



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

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EPA REGION III PHILA. PA

HAND DELIVERY


Lydia Guy
Regional Hearing Clerk (3RC00)
U.S. EPA, Region III
1650 Arch Street
Philadelphia, PA 19103-2029

Re: YRC Freight, Inc.
Docket No. CWA-03-2015-0232
Consent Agreement and Final Order

Dear Ms. Guy:

Enclosed for filing, please find the original and one copy of the above administrative Consent Agreement and Final Order, along with a certificate of service.

Sincerely yours,


Lourdes del Carmen Rodriguez
Senior Assistant Regional Counsel

Enclosures

cc: Mr. Ruben Byerley, Respondent
Andrea Bain, EPA

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III

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In The Matter of: :
: :
YRC Freight, Inc. :
100 Roadway Drive : Proceeding under Section 311(j) and
Carlisle, Pennsylvania 17103, : 311(b)(6)(B)(i) of the Clean Water Act,
: 33 U.S.C. § 1321(j) and 1321(b)(6)(B)(i)
: :
Respondent. :
: **Docket No. CWA-03-2015-0232**
YRC Freight Distribution Center :
100 Roadway Drive :
Carlisle, Pennsylvania 17103, :
Facility. :
: :
: :

CONSENT AGREEMENT

1. This Consent Agreement is proposed and entered into under the authority vested in the Administrator of the U.S. Environmental Protection Agency (“EPA”) by Section 311(b)(6)(B)(i) of the Clean Water Act (“CWA”), as amended, 33 U.S.C. § 1321(b)(6)(B)(i), and under the authority provided by Section 22.13(b), 22.18(b) and 22.50(a)(1) and (b) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (“Consolidated Rules of Practice”), 40 C.F.R. Part 22. The Administrator has delegated this authority to the Regional Administrator of EPA, Region III, who in turn has delegated it to the Director of the Region’s Hazardous Site Cleanup Division (“Complainant”).
2. The parties agree to the commencement and conclusion of this matter by issuance of this Consent Agreement and Final Order (collectively “CAFO”), as prescribed by the Consolidated Rules of Practice pursuant to 40 C.F.R. § 22.13(b) and 22.18(b), and having consented to the entry of this CAFO, agree to comply with the terms of this CAFO.
3. For purposes of this proceeding only, Respondent admits to the jurisdictional allegations set forth in this Consent Agreement.
4. Respondent neither admits nor denies the specific factual allegations, findings of fact, and conclusions of law set forth in this Consent Agreement, except as provided in Paragraph 3, above.
5. Respondent agrees not to contest EPA’s jurisdiction with respect to the execution, enforcement, and issuance of this CAFO.

6. For purposes of this proceeding only, Respondent hereby expressly waives its right to contest the allegations set forth in this Consent Agreement and any right to appeal the accompanying Final Order.
7. Respondent shall bear its own costs and attorney's fees.

Statutory and Regulatory Authority

8. Congress enacted the CWA, 33 U.S.C. §§ 1251 *et seq.*, in 1972. In Section 311(j)(1)(C) of the CWA, 33 U.S.C. § 1321(j)(1)(C), Congress required the President to promulgate regulations which would, among other things, establish procedures, methods, and other requirements for preventing discharges of oil from onshore facilities into navigable waters and for containing such discharges.
9. By Executive Order 12777, the President delegated the authority to promulgate regulations under Section 311(j) of the CWA to EPA for non-transportation-related onshore and offshore facilities.
10. Pursuant to its delegated authority under Section 311(j) of the CWA, EPA promulgated the Oil Pollution Prevention Regulations, codified at 40 C.F.R. Part 112.
11. Congress amended Section 311(j) of the CWA by enacting the Oil Pollution Act of 1990 ("OPA"), which required, in part, that the President promulgate regulations which would mitigate potential harm caused by vessels, and onshore and offshore oil facilities that, because of their location, could reasonably be expected to cause substantial harm to the environment by discharging oil into or on the navigable waters of the United States or adjoining shorelines ("substantial harm facilities"). 33 U.S.C. § 1321(j)(5)(A). Specifically, Congress directed the President to promulgate regulations requiring the owners or operators of substantial harm facilities to submit to the President plans for responding to worst case oil discharges and substantial threats of such discharges.
12. Pursuant to Section 311(j)(5)(A) of the CWA, 33 U.S.C. § 1321(j)(5)(A), EPA amended 40 C.F.R. Part 112 by promulgating oil spill response regulations requiring non-transportation-related substantial harm facilities to, *inter alia*, develop and implement a facility response plan ("FRP"), an oil spill response training program, and a program of oil spill response drills and exercises. These regulations are codified at 40 C.F.R. § 112.20 and 112.21, and became effective on August 30, 1994 (the "Oil Spill Response Regulations").
13. Pursuant to 40 C.F.R. § 112.20(h)(4), owners or operators of onshore storage and distribution facilities must determine whether, because of the facility's storage capacity and location, the facility could reasonably be expected to cause substantial harm to the environment by discharging oil into or on navigable waters or adjoining shorelines pursuant to criteria established by EPA in 40 C.F.R. § 112.20(f)(1).

14. Pursuant to 40 C.F.R. § 112.20(f)(1)(i-ii), a facility is classified as a substantial harm facility if: (1) the facility transfers oil over water to or from vessels and has a total oil storage capacity greater than or equal to 42,000 gallons; or (2) the facility's total oil storage capacity is greater than or equal to 1,000,000 gallons and one of the following is true: (a) the facility does not have sufficient secondary containment to contain the capacity of the largest aboveground oil storage tank plus freeboard for precipitation within each storage area; (b) the facility is located at a distance (as calculated from the appropriate formula in 40 C.F.R. Part 112, Appendix C) such that a discharge from the facility could cause injury to fish and wildlife and sensitive environments; (c) the facility is located at a distance (as calculated from the appropriate formula in 40 C.F.R. Part 112, Appendix C) such that a discharge from the facility would shut down a public drinking water intake; or (d) the facility has had a reportable oil discharge of at least 10,000 gallons within the last five years.
15. Pursuant to 40 C.F.R. § 112.20(a), if a facility is determined to be a substantial harm facility under these criteria, the owner or operator of the facility must prepare and submit to EPA an FRP which details the facility's emergency plans for responding to an oil spill.
16. To meet the requirements of 40 C.F.R. § 112.20, the FRP must identify areas within the facility where discharges could occur and identify the potential effects of the discharges pursuant to 40 C.F.R. § 112.20(h)(4). The FRP must address response planning, including the small discharge scenario (2,100 gallons or less) pursuant to 40 C.F.R. § 112.20(h)(5)(ii), and the FRP must identify response resources that meet the requirements of 40 C.F.R. Part 112, Appendix E, pursuant to 40 C.F.R. § 112.20(h)(3)(i).
17. Pursuant to 40 C.F.R. § 112.20(d)(1), if there is a facility change that materially may affect the response to a worst case discharge, the owner or operator of a facility for which an FRP is required shall revise and resubmit revised portions of the FRP within 60 days of each such facility change.
18. Pursuant to 40 C.F.R. § 112.21(a) and (c), the owner or operator of a substantial harm facility must develop and implement a program of facility response drills and exercises for oil spill response. Pursuant to 40 C.F.R. § 112.21(c), a program of oil spill response drills/exercises must follow either the National Preparedness for Response Exercise Program Guidelines ("PREP Guidelines") or an alternative program approved by the Administrator of the applicable EPA Region.
19. The PREP Guidelines provide for owners and operators of substantial harm facilities to conduct various types of exercises on a specified basis, including: (1) quarterly Qualified Individual Notification Exercises; (2) annual Spill Management Team Tabletop Exercises; (3) semi-annual Equipment Deployment Exercises for facilities with facility-owned equipment or annual Equipment

Deployment Exercises if the FRP provides for equipment owned by an oil spill removal organization (“OSRO”); and (4) Government-Initiated Unannounced Exercises (“GIUEs”) not more than triennially, if successfully completed. The PREP Guidelines provide that owners and operators must retain records of the drills and exercises for 5 years.

20. For violations of Section 311(j) of the CWA, 33 U.S.C. § 1321(j), EPA has authority, under Section 311(b)(6) of the CWA, 33 U.S.C. § 1321(b)(6), as amended by the Debt Collection Improvement Act and implemented by 40 C.F.R. Part 19, *Adjustment of Civil Monetary Penalties for Inflation*, to file an Administrative Complaint seeking a civil penalty of \$16,000 per day for each day during which a violation continues, up to a maximum of \$177,500 for each penalty for violations occurring after January 12, 2009.

Findings of Fact and Conclusions of Law

21. Respondent is a corporation with a principal place of business located at 100 Roadway Drive, Carlisle, Pennsylvania, 17013. Respondent is the largest subsidiary of YRC Worldwide, Inc.
22. Respondent is a person within the meaning of Sections 311(a)(7) and 502(5) of the CWA, 33 U.S.C. §§ 1321(a)(7) and 1362(5), and 40 C.F.R. § 112.2.
23. Respondent is engaged in the storage and distribution of goods to points in the Mid-Atlantic area from shipments received throughout the West and Midwest of the United States. The facility is located at 100 Roadway Drive, Carlisle, Pennsylvania, 17013, and serves as the company’s Regional Service Center and Petroleum Storage Terminal (“Facility”).
24. Respondent is the owner and/or operator of the Facility within the meaning of Section 311(a)(6) of the CWA, 33 U.S.C. § 1321(a)(6), and 40 C.F.R. § 112.2.
25. Respondent has owned and operated the Facility since the year 1988, when the Facility began oil storage for refueling their truck fleet.
26. EPA conducted an SPCC inspection at the Facility on June 14, 2011 (“the Inspection”).
27. According to the observations of EPA inspectors during the Inspection and information provided to EPA by Respondent, the Facility has a total aboveground oil storage capacity of approximately 1,050,000 gallons.
28. The Facility is located ¼ of a mile from Letort Spring Run, which feeds into the Conodoquinet Creek, a tributary of the Susquehanna River. Letort Spring Run contains fish, mainly trout, and it is an environmentally sensitive area.

29. The Letort Spring Run, the Conodoquinet Creek and the Susquehanna River are navigable waters of the United States within the meaning of Section 502(7) of the CWA, 33 U.S.C. § 1362(7).
30. The Facility is an onshore facility within the meaning of Section 311(a)(10) of the CWA, 33 U.S.C. § 1321(a)(10), and 40 C.F.R. § 112.2.
31. The Facility is a non-transportation-related facility within the meaning of 40 C.F.R. § 112.2 and Appendix A of 40 C.F.R. Part 112, as incorporated by reference within 40 C.F.R. § 112.2.
32. Due to its location, the Facility could reasonably be expected to discharge oil in harmful quantities, as defined by 40 C.F.R. § 110.3, into or upon navigable waters of the United States or its adjoining shoreline.
33. Pursuant to 40 C.F.R. § 112.1, Respondent, as the owner and operator of the Facility, is subject to the Oil Pollution Prevention Regulations codified at 40 C.F.R. Part 112.
34. The Facility is a “substantial harm” facility pursuant to 40 C.F.R. § 112.20(f)(1) because the Facility has a total oil storage capacity greater than 1,000,000 gallons and is located at a distance (as calculated from the appropriate formula in 40 C.F.R. Part 112, Appendix C) such that a discharge from the facility could cause injury to fish and wildlife and sensitive environments.
35. Pursuant to Section 311(j) of the CWA, 33 U.S.C. § 1321(j) and 40 C.F.R. § 112.20(f)(1), the Facility is subject to the Oil Spill Response Regulations in 40 C.F.R. § 112.20 and 112.21.
36. Pursuant to 40 C.F.R. § 112.21(c), Respondent was required to follow a program of facility response drills and exercises, including evaluation procedures, conducted in accordance with the PREP Guidelines or another approved program.
37. Respondent has not submitted to EPA a program of facility response drills and exercises for oil spill response in the alternative to the PREP Guidelines for the approval of the Regional Administrator.
38. At the time of the Inspection, Respondent could not provide to EPA the Facility’s drills and exercises records for the year 2010 to show that it had conducted the drills and exercises.
39. On August 29, 2011, EPA sent Respondent a Notice of Noncompliance for its failure to conduct and document drills and exercises in 2010.
40. On July 14, 2014, EPA conducted a GIUE at the Facility (the “Exercise”). EPA observed that Respondent was unable to demonstrate during the Exercise that it

could adequately respond to a small discharge for several reasons. First, Respondent's representative did not know what steps to take to respond to the discharge scenario. Second, Respondent did not have a current contractual relationship with the OSROs listed in the Facility FRP since the contracts had expired. Third, when Respondent was able to determine the OSRO with which the Respondent had a current contractual relationship, the Respondent could not secure spill response and recovery equipment from its OSRO because the OSRO was non-operational at the time due to a company audit.

41. On September 18, 2014, EPA sent Respondent an information request letter pursuant to Section 308 of the CWA, 33 U.S.C. § 1318, requesting complete records of drills and exercises for the Facility for the five-year period from July 2009 to July 2014. Respondent submitted a response to EPA dated October 13, 2014 (the "Information Request Response").

Count I

42. The findings of fact and conclusions of law contained in Paragraphs 21 through 41 of this CAFO are incorporated by reference herein as though fully set forth at length.
43. The Information Request Response stated that Respondent had not revised and resubmitted the FRP for the Facility since 2006.
44. At the time of the Exercise, none of the OSROs listed in the FRP were under contract with the Respondent. Moreover, the OSRO with which Respondent had a contractual relationship was non-operational. Thus, the changes in Respondent's OSROs and the capability of the OSRO at the time of the Exercise materially affected the Respondent's ability to undertake a response to a worst case discharge.
45. At the time of the Exercise, the Facility personnel listed in the FRP with responsibility for undertaking a response to an oil discharge were not the same Facility personnel that were identified at the Exercise as having such responsibility.
46. Based on EPA's observations during the Exercise, and EPA's review of information submitted by Respondent, Respondent had not updated the FRP to identify personnel with the responsibility to lead a response to an oil discharge and to identify and provide contact information for an OSRO with capability to provide equipment to respond to a discharge.
47. Respondent's failure to submit to EPA revised portions of the Facility FRP in response to facility changes that may materially affect the response to a worst case discharge was a violation of 40 C.F.R. § 112.20(d)(1).

Count II

48. The findings of fact and conclusions of law contained in Paragraphs 21 through 47 of this CAFO are incorporated by reference herein as though fully set forth at length.
49. In the Information Request Response, Respondent did not provide a complete record of required drills and exercises from July 2009 to July 2014. In addition, EPA observed during the Exercise that facility personnel did not know what steps to take to respond to an oil discharge scenario.
50. Based on the lack of drills and exercises records and the performance of Facility personnel during the Exercise, EPA concludes that Respondent did not implement a program of facility response drills and exercises for oil spill response in accordance with the PREP Guidelines.
51. Respondent's failure to implement a program of facility response drills and exercises for oil spill response in accordance with the PREP Guidelines was a violation of 40 C.F.R. § 112.21(a) and (c).

Penalty

52. In settlement of Complainant's claims for civil penalties for the violations alleged in this Consent Agreement, Respondent agrees to pay a civil penalty of **\$22,770.00**. The civil penalty amount is due and payable within thirty (30) days of the effective date of the Final Order.
53. The penalty was calculated after consideration of the applicable statutory penalty factors in Section 311(b)(8) of the CWA, 33 U.S.C. § 1321(b)(8), including the seriousness of the violation; the economic benefit to the violator, if any; the degree of culpability; any other penalty for the same incident; history of prior violations, if any; the nature, extent, and degree of success of the violator's mitigation efforts; the economic impact of the penalty on the violator; and other matters as justice may require.
54. Payment shall be made by a cashier's or certified check, by an electronic funds transfer ("EFT"), or by on-line payment.
 - a. If paying by check, Respondent shall submit a cashier's or certified check, payable to "Environmental Protection Agency," and bearing the notation "OSLTF-311." If paying by check, Respondent shall note on the check the title and docket number (CWA-03-2015-0232) of this case.

- b. If Respondent sends payment by the U.S. Postal Service, the payment shall be addressed to:

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

- c. If Respondent sends payment by a private delivery service, the payment shall be addressed to:

U.S. Environmental Protection Agency
U.S. Bank
1005 Convention Plaza
Mail Station SL-MO-C2GL
St. Louis, MO 63101
Attn: Heather Russell (513) 487-2044

- d. If paying by EFT, the Respondent shall make the transfer to:

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

- e. If paying by EFT, field tag 4200 of the Fedwire message shall read: "(D 68010727 Environmental Protection Agency)." In the case of an international transfer of funds, the Respondent shall use SWIFT address FRNYUS33.

- f. If paying through the Department of Treasury's Online Payment system, please access "www.pay.gov," and enter sfo 1.1 in the search field. Open the form and complete the required fields and make payment. Note that the type of payment is "civil penalty," the docket number "CWA-03-2015-0232" should be included in the "Court Order # or Bill #" field, and "3" should be included as the Region number.

55. Pursuant to 31 U.S.C. § 3717 and 40 C.F.R. § 13.11, EPA is entitled to assess interest and late payment penalties on outstanding debts owed to the United States and a charge to cover the costs of processing and handling a delinquent claim, as more fully described below. Accordingly, Respondent's failure to make timely payment or to comply with the conditions in this CAFO shall result in the

assessment of late payment charges including additional interest, penalties, and/or administrative costs of handling delinquent debts.

56. Interest on the civil penalty will begin to accrue on the date that this CAFO, when fully executed, is mailed or hand-delivered to the Respondent. EPA will not seek to recover interest on any amount of such civil penalty that is paid within thirty (30) calendar days after the date on which such interest begins to accrue. Interest on the portion of a civil penalty not paid within such thirty (30) calendar day period will be assessed at the rate of the U.S. Treasury Tax and Loan Rate in accordance with 40 C.F.R. § 13.11(a).
57. The costs of the Agency's administrative handling of overdue debts will be charged and assessed monthly throughout the period the debt is overdue. 40 C.F.R. § 13.11(b). Pursuant to Appendix 2 of EPA's Resources Management Directives - Cash Management, Chapter 9, EPA will assess a \$15.00 administrative handling charge for administrative costs on unpaid penalties for the first thirty (30) day period after a payment is due and an additional \$15.00 for each subsequent thirty (30) days the penalty remains unpaid.
58. A penalty charge of six percent per year will be assessed monthly on any portion of a payment that remains delinquent more than ninety (90) calendar days from the date it was due. 40 C.F.R. § 13.11(c). Should assessment of the penalty charge on the debt be required, it shall accrue from the first day payment is delinquent. 31 C.F.R. § 901.9(d).
59. In order to avoid the assessment of administrative costs for overdue debts, as described above, Respondent must remit payments for the civil penalty in accordance with the payment deadline set forth above.
60. Respondent shall submit a copy of the check (or, in the case of an EFT transfer, a copy of the EFT confirmation) to the following persons:
- | | |
|--|--|
| Lydia Guy (3RC00)
Regional Hearing Clerk
U.S. EPA, Region III
1650 Arch Street
Philadelphia, PA 19103-2029 | Lourdes del Carmen Rodríguez (3RC42)
Senior Assistant Regional Counsel
U.S. EPA, Region III
1650 Arch Street
Philadelphia, PA 19103-2029 |
|--|--|
61. Failure by Respondent to pay the penalty assessed by the Final Order in full may subject Respondent to a civil action to collect the assessed penalty, plus interest, attorney's fees, costs and an additional quarterly nonpayment penalty pursuant to Section 311(b)(6)(H) of the CWA, 33 U.S.C. § 1321(b)(6)(H). In any such collection action, the validity, amount and appropriateness of the penalty agreed to herein shall not be subject to review.

General Provisions

62. The undersigned officer of Respondent represents and warrants that he or she has the authority to bind the Respondent and its successors or assigns to the terms of this Consent Agreement.
63. The provisions of this Consent Agreement and the Final Order, if issued, shall be binding upon Respondent and Respondent's successors or assigns.
64. This Consent Agreement and the accompanying Final Order resolve only the civil penalty claims for the specific violations alleged in this Consent Agreement. EPA reserves the right to commence action against any person, including Respondent, in response to any condition which EPA determines may present an imminent and substantial endangerment to the public health, public welfare, or the environment. Nor shall anything in this Consent Agreement and the accompanying Final Order be construed to limit the United States authority to pursue criminal sanctions. In addition this settlement is subject to all limitations on the scope of resolution and the reservation of rights set forth in 40 C.F.R. § 22.18(c). Further, Complainant reserves any rights and remedies available to it under the Act, the regulations promulgated thereunder, and any other federal laws or regulations for which Complainant has jurisdiction, to enforce the provisions of this Consent Agreement and accompanying Final Order following its filing with the Regional Hearing Clerk.
65. The effective date of this Consent Agreement and the accompanying Final Order (which is signed by the Regional Administrator of EPA Region III, or his designee, the Regional Judicial Officer), shall be the date the CAFO is filed with the EPA Regional Hearing Clerk pursuant to the Consolidated Rules of Practice.

For the Respondent, YRC Freight, Inc.

Date: 08/28/2015

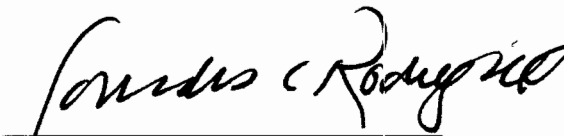
By: 

Name: Lance Collins

Title: Director - Properties

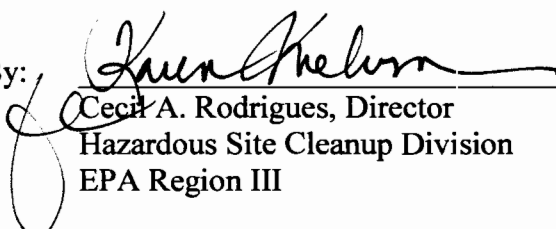
For the Complainant, U.S. Environmental Protection Agency, Region III

Date: 8/31/15

By: 
Lourdes del Carmen Rodriguez
Senior Assistant Regional Counsel

After reviewing the foregoing Consent Agreement and other pertinent information, the Hazardous Site Cleanup Division, EPA Region III, recommends that the Regional Administrator or the Regional Judicial Officer issue the Final Order attached hereto.

Date: SEP 10 2015

By: 
Cecil A. Rodriguez, Director
Hazardous Site Cleanup Division
EPA Region III

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III

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: 33 U.S.C. § 1321(j) and 1321(b)(6)(B)(i)
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REGIONAL HEARING CLERK
EPA REGION III, PHILA. PA

FINAL ORDER

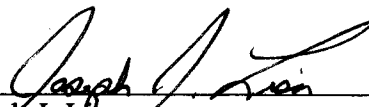
Complainant, the Director of the Hazardous Site Cleanup Division, U.S. Environmental Protection Agency, Region III, and Respondent, YRC Freight, Inc., have executed a document entitled "Consent Agreement," which I hereby ratify as a Consent Agreement in accordance with the "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits," ("Consolidated Rules of Practice"), 40 C.F.R. Part 22, with specific references to Section 22.13(b), 22.18(b)(2) and (3), 22.1(b) and 22.50(a)(1). The terms of the foregoing Consent Agreement are accepted by the undersigned and incorporated into this Final Order as if fully set forth at length herein.

Based on the representations of the parties in the attached Consent Agreement, the penalty agreed to herein is based upon consideration of, *inter alia*, the statutory penalty factors in Section 311(b)(8) of the CWA, 33 U.S.C. § 1321(b)(8), which were applied in accordance with EPA's *Civil Penalty Policy for Section 311(b)(3) and Section 311(j) of the Clean Water Act* (August 1998).

NOW, THEREFORE, PURSUANT TO Section 311(b)(6)(B)(i) of the CWA, as amended, and the Consolidated Rules of Practice, IT IS HEREBY ORDERED that Respondent pay a civil penalty of TWENTY-TWO THOUSAND AND SEVEN HUNDRED AND SEVENTY DOLLARS (\$22,770), plus any applicable interest, as specified in the Consent Agreement, and comply with the terms and conditions of the Consent Agreement.

The effective date of the foregoing Consent Agreement and this Final Order, signed by the Regional Administrator of the U.S. Environmental Protection Agency, Region III, or the Regional Judicial Officer, is the date on which this Final Order is filed with the Regional Hearing Clerk.

Date: Sept. 17, 2015



Joseph J. Lisa
Regional Judicial Officer
U.S. EPA, Region III

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: **Docket No. CWA-03-2015-0232**
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CERTIFICATE OF SERVICE

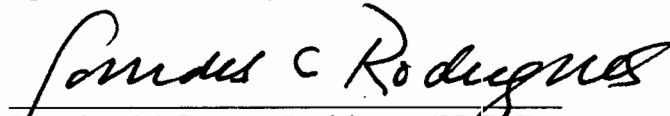
I, the undersigned, hereby certify that on the date provided below, I hand-delivered and filed the original of the signed Consent Agreement and Final Order with the Regional Hearing Clerk, U.S. EPA, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103-2029, and that true and correct copies of the Consent Agreement and Final Order were sent by first class mail to:

Mr. Ruben Byerley
Manager – Environmental Services
YRC Freight, Inc.
10990 Roe Avenue
Overland Park, KS 66211

I further certify that I have sent a copy of the CAFO by electronic pdf to Respondent at Ruben.Byerley@yrcfreight.com on this day.

DATE:

9/14/15


Lourdes del Carmen Rodriguez (3R242)
Senior Assistant Regional Counsel
Counsel for Complainant
(215) 814-2668