



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10

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OFFICE OF
REGIONAL COUNSEL

September 10, 2014

SUBJECT: General Biodiesel, Inc., Seattle Washington
Join Motion to Enter Amended Consent Agreement and Final Order

FROM: Robert Hartman *RCH*
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TO: File

In December 2012, the U. S. Environmental Protection Agency Region 10 (EPA) issued a Consent Agreement and Final Order to General Biodiesel Inc., for violations of the Emergency Planning and Community Right-to-Know Act (EPCRA), 42 U.S.C. § 11001 *et seq.*, identified by EPA's investigation of the facility located at 6333 1st Avenue South, Seattle, Washington. General Biodiesel converts primarily used cooking oil into biodiesel and glycerin. Fish oil and virgin vegetable oils are also processed. The facility uses methanol, sodium methoxide, and 93% sulfuric acid in the process.

The CAFO in settlement of EPA's claims for civil penalties for the alleged violations of EPCRA required a final settlement penalty of \$62,985. The CAFO allows General Biodiesel Inc. to pay the penalty of \$62,985 in installments.

Through inquiries made by Mr Wong, the CEO of General Biodiesel, Inc. EPA become aware that the CAFO incorrectly identifies General Biodiesel, Inc. as the Respondent. Based on the information provided, EPA has discovered that General Biodiesel, Inc. is the holding company and the correct name of the facility located at 6333 1st Avenue South, for whom the violations of EPCRA were alleged is General Biodiesel Seattle, LLC.

The purpose of the Joint Motion to Enter the Amended Consent Agreement and Final Order is necessary to correctly identify the Respondent and liable party in this matter. The "Facility" as defined in the CAFO is in fact owned and operated by General Biodiesel Seattle, LLC. The Amended CAFO will change all references to correctly identify the Respondent as General Biodiesel Seattle, LLC. The payment schedule in Attachment A, will not change, but has been revised in the Amended CAFO to include specific dates (the original CAFO specified due dates a certain number of days after the date of the original CAFO was filed). No other changes are made. The payment of penalties are up to date.