



IN THE MATTER OF:		
Continental Forge Company)	Docket No.
)	RCRA-09-2025-0047
)	
)	
)	EXPEDITED SETTLEMENT
)	AGREEMENT AND
)	
Respondent.)	FINAL ORDER
)	
	j	

EXPEDITED SETTLEMENT AGREEMENT

- 1. The U.S. Environmental Protection Agency ("EPA") is authorized to enter into this Expedited Settlement Agreement ("Agreement") pursuant to Section 3008 of the Resource Conservation and Recovery Act ("RCRA") and 40 C.F.R. § 22.13(b).
- 2. By copy of this letter, EPA is providing the State of California with notice of the referenced violations of Subtitle C of RCRA as required by Section 3008(a)(2).
- 3. [1] Failure to follow marking and labeling standards
 Review by the EPA indicates that you may have failed to comply with marking and labeling requirements: Missing hazardous characteristics. 22 California Code of Regulations ("CCR") § 66262.15(a)(5) [40 Code of Federal Regulations ("CFR") § 262.15(a)(5)].
 - [2] Failure to follow marking and labeling standards Review by the EPA indicates that you may have failed to comply with marking and labeling standards: No accumulation start date on the hazardous waste label. 22 CCR \S 66262.17(a)(5)(A)(5) [40 CFR \S 262.17(a)(5)(i)(C)]
 - [3] Failure to follow container management standards
 Review by the EPA indicates that you may have failed to comply with container
 management standards: Open container in the Central Accumulation Area ("CAA").
 22 CCR § 66262.17(a)(1)(D) [40 CFR § 262.17(a)(1)(iv)]
 - [4] Failure to follow marking and labeling standards
 Review by the EPA indicates that you may have failed to comply with marking and labeling standards: No hazardous waste labels. 22 CCR § 66262.15(a)(5) [40 CFR § 262.15(a)(5)]

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- [5] Failure to follow marking and labeling standards
 Review by the EPA indicates that you may have failed to comply with marking and labeling standards: Incorrect hazardous waste characteristics. 22 CCR § 66262.15(a)(5) [40 CFR § 262.15(a)(5)]
- [6] Failure to minimize the possibility of a non-sudden release of a hazardous waste Review by the EPA indicates that you may have failed to minimize the possibility of a non-sudden release of a hazardous waste: Nitric acid and hydrochloric acid in the secondary containment for tanks. 22 CCR § 66262.251 [40 CFR § 262.251]
- [7] Failure to follow container management standards
 Review by the EPA indicates that you may have failed to comply with container
 management standards: Open container in the Satellite Accumulation Area (SAA). 22
 CCR § 66262.15(a)(4) [40 CFR § 262.15(a)(4)]
- [8] Failure to follow container and marking and labeling standards Review by the EPA indicates that you have failed to comply with container and marking and labeling standards: Open used oil and no "USED OIL" signage. 22 CCR § 66279.21(b) [40 CFR § 279.22(c)(1)]
- [9] Failure to meet recordkeeping retention requirements Review by the EPA indicates that you may have failed to comply with recordkeeping retention requirements: Inaccurate weekly CAA inspections. 22 CCR \S 66262.17(a)(1)(E) [40 CFR \S 262.17(a)(1)(v)]
- [10] Failure to follow container management standards
 Review by the EPA that you may have failed to comply with container management standards: Exceeding the 55-gallon limit for a SAA and not removing the excess within three consecutive calendar days. 22 CCR § 66262.15(a)(6) [40 CFR § 262.15(a)(6)]
- 4. The EPA and Continental Forge Company ("Respondent") agree that settlement of this matter for civil penalties of sixteen thousand two hundred and fifty Dollars (\$16,250) is in the public interest.
- In signing this Agreement, Respondent: (1) admits that Respondent is subject to RCRA and its implementing regulations; (2) admits that EPA has jurisdiction over Respondent and Respondent's conduct as alleged herein, (3) neither admits nor denies the factual allegations contained herein; (4) consents to the assessment of this penalty; (5) waives the opportunity for a hearing to contest any issues of fact or law set forth herein; (6) waives its right to appeal the Final Order accompanying this Agreement pursuant to Section 3008(b) of RCRA; and (7) consents to electronic service of the files. By signing this consent agreement, Respondent waives any rights or defenses that Respondent has or may have for this matter to be resolved in federal

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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.

- By its signature below Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that: the alleged violations have been corrected; Respondent has submitted true and accurate documentation of such correction; and, Respondent has submitted proof of payment of the civil penalty.
- 7. The undersigned representative of Respondent certifies that he or she is fully authorized to enter into the terms and conditions of this Expedited Settlement Agreement and Final Order and to execute and legally bind Respondent to it.
- 8. EPA reserves all its rights to take an enforcement action for any other past, present, or future violations by Respondent of RCRA, any other federal statute or regulation, or this Agreement.
- 9. Each party shall bear its own costs and fees, if any.
- 10. This Agreement is binding on the parties signing below, and in accordance with 40 C.F.R. § 22.31(b), is effective upon filing.
- 11. No portion of the civil penalty or interest paid by Respondent pursuant to the requirements of this CAFO shall be claimed by Respondent as a deduction for federal, state, or local income tax purposes.
- 12. Entry of the Final Order shall constitute full settlement of the civil claims alleged herein.

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IT IS SO AGREED,	
Name (print): PROCURE MENT - WANAGER	
Title (print):	
Signature	Date: _ <u>5-15-Zo25</u> _
APPROVED BY EPA:	
AMY MILLER- BOWEN Date: 2025.06.06 08:39:15 -07'00'	Date: 6/6/2025
Amy C. Miller-Bowen, Division Director Enforcement and Compliance Assurance Division U.S. EPA Region 9	
FINAL ORDE	<u>R</u>
Respondent has paid the penalty specified here in. This Exp Order shall be entered.	pedited Settlement Agreement and Final
IT IS SO ORDERED:	
Beatrice Wong	Date:
Regional Judicial Officer	
U.S. EPA Region IX	

CERTIFICATE OF SERVICE

I hereby certify the foregoing Expedited Settlement Agreement and Final Order in the matter of Continental Forge Company (Docket No. RCRA-09-2025-0047) was filed by the Regional Hearing Clerk, U.S. EPA, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, and that a true and correct copy of the same was served on the parties, via electronic mail, as indicated below:

RESPONDENT(S): Lary Spears

Procurement Manager

Continental Forge Company

512 E. Carin Avenue Compton, CA 90222

Lary.spears@forged-solutions-us.com

COMPLAINANT: Andrew Helmlinger

Supervisory Attorney Adviser

U.S. EPA - Region IX

Hazardous Waste Section I (ORC-3-1)

75 Hawthorne Street San Francisco, CA 94105

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Ponly Tu

Regional Hearing Clerk U.S. EPA – Region IX