



U.S. ENVIRONMENTAL PROTECTION AGENCY

REGION 1 - NEW ENGLAND
5 Post Office Square, Suite 100
Boston, MA 02109-3912



BY EMAIL

Dated via electronic signature below

Ms. LeAnn Jensen
Regional Judicial Officer
U.S. EPA, Region 1
5 Post Office Square, Suite 100, Mail Code 4-MI
Boston, MA 02109-3912
Jensen.LeAnn@epa.gov

Re: *In the Matter of Electronic Products Industries LLC,*
Docket Nos. CAA-01-2024-0023, EPCRA-01-2024-0024

Dear Ms. Jensen:

In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2), and simultaneously transmitted with this letter, please find a Consent Agreement and proposed Final Order (“CAFO”) settling the above-referenced action. The Consent Agreement has been signed by the parties and is now being submitted to you for approval.

If signed by you, the CAFO will resolve administrative civil penalty liability of the Respondent, Electronic Products Industries LLC (“Electronic Products”), for alleged violations of Section 112(r)(1) of the Clean Air Act (“CAA”), 42 U.S.C. § 7412(r)(1), also known as the “General Duty Clause,” and Section 313 of the Emergency Planning and Community Right-to-Know Act (“EPCRA”), 42 U.S.C. § 11023. The alleged violations occurred at Respondent’s facility located at 85 Parker Street in Newburyport, Massachusetts.

Specifically, Electronic Products failed to provide EPCRA Section 313 Toxic Release Inventory reports for anhydrous ammonia used at the facility in calendar years 2019, 2020, and 2021. Electronic Products also failed to identify hazards from anhydrous ammonia releases at the facility as required by the General Duty Clause in CAA Section 112(r)(1).

Under the terms of the CAFO, the Respondent has agreed to pay a civil monetary penalty of \$117,647 within 30 days of the CAFO’s effective date. The penalty complies with EPCRA and CAA statutory penalty assessment factors and with EPA’s penalty policies for EPCRA Section 313 and CAA Section 112(r) cases.

The parties’ consent to the use of digital signatures (as well as Respondent’s consent to electronic service of the CAFO, once filed) is included in the CAFO. Respondent chose to sign

Letter to Ms. LeAnn Jensen, Regional Judicial Officer
Page 2

with a “wet” signature, and EPA’s official signed electronically. Accordingly, I am submitting a PDF of the executed CAFO and will file Respondent’s original signature page with the Regional Hearing Clerk once received in the mail. This settlement does not have any public notice requirements.

Thank you for your attention to this matter.

Respectfully submitted,

Samuel Horowitz
Enforcement Counsel
U.S. Environmental Protection Agency, Region 5

cc (via email): Christopher Mosher, Electronic Products Industries LLC
Gregory D. Lorincz, Coogan Smith, LLP