



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

**REGION IX**

**75 Hawthorne Street  
San Francisco, CA 94105**

**\*\*FILED\*\***

**01 JUNE 2020  
U.S.EPA - REGION IX**

**EXPEDITED SETTLEMENT AGREEMENT**

**DOCKET NO:** CAA (112r)-09-2020-0035

**This ESA is issued to:** Standard Hemp  
3843 S. Bristol Street Santa Ana,  
CA 92704

**For:** Violation of Section 112(r)(7) of the Clean Air Act.  
**At:** Standard Hemp, 6879 N. Washoe Ave, Firebaugh, CA 93622

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This Expedited Settlement Agreement (“ESA”) is being entered into by the United States Environmental Protection Agency (“EPA”), Region 9, by its duly delegated official, Amy Miller, Director, Enforcement and Compliance Assurance Division, and Standard Hemp (“Respondent”) pursuant to Section 113(a)(3) and (d) of the Clean Air Act (the “Act”), 42 U.S.C. § 7413(a)(3) and (d), and by 40 C.F.R. § 22.13(b). EPA has obtained the concurrence of the U.S. Department of Justice, pursuant to Section 113(d)(1) of the Act, 2 U.S.C. § 7413(d)(1), to pursue this administrative enforcement action.

**ALLEGED VIOLATION**

The Facility (EPA Facility Identifier: 1000 0021 1059) is subject to the Risk Management Program of Section 112(r)(7), of the Clean Air Act (“CAA”). The Company became responsible for implementing the Risk Management Program when the Facility was purchased on August 29, 2019. EPA alleges Respondent’s failure to:

1. Comply with the requirements of 40 C.F.R. § 68.196(b) [Required Corrections] to update the emergency contact information in the Risk Management Plan using EPA’s online reporting system RMP\*eSubmit within month of any change. The Facility RMP was updated using RMP\*eSubmit on February 7, 2020 and revised on March 16, 2020 (to update information on processes).

**SETTLEMENT**

In consideration of Respondent’s size of business, its full compliance history and previous penalties assessed, if any, its good faith effort to comply, the duration and seriousness of the violation, the economic impact of the penalty, and other factors as justice may require, the parties enter into this ESA in order to settle the violations described above for the total penalty amount of **\$600**.

This settlement is subject to the following terms and conditions:

- 1) The Respondent by signing below admits to jurisdiction, neither admits nor denies the specific factual allegations contained above, and consents to the assessment of the penalty as stated above.

Respondent waives its rights to a hearing afforded by Section 113(d)(2)(A) of the Act, 42 U.S.C §7413(d)(2)(A), and to appeal this ESA. Each party to this action shall bear its own attorney's fees and costs, if any. Respondent also certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that the Respondent has corrected the violations listed above and has sent an **Online Payment through the Department of Treasury: [WWW.PAY.GOV](http://WWW.PAY.GOV)** (Enter SFO 1.1 in search field. Open form and complete required fields), **or alternatively has sent a cashier's check or certified check** (payable to the Treasurer, United States of America) in the amount of **\$600** in payment of the full penalty amount to the following address:

US Environmental Protection Agency  
Fines and Penalties  
Cincinnati Finance Center  
PO Box 979077  
St. Louis, MO 63197-9000

The check or online payment should reference Respondent's name and a copy of this ESA must be included with the check/online payment going to the EPA Cincinnati Finance Center. A copy of the signed ESA and a copy of the check or online receipt must also be sent by email to [Cyntia Steiner at steiner.cyntia@epa.gov](mailto:cyntia.steiner@epa.gov). Note that the ESA needs to be signed and scanned; an electronic signature will not be accepted.

- 2) Pursuant to CAA § 114(a)(1)(B) [42 U.S.C. § 7414(a)(1)(B)] **please provide documentation to USEPA Region 9 describing how each area of identified non-compliance has been addressed.** Such documentation is due to EPA within 30 calendar days of your receipt of this letter. If you have corrected non-compliance and intend to resolve EPA's penalty action through the enclosed ESA, your signature affirms that the listed violations have been corrected. When you return the signed ESA to EPA, please provide documentation describing how each area of identified non-compliance was addressed along with an estimate of the cost you incurred fixing those deficits.

Upon Respondent's submission of the signed original ESA, EPA will take no further civil penalty action against Respondent for the violations of the Act alleged above. This ESA shall not be construed as a covenant not to sue, a release, waiver, or limitation of any rights, remedies, powers, or authorities, civil or criminal that EPA has under the Act or any other statutory, regulatory, or common law enforcement authority of the United States, except as stated above.

If the signed original ESA with an attached copy of the check is not returned to the EPA Region 9 office at the above address in correct form by the Respondent within 30 days of the date of Respondent's receipt of the proposed ESA and EPA has not granted an extension of its offer to settle, the ESA is withdrawn, without prejudice to EPA's ability to file an enforcement action for the violations identified herein.

This ESA is binding on the parties signing below.

This ESA is effective upon filing with the Regional Hearing Clerk.

FOR RESPONDENT: Standard Hemp


Signature:  Date: 5/18/2020  
DocuSigned by:  
9E8B9A3CF1644A5...

Name (print): Bernard Steimann

Title (print): CEO


FOR COMPLAINANT: Environmental Protection Agency

**AMY MILLER-  
BOWEN**

 Digitally signed by AMY MILLER-  
BOWEN  
Date: 2020.05.27 16:45:17 -07'00' Date: \_\_\_\_\_

Amy C. Miller, Director  
Enforcement and Compliance Assurance Division  
U.S. EPA Region 9

It is hereby ORDERED that this ESA be entered, and Respondent pays the above penalty.

**STEVEN JAWGIEL**  Digitally signed by STEVEN  
JAWGIEL  
Date: 2020.06.01 15:46:00 -07'00' Date: \_\_\_\_\_

Steven L. Jawgiel  
Regional Judicial Officer  
U.S. EPA Region 9

**CERTIFICATE OF SERVICE**

This is to certify that a FINAL ORDER in conjunction with an Expedited Settlement Agreement (ESA) in the matter of Standard Hemp, Docket Number SPCC-09-2020-0035, has been signed by the Regional Judicial Officer and has been filed with the Regional Hearing Clerk.

Accordingly, the Final Order has been served on Respondent, and Counsel for EPA, as indicated below:

**BY ELECTRONIC MAIL:**

Respondent-

Bernard Steimann, CEO,  
Standard Hemp  
license@pmcoc.com

**BY ELECTRONIC MAIL:**

Complainant-

Andrew Helmlinger, Esq.  
Office of Regional Counsel  
Environmental Protection Agency  
Helmlinger.Andrew@epa.gov

Date: June 1, 2020

**Steven** Digitally signed by  
**Armsey** Steven Armsey  
Date: 2020.06.01  
18:40:52 -07'00'

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Regional Hearing Clerk  
EPA, Region 9