

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
 REGION 2**

-----	X	
In the Matter of:	:	
	:	CONSENT AGREEMENT
Ocean Food and Fuels LLC, S & N Multani :	:	AND
LLC, Multani & Sons LLC and Latty &	:	FINAL ORDER
Amrita Petroleum Inc.	:	
	:	Docket No. RCRA-02-2025-7502
Respondents.	:	
	:	
Proceeding under Section 3008(a) of the	:	
Solid Waste Disposal Act, as amended	:	
-----	X	

PRELIMINARY STATEMENT

This is a civil administrative proceeding instituted pursuant to Section 9006 of the Solid Waste Disposal Act as amended, 42 U.S.C. § 6901, *et seq.* (“RCRA” or the “Act”) and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. Part 22 (“CROP”). Complainant in this proceeding is the Director of the Enforcement and Compliance Assurance Division, United States Environmental Protection Agency, Region 2 (“EPA”), who has been delegated the authority to sign consent agreements in pre-filing settlements between EPA and a party against whom an administrative action is taken for violations of requirements under RCRA and the corresponding federal regulations. Section 9006 of RCRA, 42 U.S.C. § 6991e, authorizes the EPA to enforce violations of the Act and the regulations promulgated pursuant to it. The Respondents, Ocean Food and Fuels LLC, S & N Multani LLC, Multani & Sons LLC and Latty & Amrita Petroleum Inc. (“Respondents”), have been the owners and/or operators of federally regulated underground storage tanks (“USTs”) in New Jersey.

Based on EPA inspection findings, Respondents’ responses to EPA’s Notice of Violation and Request for Information (“NOV/IRL”), and related correspondence, EPA determined that the Respondents failed to meet requirements to: (1) fully respond to the NOV/IRL; (2) conduct periodic walkthrough inspections every 30 days; and (3) maintain a list of designated operators.

Pursuant to Section 22.13(b) of the CROP, where the parties agree to settlement of one or more causes of action before the filing of an administrative complaint, a proceeding may be simultaneously commenced and concluded by issuance of a Consent Agreement and Final Order (“CA/FO”) pursuant to 40 C.F.R. §§ 22.18(b)(2) and 22.18(b)(3). The Complainant and the Respondents have reached an amicable resolution of this matter and agree that settlement of this matter by entering into this CA/FO is an appropriate means of resolving this case without further litigation.

No adjudicated findings of fact or conclusions of law have been made. Respondents neither admit nor deny EPA's Findings of Fact and Conclusion of Law set forth below.

EPA'S FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Each Respondent is a "person" within the meaning of Sections 1004(15) and 9001(5) of the Act, 42 U.S.C. §§ 6903(15) and 6991(5), and 40 C.F.R. § 280.12.
2. Each Respondent was and remains the "owner" and/or "operator" of one or more USTs or "UST systems," as those terms are defined in Section 9001 of the Act, 42 U.S.C. § 6991, and/or in 40 C.F.R. § 280.12, that are located at the following five facilities in New Jersey:
 - a. Dorchester Conoco, 3890 Route 47, Dorchester, NJ 08316;
 - b. S & N Multani LLC ("Sicklerville"), 336 Sicklerville Road, Sicklerville, NJ 08081;
 - c. Ocean Food and Fuels LLC ("Dennis"), 1235 Route 47, Dennis Township, NJ 08214;
 - d. Ocean Food and Fuels LLC ("Cape May Courthouse"), 233 North Main Street, Cape May Courthouse, NJ 08210; and
 - e. Latty & Amrita Petroleum Inc. ("Magnolia"), 303 White Horse Pike, Magnolia, NJ 08049.
3. Pursuant to Sections 2002, 9002, and 9003 of the Act, 42 U.S.C. §§ 6912, 6991a, and 6991b, EPA promulgated rules setting forth requirements applicable to owners and/or operators of UST systems, codified at 40 C.F.R. Part 280. These rules include responding to requests for information, requirements related to periodic walkthrough inspections, and maintaining a list of designated Class A, Class B and Class C operators at each facility.
4. EPA is responsible for enforcing the requirements of the Act and the regulations promulgated pursuant thereto which are the subject of this case.
5. 40 C.F.R. § 280.12 defines an UST as "any one or combination of tanks (including underground pipes connected thereto) that is used to contain an accumulation of regulated substances, and the volume of which (including the volume of underground pipes connected thereto) is ten (10%) percent or more beneath the surface of the ground."
6. Pursuant to 40 C.F.R. § 280.34, owners and operators of UST systems must cooperate fully with inspections, monitoring and testing conducted by the implementing agency, as well as requests by EPA for document submission, testing, and monitoring by the owner or operator pursuant to Section 9005 of Subtitle I of the Solid Waste Disposal Act, as amended.
7. Pursuant to 40 C.F.R. § 280.36(a)(1), as relevant here, owners and operators of USTs ---

must complete walkthrough inspections every 30 days that check spill prevention equipment and release detection equipment as described in that section.

8. Pursuant to 40 C.F.R. § 280.245(a), owners and operators of underground storage tank systems must maintain a list of designated Class A, Class B, and Class C operators that must identify all operators currently designated for the facility, and include names, class of operator trained, the date they assumed duties, the date each operator completed initial training, and any retraining.
9. Pursuant to Section 9005 of the Act, 42 U.S.C. § 6991d, between July 21, 2021, and December 10, 2021, EPA authorized representatives inspected UST systems at the five facilities listed in Paragraph 2, above to determine Respondents' compliance with the UST regulations. EPA sent an NOV/IRL to Respondents on March 2, 2022, and a follow-up reminder on July 1, 2022, followed by e-mails and telephone calls.
10. Based on the EPA's UST inspection reports and Respondents' responses to EPA's NOV/IRL, and follow-up e-mails and telephone calls, EPA determined that Respondents had failed to:
 - a. Comply fully, from April 2022 to October 2024, with Requests for Information submission by the owner or operator pursuant to Section 9005 of Subtitle I of the Solid Waste Disposal Act, as amended and 40 C.F.R. § 280.34 in relation to all five facilities;
 - b. Conduct periodic walkthrough inspections every 30 days, in accordance with 40 C.F.R. § 280.36(a)(1) during various time frames between August 2020 and February 2022 at all five facilities; and
 - c. Maintain for all five facilities, during various time frames between July 2021 and August 2022, a list of designated Class A, Class B, and Class C operators, which must identify all such operators designated for the facility and include the names, class of operator trained, dates each assumed duties, date each completed initial training, and any retraining, in accordance with 40 C.F.R. § 280.245(a).
11. EPA sent Respondents a letter on September 27, 2024, inviting them to engage in settlement discussions.
12. EPA and Respondents engaged in settlement talks and have agreed to settle this matter by entering into this consent agreement.

CONSENT AGREEMENT

Based upon the foregoing, and pursuant to Section 9006 of RCRA, 42 U.S.C. § 6991e, and 40 C.F.R. § 22.18 of the CROP, it is hereby agreed by and between the Complainant and the

Respondents and voluntarily and knowingly accepted by the Respondents, that each of the Respondents, for purposes of this Consent Agreement:

- a. Admits the jurisdictional basis of this action;
- b. Neither admits nor denies EPA's Findings of Fact and Conclusions of Law above;
- c. Consents to the assessment of the civil penalty set forth below;
- d. Consents to any and all conditions stated in the Consent Agreement;
- e. Consents to the issuance of the Final Order incorporating all the provisions of this Consent Agreement; and
- f. Waives its right to contest and to appeal that Final Order.

It is further hereby agreed by and between Complainant and Respondents, and voluntarily and knowingly accepted by each Respondent, that the Respondents shall comply with the following terms and conditions:

1. By signing this Consent Agreement each Respondent hereby certifies that, as of the date of its signature of this Consent Agreement and to the best of its knowledge and belief, it is in compliance with applicable UST requirements at the UST systems at all of its facilities, especially but not limited to those facilities listed in Paragraph 2 of EPA's Findings of Fact and Conclusions of Law and the requirements referenced in Paragraph 10 of EPA's Findings of Fact and Conclusions of Law.
2. Respondents shall hereinafter maintain compliance at the UST systems at all the facilities listed in Paragraph 2 of EPA's Findings of Fact and Conclusions of Law with all regulations applicable to owners and operators of USTs as set forth at 40 C.F.R. Part 280, including but not limited to:
 - a. Cooperating fully, when applicable, with requests for information submission by the owner or operator pursuant to Section 9005 of Subtitle I of the Solid Waste Disposal Act, as amended and 40 C.F.R. § 280.34.
 - b. Conducting periodic walkthrough inspections every 30 days; and
 - c. Maintaining a list of designated Class A, Class B, and Class C operators, which must identify all such operators currently designated for each facility, and include the names, class of operator trained, dates each assumed duties, date each completed initial training, and any retraining, at each facility.

Penalty Payment

3. Each of the Respondents certifies that it has submitted a signed, certified statement of its current financial condition articulating a basis for its contention that it cannot pay the penalty in full within 30 days of the Effective Date without experiencing an undue financial hardship. Each of the Respondents further certifies, under penalty of law, that the information in the certified statement submitted to EPA, is true, accurate, and complete based upon personal knowledge or personal inquiry of the person or persons directly responsible for gathering the information, and that the signatory providing the certification for each Respondent is aware that there are significant penalties for submitting false information and false certifications, including the possibility of fines and imprisonment for knowing violations
4. Respondents agree to pay a civil penalty of **Forty-Thousand Dollars (\$40,000)** ("Assessed Penalty") to be paid within six (6) months of the Effective Date of the CA/FO on a monthly payment schedule that will include interest on any amount not paid within 30 days after the date the Final Order ratifying this CA/FO is filed with the Regional Hearing Clerk ("Filing Date"). Each Respondent agrees that the obligation to pay the penalty is joint and several.
5. The civil penalty of **\$40,000**, set forth in Paragraph 4, above, plus applicable interest at the rate of seven percent (7%) per annum on the outstanding principal balance (total interest payments to equal **\$777.79**) for a total payment (principal plus interest) of **\$40,777.79**, shall be paid in six installments as follows:

Payment Number	Payment shall be made <i>no later than</i>	Principal Amount	Interest Amount	Total Payment Amount
1	30 days after the Filing Date.	\$6,666.68	\$0.00	\$6,666.68
2	60 days after the Filing Date.	\$6,666.68	\$388.89	\$7,055.57
3	90 days after the Filing Date.	\$6,666.68	\$155.56	\$6,822.24
4	120 days after the Filing Date.	\$6,666.68	\$116.67	\$6,783.35
5	150 days after the Filing Date.	\$6,666.68	\$77.78	\$6,744.46
6	180 days after the Filing Date.	\$6,666.60	\$38.89	\$6,705.49
		\$40,000.00	\$777.79	\$40,777.79

6. Respondents shall pay the Assessed Penalty and any interest, fees, and other charges

due using any of the electronic payment methods, as provided on the EPA website:
<https://www.epa.gov/financial/makepayment>. For additional instructions see:
<https://www.epa.gov/financial/additional-instructions-making-payments-epa>.

7. When making a payment, Respondents shall:
- a. Identify every payment with Respondents' names (Ocean Food and Fuels LLC, S & N Multani LLC, Multani & Sons LLC and Latty & Amrita Petroleum Inc.) and the docket number of this agreement, **RCRA-02-2025-7502**,
 - b. Concurrently with any payment or within 24 hours of any payment, serve proof of such payment to the following person(s):

Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, New York 10007-1866
Maples.Karen@epa.gov

Gaetano LaVigna
RCRA Compliance Branch
Enforcement and Compliance Assurance Division
U.S. Environmental Protection Agency, Region 2
290 Broadway, 21st Floor
New York, New York 10007-1866
LaVigna.Gaetano@epa.gov

and

U.S. Environmental Protection Agency
Cincinnati Finance Center
Via electronic mail to:
CINWD_AcctsReceivable@epa.gov

“Proof of payment” means, as applicable, confirmation of credit card or debit card payment, or confirmation of wire or automated clearinghouse transfer, and any other information required to demonstrate that payment has been made according to EPA requirements, in the amount due, and identified with the appropriate docket number and Respondents' name.

8. Interest, Charges, and Penalties on Late Payments. Pursuant to 31 U.S.C. § 3717, 31 C.F.R. § 901.9, and 40 C.F.R. § 13.11, if Respondents fail to make any payment in accordance with the schedule set forth above and the terms of this Agreement, the entire unpaid balance of the Assessed Penalty and all accrued interest shall become

immediately due and owing, and EPA is authorized to recover the following amounts.

- a. Interest. Interest begins to accrue from the Filing Date. If the Assessed Penalty is paid in full within 30 days, interest accrued is waived. If the Assessed Penalty is not paid in full within 30 days, interest will continue to accrue until any unpaid portion of the Assessed Penalty as well as any interest, penalties, and other charges are paid in full. To protect the interests of the United States the rate of interest is set at the IRS large corporate underpayment rate, any lower rate would fail to provide Respondents adequate incentive for timely payment.
 - b. Handling Charges. Respondents will be assessed monthly a charge to cover EPA's costs of processing and handling overdue debts. If Respondents fail to pay the Assessed Penalty in accordance with this Agreement, EPA will assess a charge to cover the costs of handling any unpaid amounts for the first 30-day period after the Filing Date. Additional handling charges will be assessed every 30 days, or any portion thereof, until the unpaid portion of the Assessed Penalty as well as any accrued interest, penalties, and other charges are paid in full.
 - c. Late Payment Penalty. A late payment penalty of seven percent (7%) per annum, will be assessed monthly on all debts, including any unpaid portion of the Assessed Penalty, interest, penalties, and other charges, that remain delinquent more than 90 days. Any such amounts will accrue from the Filing Date.
9. Late Penalty Actions. In addition to the amounts described in the prior paragraph, if Respondents fail to timely pay any portion of the Assessed Penalty, interest, or other charges and penalties per this agreement, EPA may take additional actions. The actions EPA may take include, but are not limited to, the following.
- a. Refer the debt to a credit reporting agency or a collection agency, per 40 C.F.R. §§ 13.13 and 13.14.
 - b. Collect the debt by administrative offset (*i.e.*, the withholding of money payable by the United States government to, or held by the United States government for, a person to satisfy the debt the person owes the United States government), which includes, but is not limited to, referral to the Internal Revenue Service for offset against income tax refunds, per 40 C.F.R. Part 13, Subparts C and H.
 - c. Suspend or revoke Respondents' licenses or other privileges or suspend or disqualify Respondents from doing business with EPA or engaging in programs EPA sponsors or funds, per 40 C.F.R. § 13.17.
 - d. Refer this matter to the United States Department of Justice for litigation and collection, per 40 C.F.R. § 13.33.
10. Allocation of Payments. Pursuant to 31 C.F.R. § 901.9(f) and 40 C.F.R. § 13.11(d), a partial payment of debt will be applied first to outstanding handling charges, second to

late penalty charges, third to accrued interest, and last to the principal that is the outstanding Assessed Penalty amount.

11. Tax Treatment of Penalties. Penalties, interest, and other charges paid pursuant to this Agreement shall not be deductible for purposes of federal taxes.

Effect of Settlement and Reservation of Rights

12. Full payment of the penalty described in this Consent Agreement shall only resolve Respondents' liability for federal civil penalties for the violations alleged herein in Paragraph 10 of EPA's Findings of Fact and Conclusions of Law. Full payment of this penalty shall not in any case affect the right of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law.
13. Each Respondent has read the Consent Agreement, understands its terms, finds it to be reasonable and consents to the issuance and its terms. Each Respondent consents to the issuance of the accompanying Final Order. Each Respondent agrees that all the terms of the settlement are set forth herein
14. By signing this Consent Agreement, each Respondent waives any rights or defenses that each Respondent has or may have for this matter to be resolved in federal court, including but not limited to any right to a jury trial, and waives any right to challenge the lawfulness of the Final Order accompanying the Consent Agreement.
15. Nothing in this document is intended or construed to waive, prejudice, or otherwise affect the right of EPA, or the United States, from pursuing any appropriate remedy, sanction or penalty prescribed by law against any of the Respondents, if any of the Respondents has made any material misrepresentations or has provided materially false information in any document submitted during this proceeding.
16. Each Respondent explicitly and knowingly consents to the assessment of the civil penalty as set forth in this Consent Agreement and agrees to pay the civil penalty in accordance with the terms of the Consent Agreement.
17. Each Respondent agrees not to contest the validity of any term of this CA/FO in any action, suit or proceeding brought by the United States, including EPA, to enforce this CA/FO or to enforce a judgment relating to this CA/FO.
18. Each Respondent waives its right to request a hearing on this Consent Agreement, or the Final Order included herein, including any right to contest any of EPA's Findings of Fact and Conclusions of Law contained within this document. In addition, each Respondent expressly waives any right to contest the EPA determinations contained in this CA/FO and to appeal the Final Order of this CA/FO.
19. This CA/FO does not relieve Respondents of their obligations to comply with all

applicable provisions of federal, state, or local law, nor shall it be construed to be a ruling on, or a determination of, any issue related to any federal, state or local permit. This CA/FO does not waive, extinguish, or otherwise affect Respondents' obligation to comply with applicable provisions of the Act and the regulations promulgated thereunder.

20. Nothing herein shall be construed to limit the power of the EPA to undertake any action against any of the Respondents or any person in response to conditions that may present an imminent and substantial endangerment to the public health, welfare, or the environment.
21. The provisions of this CA/FO shall be binding upon EPA and each Respondent, their officers, agents, authorized representatives, and successor agencies, departments or instrumentalities.
22. Each party hereto agrees to bear its own costs and fees in connection with this proceeding.
23. The undersigned signatory for each Respondent certifies that: (a) he or she is duly and fully authorized to enter into this Consent Agreement and all the terms, conditions and requirements set forth in this Consent Agreement; and (b) he or she is duly and fully authorized to bind the party on behalf of which he or she is entering this Consent Agreement to comply with and abide by all the terms, conditions and requirements of this Consent Agreement.
24. Pursuant to 40 C.F.R. § 22.31(b), the executed Consent Agreement and accompanying Final Order shall become effective and binding when filed with the EPA, Region 2 Regional Hearing Clerk.
25. Respondents consent to service by e-mail and to receiving an electronic copy of the final Consent Agreement and Final Order at the following e-mail address:
smultani@satrajinc.com
26. EPA and each Respondent agree that the parties may use electronic signatures for this matter.

In the Matter of Ocean Food and Fuels LLC, S & N Multani LLC, Multani & Sons LLC and Latty & Amrita Petroleum Inc., Docket Number RCRA-02-2025-7502.

For Respondents, Ocean Food and Fuels LLC, S & N Multani LLC, Multani & Sons LLC. and Latty & Amrita Petroleum Inc:

Satwinder S
Multani

Digitally signed by Satwinder S
Multani
Date: 2025.06.11 14:53:44
-04'00'

Signature

Date

Print Name

Title

In the Matter of Ocean Food and Fuels LLC, S & N Multani LLC, Multani & Sons LLC. and Latty & Amrita Petroleum Inc., Docket Number RCRA-02-2025-7502.

For Complainant, the U. S. Environmental Protection Agency:

**KATHLEEN
ANDERSON**

Digitally signed by KATHLEEN
ANDERSON
Date: 2025.06.11 17:10:11 -04'00'

Kathleen Anderson, Director
Enforcement and Compliance Assurance Division

Date

In the Matter of Ocean Food and Fuels LLC, S & N Multani LLC, Multani & Sons LLC and Latty & Amrita Petroleum Inc., Docket Number RCRA-02-2025-7502.

FINAL ORDER

The Regional Judicial Officer of the U.S. Environmental Protection Agency, Region 2, concurs in the foregoing Consent Agreement in the case of In the Matter of Ocean Food and Fuels LLC, S & N Multani LLC, Multani & Sons LLC and Latty & Amrita Petroleum Inc., Docket Number RCRA-02-2025-7502. Said Consent Agreement, having been duly accepted and entered into by the parties, is hereby ratified, incorporated into, and issued as this Final Order. The effective date of this Order shall be the date of filing with the Regional Hearing Clerk of EPA, Region 2 (40 C.F.R. § 22.31(b)). This Final Order is being entered pursuant to the authority of 40 C.F.R. § 22.18(b)(3) and shall constitute an order issued under Section 9006(a) of the Solid Waste Disposal Act, as amended, 42 U.S.C. § 6991e(a).

**HELEN
FERRARA**

Digitally signed by HELEN
FERRARA
Date: 2025.06.12 18:47:50
-04'00'

Helen Ferrara
Regional Judicial Officer
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, New York 10007-1866

6/12/2025

Date

In the Matter of Ocean Food and Fuels LLC, S & N Multani LLC, Multani & Sons LLC and Latty & Amrita Petroleum Inc., Docket Number RCRA-02-2025-7502.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Consent Agreement and Final Order was sent this day in the following manner to the addressees:

Copy via E-mail to Complainant:

Rudolph Perez
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th Floor
New York, New York 10007-1866
Perez.Rudolph@epa.gov

Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, New York 10007-1866
Maples.Karen@epa.gov

Copy via E-mail to Respondents:

Satwinder Multani
President
Ocean Food and Fuels LLC, S & N Multani LLC, Multani
& Sons LLC and Latty & Amrita Petroleum Inc.
1200 Laurel Oak Road, Suite 108
Voorhees, New Jersey 08043
smultani@satrajinc.com

Robbie Multani
Ocean Food and Fuels LLC, S & N Multani LLC, Multani
& Sons LLC and Latty & Amrita Petroleum Inc.
1200 Laurel Oak Road, Suite 108
Voorhees, New Jersey 08043
rmultani@satrajinc.com

Signed

Date