent should decide to sell or in any way relinquish ownership of any of the Facilities before this CAFO is terminated, Respondent remains responsible for full payment of the civil penalty. The payments shall be made by Respondent by one of the following four (4) methods:

- i. By standard mail: a bank check, cashier's check, or certified check payable to "Treasurer, United States," to the following address:

U.S. Environmental Protection Agency  
Fines and Penalties  
Cincinnati Finance Center  
P.O. Box 979077  
St. Louis, MO 63197-9000

Or:

For signed receipt confirmation (Fedex, DHL, UPS, USPS certified, registered, etc.)  
a bank check, cashier's check, or certified check payable to "Treasurer, United States," to the following address:

U.S. Environmental Protection Agency  
Government Lockbox 979077  
1005 Convention Plaza  
SL-MO-C2-GL  
St. Louis, MO 63101

- ii. By wire transfer to:

Federal Reserve Bank of New York  
ABA: 021030004  
Account No. 68010727  
SWIFT address: FRNYUS33

33 Liberty Street  
New York, NY 10045  
Beneficiary: US Environmental Protection Agency  
\*Note: Foreign banks **must** use a United States Bank to send a wire transfer to the US EPA.

iii. By automatic clearing house (ACH) payment through Vendor Express using:

US Treasury REX/Cashlink ACH Receiver  
ABA: 051036706  
Account Number: 310006, Environmental Protection Agency  
CTX Format Transaction Code 22 - checking  
Physical Location of US Treasury Facility:  
5700 Rivertech Court  
Riverdale, MD 20737  
Remittance Express (REX): 1-866-234-5681

iv. Through [www.pay.gov](http://www.pay.gov) using a credit or debit card (Visa, MasterCard, American Express, and Discover) or checking account information.

“In the matter of Home Depot U.S.A., Inc., Docket No. RCRA-06-2022-0937” shall be clearly marked on the check or other remittance, to ensure proper credit.

56. The Respondent shall send a simultaneous notice of such payment to the following:

U.S. Environmental Protection Agency  
Clerk of the Board  
Environmental Appeals Board  
1200 Pennsylvania Avenue, N.W. (MC 1103M)  
Washington, D.C. 20460-0001

Marcia E. Moncrieffe, Attorney-Advisor  
Office of Regional Counsel  
U.S. EPA, Region 6  
1201 Elm St., Suite 500  
Dallas, TX 75270  
[Moncrieffe.Marcia@epa.gov](mailto:Moncrieffe.Marcia@epa.gov)

Adherence to this request will ensure proper credit is given when penalties are received by EPA.

57. Pursuant to 31 U.S.C. § 3717 and 40 C.F.R. § 13.11, unless otherwise prohibited by law, EPA will assess interest and late payment penalties on outstanding debts owed to the United States and a charge to cover the cost of process and handling a delinquent claim. Interest on the civil

penalty assessed in this CAFO will begin to accrue on the Effective Date of the CAFO and will be recovered by EPA on any amount of the civil penalty that is not paid within thirty (30) calendar days of the civil penalty's due date and will be assessed at the rate of the United States Treasury tax and loan rate in accordance with 40 C.F.R. § 13.11(a). Moreover, the costs of the Agency's administrative handling overdue debts will be charged and assessed monthly throughout the period the debt is overdue. 40 C.F.R. § 13.11(b). EPA will also assess a fifteen dollar (\$15.00) administrative handling charge for administrative costs on unpaid penalties for the thirty (30)-day period after the payment is due and an additional fifteen dollars (\$15.00) for each subsequent thirty (30)-day period the penalty remains unpaid. In addition, a penalty charge of up to six percent (6%) per year will be assessed monthly on any portion of the debt which remains delinquent more than ninety (90) days. 40 C.F.R. § 13.11(b).

58. Should a penalty charge on the debt be required, it shall accrue from the first day payment is delinquent. 31 C.F.R. § 901.9(d). Other penalties for failure to make a payment may also apply. Further, penalties paid pursuant to this CAFO are not deductible for federal purposes under 26 U.S.C. § 162(f).

#### **ii. Stipulated Penalties**

59. In addition to any other remedies or sanctions available to EPA, if the Respondent fails to submit the deliverables required by Paragraphs 52(i), 52(ii), 52(iii), and 52(a) and (b) within the time required therein or if Respondent fails to pay the assessed civil penalties within the time required by Paragraph 53, then the Respondent shall pay stipulated penalties in the following amounts for each day during which each failure or refusal to comply continues:

<u>Period of Failure to Comply</u>	<u>Penalty Per Violation Per Day</u>
1st through 15th day	\$100.00



16th through 30th day	\$250.00
31st day and beyond	\$500.00

60. Penalties shall accrue from the date of the noncompliance until the date the violation is corrected and/or compliance is achieved, as determined by EPA. The payment of stipulated penalties shall be made in accordance with the options set forth in Subsection Vi. (Penalty Provisions) of this CAFO.

61. The Respondent shall send simultaneous notices of such payments to the following:

Ms. Lorena S. Vaughn  
Regional Hearing Clerk (ORCD)  
U.S. EPA, Region 6  
1201 Elm St., Suite 500  
Dallas, TX 75270  
[Vaughn.Lorena@epa.gov](mailto:Vaughn.Lorena@epa.gov)

Margaret Osbourne, Chief  
Waste Enforcement Branch (ECDS)  
Enforcement and Compliance Assurance Division  
U.S. EPA, Region 6  
1201 Elm St., Suite 500  
Dallas, TX 75270

Attn: Ms. Tripti Thapa  
[Thapa.tripti@epa.gov](mailto:Thapa.tripti@epa.gov)

Marcia E. Moncrieffe, Attorney-Advisor  
Office of Regional Counsel  
U.S. EPA, Region 6  
1201 Elm St., Suite 500  
Dallas, TX 75270  
[Moncrieffe.Marcia@epa.gov](mailto:Moncrieffe.Marcia@epa.gov)

62. Adherence to these procedures in addition to Respondent's compliance with the provisions of Section V, concerning interest, penalties, and administrative costs, will ensure proper credit when payments are received.

63. If Respondent disputes the basis for imposition of stipulated penalties, then the issue shall be resolved under the Dispute Resolution procedures of this CAFO. All stipulated penalties shall not continue to accrue from the time Respondent provides a good faith notice of dispute pursuant to

Paragraph 64 through the time the dispute is resolved. The obligation to pay stipulated penalties shall be stayed pending resolution of the dispute.

### **iii. Dispute Resolution**

64. The dispute resolution procedures set forth in this Section shall be the exclusive mechanism to resolve any disputes arising under or with respect to this CAFO.

65. The Parties agree to meet and confer informally and in good faith to resolve all disputes arising from this CAFO. If Respondent disagrees, in whole or in part, with any decision by EPA regarding this CAFO, Respondent agrees to notify EPA, through the Chief of the Waste Enforcement Branch, Region 6 of its objection and basis for such objection and the Parties agree to use best efforts to informally and in good faith resolve their dispute within thirty (30) business days. If EPA disagrees, in whole or in part, with any action or inaction taken by Respondent under this CAFO, EPA agrees to notify Respondent, and the Parties agree to use their best efforts to informally and in good faith resolve their dispute within thirty (30) days. If the Parties are unable to resolve their dispute informally, and the Parties agree they have reached an impasse, they shall submit the dispute to a neutral third-party mediator selected and agreed upon by the Parties and the Parties shall participate in non-binding mediation consistent with 40 C.F.R. § 22.18(d).

### **iv. Notification**

66. Unless otherwise specified elsewhere in this CAFO, whenever written notice is required to be given, whenever a report or other document is required to be forwarded by one party to another, or whenever a submission or demonstration is required to be made, it shall be directed to the individuals specified below at the email addresses given (in addition to any action specified by law or regulation), unless these individuals or their successors give notice in writing to the other party that another individual has been designated to receive the communication:

EPA: Ms. Tripti Thapa  
[Thapa.tripti@epa.gov](mailto:Thapa.tripti@epa.gov).

Respondent: Mr. Mike Dalton  
[Mike\\_Dalton@homedepot.com](mailto:Mike_Dalton@homedepot.com).

With Copy to: Mr. Gerald L. Pouncey, Jr.  
[glp@mmmlaw.com](mailto:glp@mmmlaw.com).

**v. Modification**

67. The terms, conditions, and compliance requirements of this CAFO may not be modified or amended except upon the written agreement of the Parties, and where there is a material change in the agreement, the CAFO shall be approved by the Regional Judicial Officer.

**vi. Retention of Enforcement Rights**

68. EPA does not waive any rights or remedies available to EPA for any other violations by the Respondent of federal or state laws, regulations, or permitting conditions.

69. Except as specifically provided in this CAFO, nothing herein shall limit the power and authority of EPA or the United States to take, direct, or order all actions to protect public health, welfare, or the environment, or prevent, abate, or minimize an actual or threatened release of hazardous substances, pollutants, contaminants, hazardous substances on, at or from each of Respondent's Facilities. Furthermore, nothing in this CAFO shall be construed to prevent or limit EPA's civil and criminal authorities, or that of other Federal, state, or local agencies or departments to obtain penalties or injunctive relief under other Federal, state, or local laws or regulations.

**vii. Indemnification**

70. Neither EPA nor the United States Government shall be liable for any injuries or damages to person or property resulting from the acts or omissions of the Respondent, its officers, directors, employees, agents, receivers, trustees, successors, assigns, or contractors in carrying out the

activities required by this CAFO, nor shall EPA or the United States Government be held out as a party to any contract entered into by a Respondent in carrying out the activities required by this CAFO.

**viii. Record Preservation**

71. Respondent (or its third-party vendors) shall preserve, during the pendency of this CAFO, all records in its possession or in the possession of its employees, agents, contractors, or successors, that relates to Respondent's completion of the projects described in Section IV (Compliance Order) of this CAFO regardless of any document retention policy to the contrary.

**ix. Cost**

72. Each party shall bear its own costs and attorney's fees. Furthermore, Respondent specifically waives its right to seek reimbursement of its costs and attorney's fees under the Equal Access to Justice Act (5 U.S.C. § 504), as amended by the Small Business Regulatory Enforcement Fairness Act (P.L. 04-121), and any regulations promulgated pursuant to those Acts.

**x. Termination and Satisfaction**

73. When Respondent believes that it has complied with all the requirements of this CAFO, including compliance with Section IV (Compliance Order) and payment of the Subsection V.i. (Civil Penalty), Respondent shall certify in writing and in accordance with the certification language set forth in Section IV (Compliance Order), Paragraph 53. iv. of this CAFO. Unless the EPA objects in writing within sixty (60) days of EPA's receipt of Respondent's certification, this CAFO will be terminated based on EPA's receipt of Respondent's certification.

74. Respondent's liability for federal civil penalties only is resolved for all claims and violations alleged in Section III, Factual Allegations and Alleged Violations of this CAFO, as those claims and violations relate to the Facilities listed in Appendix I. This CAFO does not affect the right of EPA or

the United States from taking action as provided by 40 C.F.R. § 22.18(c).

**xi. Effective Date of Settlement**

75. This CAFO, and any subsequent modifications, become effective upon filing with the Regional Hearing Clerk.

Docket No. RCRA-06-2022-0937

**THE UNDERSIGNED PARTIES CONSENT TO THE ENTRY OF THIS CONSENT  
AGREEMENT AND FINAL ORDER:**

FOR THE RESPONDENT Home Depot U.S.A. Inc.:

Date: 11/11/2022



Kathleen Eaton  
Vice President  
Safety, Building Services, and Energy Management

**[SIGNATURES CONTINUE ON NEXT PAGE]**

**THE UNDERSIGNED PARTIES CONSENT TO THE ENTRY OF THIS CONSENT  
AGREEMENT AND FINAL ORDER (con't):**

FOR THE COMPLAINANT:

Date: November 15, 2022

  
Digitally signed by  
CHERYL SEAGER  
Date: 2022.11.15  
08:23:01 -06'00'

---

Cheryl T. Seager, Director  
Enforcement and  
Compliance Assurance Division  
U.S. EPA, Region 6

FINAL ORDER

Pursuant to the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, 40 C.F.R. Part 22, the foregoing CAFO is hereby ratified. This Final Order shall not in any case affect the right of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law. This Final Order shall resolve only those causes of action alleged herein. Nothing in this Final Order shall be construed to waive, extinguish, or otherwise affect Respondents (or its officers, agents, servants, employees, successors, or assigns) obligation to comply with all applicable federal, state, and local statutes and regulations, including the regulations that were the subject of this action. The Respondents are ordered to comply with the terms of settlement and the civil penalty payment instructions as set forth in the CAFO. Pursuant to 40 C.F.R. § 22.31(b) this Final Order shall become effective upon filing with the Regional Hearing Clerk.

Date: \_\_\_\_\_

THOMAS RUCKI

Digitally signed by THOMAS RUCKI  
DN: c=US, o=U.S. Government, ou=Environmental  
Protection Agency, cn=THOMAS RUCKI,  
0.9.2342.19200300.100.1.1+6601003655804  
Date: 2022.11.15 12:46:53 -0500

\_\_\_\_\_  
Regional Judicial Officer  
Thomas Rucki



**CERTIFICATE OF SERVICE**

I hereby certify that on the day and year seen below, the original of the foregoing Consent Agreement and Final Order (“CAFO”) was emailed to the Regional Hearing Clerk, U.S. EPA, Region 6, 1201 Elm St., Suite 500, Dallas, Texas 75270. Also, a true and correct copy of the RCRA CAFO, Docket No. RCRA-06-2022-0937 CAFO was transmitted via email to counsel for Respondents at Gerald L. Pouncey Jr. at [Glp@mmmlaw.com](mailto:Glp@mmmlaw.com).

**MARCIA  
MONCRIEFFE**

Digitally signed by MARCIA MONCRIEFFE  
DN: c=US, o=U.S. Government,  
ou=Environmental Protection Agency,  
cn=MARCIA MONCRIEFFE,  
0.9.2342.19200300.100.1.1=68001003655540  
Date: 2022.11.15 14:49:14 -06'00'

---

Name and Date: Marcia E. Moncrieffe  
Counsel for EPA  
Office of Regional Counsel  
U.S. EPA, Region 6  
1201 Elm St., Suite 500  
Dallas, TX 75270

FILED

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 6  
DALLAS, TX

22 NOV 15 PM 4:04  
REGIONAL HEARING CLERK  
EPA REGION VI

IN THE MATTER OF: § EPA Docket No.  
HOME DEPOT U.S.A. INC. § RCRA-06-2022-0937  
RESPONDENT §  
§ Proceeding Under Section 3008(a) of the  
§ Resource Conservation and Recovery Act  
§ 42 U.S.C. § 6928(a)  
§

APPENDIX I

This Appendix I provides the list of 278 Facilities that are covered under the CAFO.

Location Number	Street Address	City	State
1411	3000 E HARRISON STREET	BATESVILLE	AR
1405	17060 INTERSTATE 30	BENTON	AR
1412	555 GOING ROAD	CABOT	AR
1407	500 ELSINGER BLVD	CONWAY	AR
8537	507 WEST 19TH STREET	EL DORADO	AR
1403	675 E JOYCE BLVD	FAYETTEVILLE	AR
1404	5101 PHOENIX AVENUE	FORT SMITH	AR
1409	312 HESTER DRIVE	HARRISON	AR
1406	711 E PARKER	JONESBORO	AR
8919	11 MABELVALE PLAZA LANE	LITTLE ROCK	AR
1401	12610 CHENAL PKWY	LITTLE ROCK	AR
1410	100 PENDELLA DRIVE	MOUNTAIN HOME	AR
1402	4325 E MCCAIN BLVD	NORTH LITTLE ROCK	AR
8445	1701 S 46TH STREET	ROGERS	AR
374	5000 MASONIC DR	ALEXANDRIA	LA
357	10300 COURSEY BLVD	BATON ROUGE	LA
370	18139 HIGHLAND RD	BATON ROUGE	LA
367	8181 AIRLINE HIGHWAY	BATON ROUGE	LA
364	2800 AIRLINE DR	BOSSIER CITY	LA

Location Number	Street Address	City	State
389	213 SAINT NAZAIRE RD	BROUSSARD	LA
373	8601 W JUDGE PEREZ DR	CHALMETTE	LA
358	40 PARK PLACE DRIVE	COVINGTON	LA
375	2255 HOME DEPOT DR	DENHAM SPRINGS	LA
5708	36326 LA HWY 30	GEISMAR	LA
383	2740 SOUTH CAJUN AVE	GONZALES	LA
359	62 W BANK EXPRESSWAY	GRETNA	LA
347	400 W MINNESOTA PARK RD	HAMMOND	LA
5598	835 A - Pride Blvd	HAMMOND	LA
362	5151 CITRUS BLVD	HARAHAN	LA
371	1717 MARTIN L KING BLVD	HOUMA	LA
349	2625 VETERANS BLVD	KENNER	LA
378	300 WEST AIRLINE HWY	LA PLACE	LA
376	1700 NE EVANGELINE	LAFAYETTE	LA
360	3721 AMBASSADOR CAFFERY	LAFAYETTE	LA
363	3200 E PRIEN LAKE RD	LAKE CHARLES	LA
368	4600 LAPALCO BLVD	MARRERO	LA
366	3750 MILLHAVEN RD	MONROE	LA
385	1100 S CLAIBORNE AVENUE	NEW ORLEANS	LA
352	12300 I-10 SERVICE RD	NEW ORLEANS	LA
356	110 E BERT KOUNS IND LP	SHREVEPORT	LA
381	6900 PINES ROAD	SHREVEPORT	LA
365	143 NORTHSHORE BLVD	SLIDELL	LA
386	874 I-10 SERVICE ROAD	SLIDELL	LA
380	6600 MAIN STREET	ZACHARY	LA
3516	3400 N WHITE SAND BLVD	ALAMOGORDO	NM
3504	10200 COORS DR NW	ALBUQUERQUE	NM
3502	1220 RENAISSANCE BLVD NE	ALBUQUERQUE	NM
3501	200 EUBANK BLVD SE	ALBUQUERQUE	NM
3507	2820 COORS BLVD NW	ALBUQUERQUE	NM
3508	3560 E MAIN STREET	FARMINGTON	NM
3514	530 KACHINA STREET	GALLUP	NM
3515	900 W JOE HARVEY BLVD	HOBBS	NM
3505	225 TELSHOR BLVD	LAS CRUCES	NM
3511	1800 MAIN STREET NW	LOS LUNAS	NM
3517	7700 US 550 NE	RIO RANCHO	NM
3510	2350 N MAIN ST	ROSWELL	NM
3503	952 RICHARDS AVE	SANTA FE	NM

Location Number	Street Address	City	State
3918	515 J A RICHARDSON BLVD	ADA	OK
3907	1901 S BROADWAY	EDMOND	OK
3914	4010 NW OAK STREET	LAWTON	OK
3911	1600 S SOONER ROAD	MIDWEST CITY	OK
3917	650 SW 19TH STREET	MOORE	OK
3906	850 ED NOBLE PKWY	NORMAN	OK
5825	3800 S. MacArthurBlvd	OKC	OK
3919	14201 N PENNSYLVANIA AVE	OKLAHOMA CITY	OK
3902	3040 NW 59TH STREET	OKLAHOMA CITY	OK
3908	6800 W RENO AVENUE,	OKLAHOMA CITY	OK
3901	7400 S SHIELDS BLVD	OKLAHOMA CITY	OK
3909	7620 NW EXPRESSWAY	OKLAHOMA CITY	OK
8922	9450 N 129TH EAST AVE	OWASSO	OK
3913	4041 S SHERIDAN ROAD	TULSA	OK
5922	5665 South 129th East Avenue, Suite A	Tulsa	OK
3915	8880 S DELAWARE AVENUE	TULSA	OK
3904	901 S ELGIN AVENUE	TULSA	OK
3903	9808 EAST 71ST	TULSA	OK
6583	4590 SW DRIVE	ABILENE	TX
6502	909 W MCDERMOTT DR	ALLEN	TX
6539	140 N BYPASS 35	ALVIN	TX
6831	2410 S GEORGIA STREET	AMARILLO	TX
6552	2500 SONCY RD	AMARILLO	TX
554	201 RD TO SIX FLAGS WEST	ARLINGTON	TX
541	4611 S COOPER ST	ARLINGTON	TX
6839	10515 N MO PAC EXPY	AUSTIN	TX
509	11301 LAKELINE BLVD	AUSTIN	TX
6892	1200 BARBARA JORDAN BLVD	AUSTIN	TX
6553	13309 I-35 NORTH	AUSTIN	TX
6542	3600 INTERSTATE HWY 35 S	AUSTIN	TX
8418	7900 N FM 620	AUSTIN	TX
6563	8801 S I-35	AUSTIN	TX
555	12005 ELAM ROAD	BALCH SPRINGS	TX
6575	112 HUNTERS CROSSING BLV	BASTROP	TX

Location Number	Street Address	City	State
6507	4915 GARTH ROAD	BAYTOWN	TX
5565	6115 FM 1405	BAYTOWN	TX
501	3910 EASTEX FREEWAY	BEAUMONT	TX
6531	3600 RANCH ROAD 620 S	BEE CAVE	TX
6556	633 WEST BANDERA RD	BOERNE	TX
8518	2801 WOOD RIDGE BLVD	BRENHAM	TX
6521	4551 PADRE ISLAND HWY	BROWNSVILLE	TX
6984	605 W MORRISON RD	BROWNSVILLE	TX
6820	100 MARKET PLACE BLVD	BROWNWOOD	TX
6989	128 BULVERDE CROSSING	BULVERDE	TX
8438	300 NW JOHN JONES	BURLESON	TX
6555	2011 KELLER SPRINGS RD	CARROLLTON	TX
530	373 E FM 1382	CEDAR HILL	TX
6585	2700 WHITESTONE BLVD	CEDAR PARK	TX
6560	507 FM 2094	CLEAR LAKE SHORES	TX
6520	212 W KATHERINE P RAINES	CLEBURNE	TX
6559	1615 UNIVERSITY DR EAST	COLLEGE STATION	TX
508	1341 W DAVIS ST	CONROE	TX
6516	19103 I-45	CONROE	TX
5859	400 Porter Road	Conroe	TX
6564	13202 LEOPARD STREET	CORPUS CHRISTI	TX
6584	4038 SOUTH PORT AVENUE	CORPUS CHRISTI	TX
526	5041 S PADRE ISLAND DR	CORPUS CHRISTI	TX
6817	2290 S I-45	CORSICANA	TX
6586	17928 SPRING CYPRESS RD	CYPRESS	TX
550	11255 GARLAND RD	DALLAS	TX
564	11468 GRISSOM LANE	DALLAS	TX
598	11682 FOREST CENTRAL DR	DALLAS	TX
5023	2300 BECKLEYMEADE AVE	DALLAS	TX
5752	2320 Beckleymeade AVE	DALLAS	TX
6816	2610 FORT WORTH AVENUE	DALLAS	TX
552	2901 W WHEATLAND RD	DALLAS	TX
6804	6000 SKILLMAN	DALLAS	TX
589	6110 LEMMON AVE	DALLAS	TX
5824	9222 W Jefferson Blvd	Dallas	TX

Location Number	Street Address	City	State
5823	9302 W. Jefferson Blvd	Dallas	TX
6832	2454 VETERANS BLVD	DEL RIO	TX
6840	1900 BRINKER ROAD	DENTON	TX
8995	260 EAST HIGHWAY 290	DRIPPING SPRINGS	TX
522	11360 ROJAS DRIVE	EL PASO	TX
8523	12221 MONTWOOD DRIVE	EL PASO	TX
523	7545 N MESA ST	EL PASO	TX
5918	9601 Joe Rodriguez Drive, Suite 100	El Paso	TX
537	251 S INDUSTRIAL BLVD	EULESS	TX
6572	852 LONG PRAIRIE ROAD	FLOWER MOUND	TX
6534	1151 BRIDGEWOOD DR	FORT WORTH	TX
5715	1901 RIVERBEND WEST DRIVE	FORT WORTH	TX
542	4850 SW LOOP, 820	FORT WORTH	TX
6814	7100 NORTH FREEWAY	FORT WORTH	TX
529	7950 SOUTH FWY	FORT WORTH	TX
6513	5995 ELDORADO PKWY	FRISCO	TX
5836	8655 Corporate Dr. STE 200	Frisco	TX
519	804 E HWY 82	GAINESVILLE	TX
6574	702 65TH STREET	GALVESTON	TX
556	2140 JUPITER ROAD	GARLAND	TX
553	3261 N GEORGE BUSH HWY	GARLAND	TX
6538	1303 RIVERY BLVD	GEORGETOWN	TX
6571	415 E HIGHWAY 377	GRANBURY	TX
507	3850 S CARRIER PKWY	GRAND PRAIRIE	TX
8517	5280 SOUTH HWY 360	GRAND PRAIRIE	TX
6554	7101 CENTER POINT LANE	GREENVILLE	TX
6528	4710 S EXPRESSWAY 83	HARLINGEN	TX
6806	10600 EASTEX FREEWAY	HOUSTON	TX
6510	10707 NORTH FREEWAY	HOUSTON	TX
571	1100 LUMPKIN RD	HOUSTON	TX
5521	11333 N. Gessner Road	Houston	TX
578	11500 CHIMNEY ROCK	HOUSTON	TX
6501	11820 DICKINSON RD	HOUSTON	TX
6838	12727 FM 1960 WEST	HOUSTON	TX
1832	12730 W LAKE HOUSTON PKY	HOUSTON	TX

Location Number	Street Address	City	State
569	13400 MARKET STREET	HOUSTON	TX
5716	14021 VICKERY DR	HOUSTON	TX
6525	14085 NORTHWEST FWY	HOUSTON	TX
6859	14440 HILLCROFT STREET	HOUSTON	TX
6512	21530 SH 249	HOUSTON	TX
1326	2777 Katy Freeway	HOUSTON	TX
585	2828 SOUTH HIGHWAY 6	HOUSTON	TX
6828	4159 FM 1960 WEST	HOUSTON	TX
566	5445 WEST LOOP	HOUSTON	TX
6506	6800 HIGHWAY 6 NORTH	HOUSTON	TX
584	6800 W SAM HOUSTON	HOUSTON	TX
6509	6810 GULF FREEWAY	HOUSTON	TX
5831	7703 North Sam Houston Pkwy	Houston	TX
5520 (Closed)	8103 FALLBROOK DRIVE	HOUSTON	TX
5565A	8103 FALLBROOK DRIVE	HOUSTON	TX
6558	8400 WESTHEIMER ROAD	HOUSTON	TX
577	999 NORTH LOOP WEST	HOUSTON	TX
576	20360 HWY 59	HUMBLE	TX
6578	215 INTERSTATE 45 NORTH	HUNTSVILLE	TX
8439	600 W HWY 79	HUTTO	TX
563	3200 W IRVING BLVD	IRVING	TX
6557	8555 HOME DEPOT DRIVE	IRVING	TX
534	1111 N FRY RD	KATY	TX
6561	6850 S FRY RD	KATY	TX
6548	2013 HWY 377	KELLER	TX
6576	1789 SIDNEY BAKER	KERRVILLE	TX
6526	3201 E CENTRAL TEXAS EXP	KILLEEN	TX
8454	3730 DRY HOLE DR, CR#210	KYLE	TX
6517	100 ABNER JACKSON PKWY	LAKE JACKSON	TX
6549	3950 JIM WRIGHT FRWY	LAKE WORTH	TX
8976	500 NORTH I-35 EAST	LANCASTER	TX
6540	5710 SAN BERNARDO AVE	LAREDO	TX
1853	3200 SOUTH GULF FREEWAY	LEAGUE CITY	TX
524	901 N STEMMONS PKWY	LEWISVILLE	TX
6545	411 E LOOP 281	LONGVIEW	TX
6827	2615 50TH STREET	LUBBOCK	TX
505	5801 W LOOP 289	LUBBOCK	TX
513	4211 S MEDFORD DRIVE	LUFKIN	TX

Location Number	Street Address	City	State
6819	6119 FM 1488	MAGNOLIA	TX
6568	1725 N US HWY 287	MANSFIELD	TX
514	1307 MORMON MILLS RD	MARBLE FALLS	TX
516	801 TRENTON ROAD	MCALLEN	TX
528	1515 N CENTRAL EXPRESSWY	MCKINNEY	TX
6809	252 N CUSTER ROAD	MCKINNEY	TX
6537	18855 LYNDON B JOHNSON	MESQUITE	TX
561	4009 N MIDLAND	MIDLAND	TX
8519	120 S SHARY ROAD	MISSION	TX
2938	801-E INSPIRATION ROAD	MISSION	TX
6546	5900 HWY 6 SOUTH	MISSOURI CITY	TX
5863	620 Buffalo Lakes Drive	Missouri City	TX
8540	2530 S JEFFERSON AVE	MOUNT PLEASANT	TX
6533	6411 PRECINCT LINE RD	N RICHLAND HILLS	TX
8520	1360 N IH 35	NEW BRAUNFELS	TX
562	5181 E 42ND ST	ODESSA	TX
8419	603 STRICKLAND DRIVE	ORANGE	TX
6566	3120 NE LOOP 286	PARIS	TX
565	5455 FAIRMONT PARKWAY	PASADENA	TX
6567	10111 BROADWAY	PEARLAND	TX
6543	1514 BROADWAY ST	PEARLAND	TX
6808	1517 TOWN CENTER DR	PFLUGERVILLE	TX
506	409 N JACKSON AVE	PHARR	TX
5837	1105 Meister Lane	Phlugerville	TX
539	1224 N CENTRAL EXPY	PLANO	TX
6833	1801 WEST PARKER ROAD	PLANO	TX
527	4600 STATE HWY 121	PLANO	TX
551	6200 W PARK BLVD	PLANO	TX
6523	23575 US HIGHWAY 59	PORTER	TX
6106	4450 W. UNIVERSITY DR.	PROSPER	TX
6504	2220 N COIT RD	RICHARDSON	TX
540	6501 NE LOOP 820	RICHLAND HILLS	TX
6581	125 E STATE HWY 114	ROANOKE	TX
531	765 EAST I-30	ROCKWALL	TX
6530	24400 COMMERCIAL DRIVE	ROSENBERG	TX
504	2551 S INTERSTATE HWY 35	ROUND ROCK	TX



Location Number	Street Address	City	State
8951	2201 LAKEVIEW PARKWAY	ROWLETT	TX
6807	4363 HOUSTON HARTE EXWY	SAN ANGELO	TX
582	1066 CENTRAL PKWY S	SAN ANTONIO	TX
2945	10815 SENTINEL DRIVE	SAN ANTONIO	TX
5560	10815 SENTINEL DRIVE	SAN ANTONIO	TX
6550	20740 US HWY 281 NORTH	SAN ANTONIO	TX
5869	2211 Corner Ridge	San Antonio	TX
6529	2658 SW MILITARY DRIVE	SAN ANTONIO	TX
6988	3111 SE MILITARY	SAN ANTONIO	TX
6544	435 SUNSET RD WEST	SAN ANTONIO	TX
580	4909 WINDSOR HILL	SAN ANTONIO	TX
581	5101 CAMBRAY DR	SAN ANTONIO	TX
503	527 FAIR AVENUE	SAN ANTONIO	TX
6818	5638 W LOOP 1604 NORTH	SAN ANTONIO	TX
586	611 SW LOOP 410	SAN ANTONIO	TX
6547	9115 N LOOP 1604 W	SAN ANTONIO	TX
588	W 12871 INTERSTATE 10	SAN ANTONIO	TX
2945 (Closed)	2605 S IH-35, BLDG 900	SAN MARCOS	TX
8437	201 W I-10	SEGUIN	TX
6551	8138 AGORA PKWY	SELMA	TX
518	601 NORTHCREEK DR	SHERMAN	TX
587	300 VILLAGE CTR DR	SOUTHLAKE	TX
568	20131 N I-45	SPRING	TX
2389	22310 KUYKENDAHL RD	SPRING	TX
6985	8400 KATY FREEWAY	SPRING VALLEY	TX
6860	10419 HIGHWAY 6 SOUTH	SUGAR LAND	TX
574	15505 SW FREEWAY	SUGAR LAND	TX
6570	1200 HOME DEPOT BLVD	SUNSET VALLEY	TX
6863	3550 S GENERAL BRUCE DR	TEMPLE	TX
6579	151 WINDSOR AVE	TERRELL	TX
6580	4110 SAINT MICHAEL DR	TEXARKANA	TX
6562	5321 HIGHWAY 121	THE COLONY	TX
6514	3901 OLD JACKSONVILLE HW	TYLER	TX
6587	6708 NE ZAC LENTZ PKWY	VICTORIA	TX
6830	1803 NORTH I-35	WACO	TX
6532	5605 W WACO DR	WACO	TX
6505	1315 HWY 77 NORTH	WAXAHACHIE	TX

<b>Location Number</b>	<b>Street Address</b>	<b>City</b>	<b>State</b>
6515	220 W INTERSTATE 20	WEATHERFORD	TX
1859	18251 GULF FREEWAY	WEBSTER	TX
6577	1500 W EXPRESSWAY 83	WESLACO	TX
8521	9509 WHITE SETTLEMENT RD	WHITE SETTLEMENT	TX
6588	3705 KELL BLVD	WICHITA FALLS	TX
6589	951 WESTGATE WAY	WYLIE	TX