



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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November 17, 2021

12:01 PM

November 17, 2021

Received by
EPA Region VIII
Hearing Clerk

Ref: 8ENF-W-NW

SENT VIA EMAIL
DIGITAL READ RECEIPT REQUESTED

Mr. Brian D. Lewandowski
Vice President and General Counsel
Tolmar, Inc.
generalcounsel@tolmar.com

Re: Closure of Administrative Order on Consent under Section 309 of the Clean Water Act
Docket No. CWA-08-2021-0001

Dear Mr. Lewandowski:

This letter is to inform you of the U.S. Environmental Protection Agency's (EPA's) decision to close the Administrative Order on Consent (Order), Docket No. CWA-08-2021-0001, issued to Tolmar, Inc. on October 8, 2020. EPA has determined that Tolmar, Inc. has no remaining obligations under the Order and, therefore, is closing the Order at this time.

Please be aware that Tolmar, Inc. is still required to comply with the Clean Water Act (Act) and its implementing regulations, including section 307 of the Act, 33 U.S.C. § 1317, and 40 C.F.R. part 403. Violations of the Act or its implementing regulations may result in a court-imposed injunction and/or penalties of up to \$56,460 per day for each violation.

If you have any questions regarding this letter or any other matters pertinent to compliance with the Act, you may contact Emilio Llamozas, Environmental Engineer, at (303) 312-6407 or llamozas.emilio@epa.gov. Any questions from counsel should be directed to Peggy Livingston, Senior Assistant Regional Counsel, at (303) 312-6858 or livingston.peggy@epa.gov.

Thank you for your assistance in resolving this matter.

Sincerely,

Colleen Rathbone, Chief
Water Enforcement Branch
Enforcement and Compliance Assurance Division

cc: Melissa Haniewicz, Regional Hearing Clerk, EPA Region 8 (via email)
Jon Wallace, Pretreatment Coordinator, Colorado Department of Public Health and Environment (via email)

Joe Ippolito, Senior Vice President Operations and Supply Chain, Tolmar, Inc. (via email)