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U.S. EPA, REGION IX
REGIONAL HEARING CLERK

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4 Region IX
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6

7 UNITED STATES
8 ENVIRONMENTAL PROTECTION AGENCY
9 REGION IX

10 IN THE MATTER OF:

11 SCOTT LAWSON

12 Respondent.

09
Docket No.

RCRA-9-2007-0017

13 CONSENT AGREEMENT
AND
14 FINAL ORDER
PURSUANT TO 40 C.F.R.
SECTIONS 22.13 and 22.18

15 CONSENT AGREEMENT

16 Complainant, the United States Environmental Protection Agency, Region IX
17 ("Complainant" or "EPA"), and Respondent, Scott Lawson ("Respondent"), the parties herein,
18 agree that settlement of this matter is in the public interest and that entry of this Consent
19 Agreement and Final Order, pursuant to 40 C.F.R. Sections 22.13 and 22.18, ("CA/FO"), without
20 further litigation is the most appropriate means of resolving this matter.

21
22 A. PRELIMINARY STATEMENT

23 1. This is a civil administrative enforcement action instituted pursuant to Section 3008(a)(1)
24 of the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U.S.C.
25 § 6928(a)(1), and the Consolidated Rules of Practice Governing the Administrative
26 Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits
27

1 ("Consolidated Rules"), 40 C.F.R. Part 22. Complainant is the United States
2 Environmental Protection Agency, Region IX. Respondent is Scott Lawson, an
3 individual.

4 2. Respondent operates the Oasis Mobile Home Park, a residential mobile home park,
5 located at 88-740 Avenue 70, Thermal, California 92274, in Riverside County (the
6 "Facility"), on allotment TM-19, within the Torres Martinez Desert Cahuilla Indian
7 Reservation.

8 3. Allotment TM-19 is allotment land held in trust by the United States of America, for the
9 benefit of individual members of the Lawson family, i.e., the Allottees. Respondent Scott
10 Lawson is an Allottee for allotment TM-19. Allotment TM-19 also includes the area
11 identified on Attachment A to this CA/FO.

12 4. Operation of the Facility includes solid waste disposal, and generation, storage or
13 disposal of hazardous household wastes.

14 5. Household garbage, household hazardous waste, furniture, tires, plastic, wood, metal, and
15 lead-acid batteries, as well as burn ash and partially combusted waste, were disposed of at
16 the Facility.

17 6. This CA/FO, pursuant to 40 C.F.R. §§ 22.13(b) and 22.18(b), simultaneously commences
18 and concludes this proceeding, wherein EPA alleges that Respondent operated an open
19 dump, and failed to minimize releases of hazardous wastes, in violation of Sections 1008,
20 3004, 3005 and 4005(a) of RCRA, 42 U.S.C. §§ 6907, 6924, 6925 and 6945(a), and 40
21 C.F.R. §§ 257.3-7, 257.3-8, and 265.31.

22
23 B. GENERAL ALLEGATIONS

24 7. Respondent is, and at all times referred to herein was, a "person" as defined in Section
25 1004(15) of RCRA, 42 U.S.C. §6903(15), and 40 C.F.R. §§ 260.10 and 270.2.

26 8. Respondent was the "owner" and/or "operator" of a facility as defined in 40 C.F.R.
27

1 § 260.10 .

2 9. The Oasis Mobile Home Park, located at 88-740 Avenue 70, Thermal, California 92274,
3 is a “facility” as defined in 40 C.F.R. §§ 257.2 and 260.10.

4 10. Respondent was engaged in the “disposal” of solid or hazardous waste as defined in
5 Section 1004(3) of RCRA, 42 U.S.C. §6903(3) and 40 C.F.R. §§ 257.2, 260.10 and 270.2
6 at the time of the violations alleged.

7 11. Respondent stored “hazardous waste” as defined in Section 1004(5) of RCRA, 42 U.S.C.
8 § 6903(5) and 40 C.F.R. §§ 260.10 and 261.3.

9 12. On June 29, 2006, EPA conducted a RCRA inspection at the Facility. Based upon the
10 findings EPA made during the inspection and additional information obtained subsequent
11 to the inspection, EPA determined that Respondent violated Sections 1008, 3004, 3005
12 and 4005(a) of RCRA, 42 U.S.C. §§ 6907, 6924, 6925 and 6945(a), and 40 C.F.R.
13 §§ 257.3-7, 257.3-8, and 265.31.

14 13. Section 3008 of RCRA, 42 U.S.C. § 6928, authorizes the EPA Administrator to enforce
15 the hazardous waste management program at the Torres Martinez Indian Reservation in
16 California. Pursuant to section 4005(c)(2) of RCRA, 42 U.S.C. § 6945(c)(2), the
17 Administrator may use the authorities of Sections 3007 and 3008 of RCRA, 42 U.S.C.
18 §§ 6927 and 6928, to enforce the prohibition on open dumping of solid waste or
19 hazardous waste contained in Section 4005(a) of RCRA, 42 U.S.C. § 6945(a) at the
20 Torres Martinez Indian Reservation in California.

21 14. Section 3008 of RCRA, 42 U.S.C. § 6928, authorizes the EPA Administrator to issue
22 orders assessing a civil penalty, requiring compliance immediately or within a specified
23 time for violation of any requirement of Subtitle C of RCRA, Section 3001 of RCRA *et*
24 *seq.*, 42 U.S.C. §6921 *et seq.*, and as provided pursuant to Section 4005(c)(2) of RCRA,
25 42 U.S.C. § 6945(c)(2), for violations of minimum criteria that define the solid waste
26 management practices which constitute open dumping of solid waste or hazardous waste.

27 15. The Administrator has delegated the authority under Section 3008 of RCRA to the EPA

1 Regional Administrator for Region IX, who has redelegated this authority to the Director
2 of the Waste Management Division.

3
4 C. ALLEGED VIOLATIONS

5 COUNT I

6 (Open Dumping of Solid Waste)

- 7 16. Paragraphs 1 through 15 above are incorporated herein by this reference as if they were
8 set forth here in their entirety.
- 9 17. Section 4005(a) of RCRA, 42 U.S.C. 6945(a), prohibits the open dumping of solid waste
10 or hazardous waste, effective upon the promulgation of standards for the management of
11 solid waste.
- 12 18. Federal regulations establishing standards for solid waste disposal facilities and practices,
13 40 C.F.R. Part 257, were promulgated on September 13, 1979. 40 C.F.R. § 257.1(a)(1)
14 and (2) provide that facilities and practices failing to satisfy either the criteria in 40
15 C.F.R. §§ 257.1 through 257.4 or §§ 257.4 through 257.30 constitute open dumping and
16 are prohibited under Section 4005(a) of RCRA, 42 U.S.C. § 6945(a).
- 17 19. 40 C.F.R. § 257.3-7(a) provides that the facility shall not engage in open burning of
18 residential, commercial, institutional or industrial solid waste.
- 19 20. 40 C.F.R. § 257.3-7(c) provides that “open burning” means the combustion of solid waste
20 without (1) control of combustion air to maintain adequate temperature for efficient
21 combustion, (2) containment of the combustion reaction to an enclosed device to provide
22 sufficient residence time and mixing for complete combustion, and (3) control of the
23 emission of the combustion products.
- 24 21. 40 C.F.R. § 257.3-8(b) provides that a facility or practice shall not pose a hazard to the
25 safety of persons or property from fires. This may be accomplished through compliance
26 with 40 C.F.R. § 257.3-7 and through the periodic application of cover material or other
27 techniques as appropriate.

- 1 22. On June 29, 2006, the EPA Inspector observed piles of solid waste on the ground at the
2 Facility. The solid waste included household garbage, household hazardous waste,
3 furniture, tires, plastic, wood, metal, and lead-acid batteries, as well as burn ash and
4 partially combusted waste.
- 5 23. On June 29, 2006, the EPA inspector observed evidence of previous open burning of
6 waste at the Facility, in violation of 40 C.F.R. § 257.3-7(a). The EPA inspector observed
7 burn ash and partially combusted waste on the ground at the Facility. Failure to comply
8 with 40 C.F.R. § 257.3-7(a) constitutes open dumping and is prohibited under Section
9 4005(a) of RCRA, 42 U.S.C. § 6945(a), as provided in 40 C.F.R. §§ 257.1(a)(1 & 2).
- 10 24. On June 29, 2006, the EPA inspector observed that the Facility did not provide for daily
11 cover as required by 40 C.F.R. §§ 257.3-8(b) and 257.3-7. Failure to comply with these
12 requirements constitutes open dumping and is prohibited under Section 4005(a) of
13 RCRA, 42 U.S.C. § 6945(a), as provided in 40 C.F.R. §§ 257.1(a)(1 & 2).
- 14 25. Therefore, EPA alleges that Respondent violated Section 4005(a) of RCRA, 42 U.S.C.
15 § 6945(a).

16 COUNT II

17 (Failure To Minimize Releases of Hazardous Wastes)

- 18 26. Paragraphs 1 through 25 above are incorporated herein by this reference as if they were
19 set forth here in their entirety.
- 20 27. Respondent stored or disposed of spent lead-acid batteries, which are "hazardous waste"
21 as defined in Section 1004(5) of RCRA, 42 U.S.C. § 6903(5), and 40 C.F.R. §§ 260.10
22 and 261.3.
- 23 28. 40 C.F.R. §265.31 requires that hazardous waste facilities must be maintained and
24 operated to minimize the possibility of a fire, explosion, or any unplanned sudden or non-
25 sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface
26 water which could threaten human health or the environment.
- 27 29. On June 29, 2006, EPA's inspector observed that Respondent had been storing and

1 disposing of lead-acid batteries at the Facility, in a manner presenting a threat of release
2 to the environment. Two lead-acid batteries were located on the ground.

3 30. Therefore, EPA alleges that Respondent violated 40 C.F.R. § 265.31.

4
5 D. CIVIL PENALTY

6 31. Section 3008(g) of RCRA, 42 U.S.C. § 6928(g), as amended by the Debt Collection
7 Improvement Act of 1996, 40 C.F.R. Part 19, authorizes a civil penalty of up to THIRTY-
8 TWO THOUSAND AND FIVE HUNDRED DOLLARS (\$32,500) per day for each
9 violation of Subtitle C of RCRA, 42 U.S.C. § 6921 et seq.

10 32. Based upon the facts alleged herein and upon those factors which EPA must consider
11 pursuant to Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3), and the RCRA Civil
12 Penalty Policy, including the seriousness of the violations, any good faith efforts by
13 Respondent to comply with applicable requirements, and any economic benefit accruing
14 to Respondent, as well as such other matters as justice may require, EPA proposes that
15 Respondent be assessed ELEVEN THOUSAND DOLLARS (\$ 11,000.00) as the civil
16 penalty for the violations alleged herein. The proposed penalties were calculated in
17 accordance with the "RCRA Civil Penalty Policy," dated June 2003, as adjusted by the
18 Debt Collection Improvement Act. Under the penalty policy, EPA uses a penalty
19 assessment matrix, which is then adjusted to take into account multi-day violations, for
20 case-specific circumstances, and for the economic benefit gained from non-compliance,
21 where appropriate.

22
23 E. ADMISSIONS AND WAIVERS

24 33. For the purposes of this proceeding, Respondent (a) admits to the jurisdictional
25 allegations set forth in this CA/FO, (b) consents to and agrees not to contest EPA's
26 jurisdiction and authority to enter into, issue, and enforce the terms of this CA/FO, and
27 (c) will not contest EPA's jurisdiction and authority to compel compliance with this

1 CA/FO in any enforcement proceedings, either administrative or judicial, or to impose
2 sanctions for violations of this CA/FO.

3 34. For the purposes of this proceeding, Respondent (a) neither admits nor denies any specific
4 factual allegations set forth in this CA/FO, (b) hereby waives any rights Respondent may
5 have to contest the allegations set forth in this CA/FO, (c) waives any rights Respondent
6 may have to a hearing, including without limitation a hearing pursuant to Section 3008(b)
7 of RCRA, 42 U.S.C. § 6928(b), and (d) hereby consents to the issuance of this CA/FO
8 without adjudication. In addition, Respondent hereby waives any rights Respondent may
9 have to appeal the Final Order attached to this Consent Agreement and made part of this
10 CA/FO.

11
12 F. PARTIES BOUND

13 35. This CA/FO shall apply to and be binding upon Respondent and its agents, successors
14 and assigns and upon all persons acting under or for Respondent, until such time as the
15 civil penalty required under Sections D and I has been paid in accordance with Section I,
16 all tasks required by this CA/FO have been completed, and any delays in performance
17 and/or stipulated penalties have been resolved. At such time as those matters are
18 concluded, this CA/FO shall terminate and constitute full settlement of the violations
19 alleged herein.

20 36. Until this CA/FO terminates, no change in ownership or corporate, partnership or legal
21 status relating to the Facility will in any way alter Respondent's obligations and
22 responsibilities under this CA/FO.

23 37. The undersigned representative of Respondent hereby certifies that he or she is fully
24 authorized by Respondent to enter into this CA/FO, to execute and to legally bind
25 Respondent.

1 G. COMPLIANCE TASKS

2 38. Respondent shall complete the following tasks in the prescribed time frames:

3 a. Removal and Proper Disposal of Existing Waste. Within thirty (30) days of the
4 effective date of this CA/FO, Respondent shall remove and properly dispose of offsite
5 (i) all remaining solid and hazardous waste constituting an open dump at the Facility, and
6 (ii) all solid and hazardous waste located in the area of allotment TM-19 identified on
7 Attachment A to this CA/FO, which is incorporated hereto. Respondent shall certify in
8 writing to EPA that he has completed the removals and offsite disposals required above
9 and that no new open dumps have developed at the Facility. Such certification shall
10 include a description of the types of wastes and quantity removed and disposed of, and a
11 list of the names and addresses of the facilities where the waste was disposed.

12 b. Program To Prevent Open Dumping. To avoid open dumping at the Facility in the
13 future, within thirty (30) days of the effective date of this CA/FO, Respondent shall
14 arrange for weekly garbage pickup from the Facility for all residents of the Oasis Mobile
15 Home Park. This requirement shall be enforceable under this CA/FO for one (1) year
16 following the effective date of the CA/FO.

17 c. Waste Management Plan. Within forty-five (45) days after the effective date of this
18 CA/FO, Respondents shall submit to EPA for approval a plan for the management of
19 used oil, lead-acid batteries, electronics (televisions, computer monitors, etc), and tires
20 which may be discovered at the Facility. Respondent shall implement the EPA approved
21 plan within thirty days (30) days after notice of EPA's approval of the plan. The
22 requirement to implement the EPA approved management plan shall be enforceable under
23 this CA/FO for one (1) year following the effective date of the CA/FO.

24 d. Waste Management Factsheet. Within thirty (30) days after the effective date of this
25 CA/FO, Respondent shall submit to EPA for approval a proposed factsheet to be
26 provided to all households at the Facility informing residents of how and where to
27 properly dispose of used oil, lead acid batteries, electronics, and tires. Respondent shall

1 post the factsheet at a prominent location at the Facility and provide a copy to all
2 households at the Facility within thirty days (30) days after notice of EPA's approval of
3 the factsheet.

- 4 39. Compliance Certification. Upon completion of all tasks required by this CA/FO,
5 Respondent shall certify to EPA in writing that Respondent has corrected the violations
6 alleged and completed all compliance tasks, and that Respondent is now in compliance
7 with the applicable requirements of Sections 1008, 3004, 3005 and 4005(a) of RCRA, 42
8 U.S.C. §§ 6907, 6924, 6925 and 6945(a), and their implementing regulations. The
9 signatory for Respondent shall certify under penalty of law that this certification of
10 compliance is based upon true, accurate and complete information, which the signatory
11 can verify personally or regarding which the signatory has inquired of the person or
12 persons directly responsible for gathering the information.

13
14 H. PAYMENT OF CIVIL PENALTY

- 15 40. Respondent hereby consents to the assessment of a civil penalty in the amount of
16 ELEVEN THOUSAND DOLLARS (\$ 11,000) in settlement of the civil penalty claims of
17 the United States for the violations of Sections 1008, 3004, 3005 and 4005(a) of RCRA,
18 42 U.S.C. §§ 6907, 6924, 6925 and 6945(a), and 40 C.F.R. §§ 257.3-7, 257.3-8, and
19 265.31, alleged in Section C above.
- 20 41. Respondent shall submit payment of the ELEVEN THOUSAND DOLLARS (\$ 11,000)
21 civil penalty within thirty (30) calendar days of the Effective Date of this CA/FO. In
22 accordance with 40 C.F.R. §§ 22.18(b)(3) and 22.31(b), this CA/FO shall be effective
23 upon filing. Payment shall be made by in accordance with EPA's payment instructions.
24 A copy of the payment instructions is attached to this CA/FO. Payment instructions may
25 also be found online at http://www.epa.gov/cfo/finservices/make_a_payment_cin.htm.
26 At the time payment is made, copies of the payment documents shall be sent to:
27

1 Regional Hearing Clerk (RC-1)
2 U.S. Environmental Protection Agency - Region IX
3 75 Hawthorne Street
4 San Francisco, CA 94105

5 and

6 Kaoru Morimoto (WST-3)
7 Waste Management Division
8 U.S. Environmental Protection Agency - Region IX
9 75 Hawthorne Street
10 San Francisco, CA 94105

- 11 42. In accordance with the Debt Collection Act of 1982 and U.S. Treasury directive (TFRM
12 6-8000), the payment must be received within thirty (30) calendar days of the Effective
13 Date of this CA/FO to avoid additional charges. If payment is not received within thirty
14 (30) calendar days, interest will accrue from the Effective Date of this CA/FO at the
15 current rate published by the United States Treasury as described at 40 C.F.R. § 13.11. A
16 late penalty charge of \$15.00 will be imposed after thirty (30) calendar days with an
17 additional \$15.00 charge for each subsequent 30-day period. A 6% per annum penalty
18 will further apply on any principal amount not paid within ninety (90) calendar days of
19 the due date. Respondent further will be liable for stipulated penalties as set forth below
20 for any payment not received by its due date.

21 I. DELAY IN PERFORMANCE AND STIPULATED PENALTIES

- 22 43. In addition to the interest and per annum penalties described above, in the event that
23 Respondent fails to pay the full amount of the penalty within the time specified in
24 Section I, Respondent agrees to pay Complainant a stipulated penalty of up to FIVE
25 HUNDRED DOLLARS (\$ 500) for each day the default continues.
- 26 44. In the event Respondent fails to comply with any of the compliance tasks identified in
27 Paragraphs 38 - 39, Respondent shall, for each such failure, be liable for a stipulated
28 penalty of up to FIVE HUNDRED DOLLARS (\$ 500) for each day the failure continues.
45. All penalties shall begin to accrue on the date that performance is due or a violation

1 occurs, and shall continue to accrue through the final day of correction of the
2 noncompliance. Nothing herein shall prevent the simultaneous accrual of separate
3 penalties for separate violations.

4 46. All penalties owed to EPA under this Section shall be due within thirty (30) days of
5 receipt of a notification of noncompliance. Such notification shall describe the
6 noncompliance and shall indicate the amount of penalties due. Interest at the current rate
7 published by the United States Treasury, as described at 40 C.F.R. § 13.11, shall begin to
8 accrue on the unpaid balance at the end of the thirty-day period.

9 47. Except as set forth in paragraph 41 above, all penalty payments shall be paid by certified
10 or cashier's check to "Treasurer of the United States" and shall be remitted to:

11 U.S. Department of the Treasury
12 Attn: EPA Region IX Hearing Clerk
13 P.O. Box 360863M
Pittsburgh, PA 15251

14 48. All payments made under this Section shall indicate the name of the Facility, any EPA
15 identification number of the Facility, Respondent's name and address, and the EPA
16 docket number of this action. At the time payment is made, Respondent shall send a copy
17 of the payment transmittal to:

18
19 Kaoru Morimoto (WST-3)
20 Waste Management Division
21 U.S. Environmental Protection Agency - Region IX
75 Hawthorne Street
San Francisco, CA 94105

22 49. The payment of stipulated penalties shall not alter in any way Respondent's obligation to
23 complete the performance required hereunder.

24 50. The stipulated penalties set forth in this Section do not preclude EPA from pursuing any
25 other remedies or sanctions which may be available to EPA by reason of Respondent's
26 failure to comply with any of the requirements of this CA/FO.
27

1
2 J. RESERVATION OF RIGHTS

3 51. EPA expressly reserves all rights and defenses that it may have.

4 52. EPA hereby reserves all of its statutory and regulatory powers, authorities, rights and
5 remedies, both legal and equitable, including the right to require that Respondent perform
6 tasks in addition to those required by this CA/FO. EPA further reserves all of its statutory
7 and regulatory powers, authorities, rights and remedies, both legal and equitable, which
8 may pertain to Respondent's failure to comply with any of the requirements of this
9 CA/FO, including without limitation, the assessment of penalties under Section 3008(c)
10 of RCRA, 42 U.S.C. § 6928(c). Except as set forth above, this CA/FO shall not be
11 construed as a covenant not to sue, release, waiver or limitation of any rights, remedies,
12 powers or authorities, civil or criminal, which EPA has under RCRA, the Comprehensive
13 Environmental Response, Compensation and Liability Act of 1980, as amended
14 ("CERCLA"), or any other statutory, regulatory or common law enforcement authority of
15 the United States.

16 53. Compliance by Respondent with the terms of this CA/FO shall not relieve Respondent of
17 its obligations to comply with any applicable local, state, tribal or federal laws and
18 regulations.

19 54. The entry of this CA/FO and Respondent's consent to comply shall not limit or otherwise
20 preclude EPA from taking additional enforcement actions should EPA determine that
21 such actions are warranted except as they relate to Respondent's liability for federal civil
22 penalties for the specific alleged violation and facts as set forth in Section C of this
23 CA/FO.

24 55. This CA/FO is not intended to be nor shall it be construed as a permit. This CA/FO does
25 not relieve Respondent of any obligation to obtain and comply with any local, state, tribal
26 or federal permits. Compliance by Respondent with the terms of this CA/FO shall not
27 relieve Respondent of any obligations to comply with RCRA or any other applicable

1 local, state, tribal or federal laws and regulations.

- 2 56. EPA reserves its right to seek reimbursement from Respondent for any additional costs
3 incurred by the United States which may result or arise from the alleged counts set forth
4 in Section C. Notwithstanding compliance with the terms of this CA/FO, Respondent is
5 not released from liability, if any, for the costs of any response actions taken by EPA.
6 57. Respondent reserves any and all rights and defenses, whether legal or equitable in nature,
7 that are not expressly waived in this CA/FO.

8
9 K. OTHER CLAIMS

- 10 58. Nothing in this CA/FO shall constitute or be construed as a release from any other claim,
11 cause of action or demand in law or equity by or against any person, firm, partnership,
12 entity or corporation for any liability it may have arising out of or relating in any way to
13 the generation, storage, treatment, handling, transportation, release, or disposal of any
14 hazardous constituents, hazardous substances, hazardous wastes, pollutants, or
15 contaminants found at, taken to, or taken from the Facility.

16
17 L. MISCELLANEOUS

- 18 59. This CA/FO may be amended or modified only by written agreement executed by both
19 EPA and Respondent.
20 60. The headings in this CA/FO are for convenience of reference only and shall not affect
21 interpretation of this CA/FO.
22 61. Each party shall bear its own attorneys' fees, costs, and disbursements incurred in this
23 proceeding.
24 62. In accordance with 40 C.F.R. §§ 22.18(b)(3) and 22.31(b), this CA/FO shall be effective
25 on the date that the Final Order contained in this CA/FO, having been approved and
26 issued by either the Regional Judicial Officer or Regional Administrator, is filed.

1 IT IS SO AGREED,

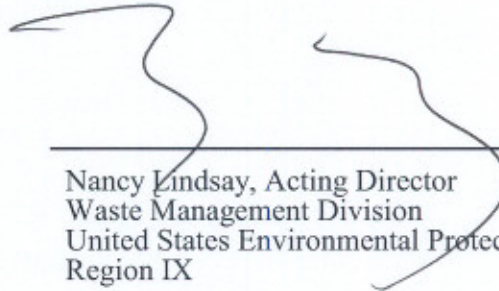
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Scott Lawson

8 9/21/07

9 Date


Nancy Lindsay, Acting Director
Waste Management Division
United States Environmental Protection Agency,
Region IX

1
2 **FINAL ORDER**
3
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5

6 **IT IS HEREBY ORDERED** that this Consent Agreement and Final Order ((U.S. EPA Docket
7 No. RCRA-09-2007-0017) be entered and that Respondent pay a civil penalty in the
8 amount of ELEVEN THOUSAND DOLLARS (\$ 11,000), in accordance with the terms of this
9 Consent Agreement and Final Order, within thirty (30) days after the Effective Date of this
10 Consent Agreement and Final Order. Copies of the payment documents shall be sent to the EPA
11 Region IX addresses specified in Section H of this Consent Agreement and Final Order within
12 such 30-day period.
13

14 This Final Order shall be effective upon filing.
15
16
17

18 09/25/07

19 Date

20 

21 Steven Jawgiel
22 Regional Judicial Officer
23 United States Environmental Protection Agency,
24 Region IX
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**ATTACHMENT A
TO THE
CONSENT AGREEMENT/FINAL ORDER
IN THE MATTER OF SCOTT LAWSON**

This Attachment identifies the specific additional Area of Allotment TM-19, which is delineated by the blank white box below and on which Respondent has agreed to perform the task set forth in Paragraph 38(a)(ii) of the CA/FO.



USEPA Region 9 Payment Instructions

CHECK PAYMENTS

If payment is made by check, the check should be made payable to the Treasurer, United States of America.

For checks drawn on U.S. banks sent by regular U.S. Postal Service mail:

U.S. Environmental Protection Agency
Region 9
P.O. Box 371099M
Pittsburgh, PA 15251

For checks sent by express mail:

Mellon Client Service Center
Region 9
ATTN: Shift Supervisor Lockbox 371099M
500 Ross Street
Pittsburgh, PA 15262-0001

Phone number if necessary: (412) 234-5805

For checks drawn on foreign banks with no U.S. branches:

Citibank Delaware (0210-0008-9 routing # Citibank New York)
Global Cheque Collections
P.O. BOX 15962
Wilmington DE 19850-5962

ELECTRONIC FUNDS TRANSFERS

WIRE TRANSFERS in Dollars or Euros or other non-US currency:

Federal Reserve Bank of New York
ABA = 021030004
Account = 68010727
33 Liberty Street
New York NY 10045

Field Tag 4200 of the Fedwire message should read "D 68010727 Environmental Protection Agency"

CERTIFICATE OF SERVICE

I hereby certify that the original copy of the foregoing Consent Agreement and Final Order has been filed with the Regional Hearing Clerk, Region IX, and that copies have been sent

by Certified Mail, Return Receipt Requested, to:

**Scott Lawson
Oasis Mobile Home Park
88-740 Avenue 70
Thermal, California 92274**

by Fax to:

**Ms. Carla J. Hoke
Fredericks, Peebles & Morgan, LLP
1900 Plaza Drive
Louisville, Colorado 80027
Phone: 303-673-9600
Fax: 303-673-9155/9839**

by Hand Delivery to:

**Letitia D. Moore
Assistant Regional Counsel
U.S. Environmental Protection Agency, Region IX
75 Hawthorne Street
San Francisco, CA 94105**

09-26-07

Date

Danielle E. Carr

**Danielle Carr
Regional Hearing Clerk**