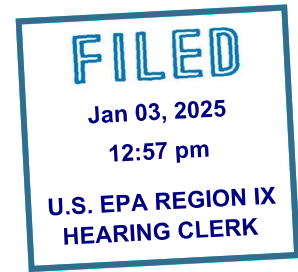


UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION IX



IN THE MATTER OF:)	Docket No.
)	RCRA-09-2025-0019
)	
Griswold Industries)	
1701 Placentia Ave, Costa Mesa, CA 92627-4475)	EXPEDITED SETTLEMENT
CAD057477994)	AGREEMENT AND
)	
Respondent)	FINAL ORDER
)	
)	

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 California with notice of the referenced violation of Subtitle C of RCRA as required by Section 3008(a)(2).
3. Griswold Industries ("Respondent") is the owner or operator of the facility at 1701 Placentia Ave, Costa Mesa, CA 92627 ("Facility"). EPA alleges that Respondent violated the following requirements of the RCRA and EPA approved and authorized California hazardous waste management programs.
 - a. Failure to Label Universal Waste Aerosol Cans Containers: The Respondent failed to properly label or mark each universal waste aerosol can or container in which the aerosol cans are contained, clearly with the words "Universal Waste-Aerosol Cans", "Waste Aerosol Cans", or "Used Aerosol Cans," in violation of HSC § 25201.16(f)(6) [40 CFR § 273.14(f)].
 - b. Failure to Mark or Label Containers: The Respondent failed to comply with the marking and labeling requirements, in violation of Sections § 66262.34(a)(1)(A) and 66262.34(f)(1) – (3) of Title 22 of the CCR [40 CFR § 262.17(a)(5)(i)].
 - c. Failure to store containers under 90 days without a permit or interim status: The Respondent failed to store hazardous waste in excess of 90 days without a permit or interim status, in violation of 22 CCR § 66262.17 [40 CFR § 262.17(b)].
 - d. Failure to comply with 40 CFR 262.255 - Required aisle space: The Respondent failed to comply with the aisle space requirements, in violation of Title 22 of the CCR § 66265.35 [40 CFR § 262.255].

- e. Failure to Close a Hazardous Waste Container: The Respondent failed to comply with the closed container requirements, in violation of Sections § 66262.34(a)(1)(A) and 66265.173(b) of Title 22 of the CCR [40 CFR § 262.17(a)(1)(iv)].
 - f. Failure to comply with 40 CFR 262.251 - Maintenance and operation of facility: The Respondent failed to properly maintain and operate its facility to minimize the possibility of a fire, explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil, or surface water which could threaten human health or the environment, in violation of Title 22 of the CCR § 66265.31 [40 CFR § 262.251].
 - g. Failure to Perform Weekly Inspections in Hazardous Waste Accumulation Areas: The Respondent failed to comply with weekly inspection requirements, in violation of 22 CCR §§ 66262.17(a)(1)(E), formerly 22 CCR §§ 66262.34(a)(1)(A) and 22 CCR 66265.174 [40 CFR § 262.17(a)(1)(v)].
- 4. EPA and Respondent agree that settlement of this matter for a civil penalty of \$11,250 dollars is in the public interest.
 - 5. 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 issue 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 filed ESA. 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 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.
 - 6. If the Respondent is a Federal agency, the Respondent waives its rights to confer with the Administrator pursuant to section 6001(b)(2) of RCRA.
 - 7. 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 violation has been corrected and Respondent has submitted true and accurate documentation of such correction.
 - 8. The undersigned representative of Respondent certifies that he or she is fully authorized to enter the terms and conditions of this Expedited Settlement Agreement and Final Order and to execute and legally bind Respondent to it. Payment of the civil penalty and entry of the Final Order shall constitute full settlement of the civil claims alleged herein.
 - 9. 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.

10. Each party shall bear its own costs and fees, if any.
11. This Agreement is binding on the parties signing below, and in accordance with 40 C.F.R. § 22.31(b), is effective upon filing.

FINAL ORDER

Pursuant to the authority of Section 3008(a) of RCRA, 42 U.S.C. §6938(a), and according to the terms of this Expedited Settlement Agreement and Final Order, IT IS HEREBY ORDERED THAT:

12. Within thirty (30) calendar days of its receipt of the letter setting forth the opportunity for expedited settlement, Respondent must pay the civil penalty of \$11,250 using any method provided on the following website:
<https://www.epa.gov/financial/makepayment>. Such payment shall identify Respondent by name and include the docket number.
13. Within 24 hours of payment, email proof of payment (e.g., a copy of the check or a statement of affirmation regarding electronic funds transfer), including Respondent's name, complete address, and docket number to the following:

Regional Hearing Clerk
U.S. Environmental Protection Agency, Region IX
75 Hawthorne Street
San Francisco, California, 94105
R9HearingClerk@epa.gov

Mark Anthony Relon
U.S. Environmental Protection Agency, Region IX
75 Hawthorne Street
San Francisco, California, 94105
relon.markanthony@epa.gov

14. 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.

Ryan Pickett

Name (print)

Vice President of Operations

Title (print)

Ryan Pickett

Digitally signed by Ryan Pickett
Date: 2024.11.21 08:53:03
-08'00'

Signature

Date: 11/21/24

APPROVED BY EPA:

AMY MILLER-
BOWEN

Digitally signed by AMY
MILLER-BOWEN
Date: 2025.01.02
10:50:47 -08'00'

Amy C. Miller-Bowen, Director
Enforcement and Compliance Assurance Division
U.S EPA Region IX

Date: _____

It is so ORDERED that this ESA be entered:

STEVEN
JAWGIEL

Digitally signed by
STEVEN JAWGIEL
Date: 2025.01.03
12:45:00 -08'00'

Regional Judicial Officer
U.S EPA Region IX

Date: _____

CERTIFICATE OF SERVICE

I hereby certify that the original copy of the foregoing Expedited Settlement Agreement in the matter of Griswold Industries, Docket No. RCRA-09-2025-0019, was filed with the Regional Hearing Clerk, Region IX, and that a true and correct copy was sent by electronic mail to the following parties:

RESPONDENT: Bob Rost
Environmental Health and Safety Manager
Griswold Industries
1701 Placentia Ave
Costa Mesa, CA 92627-4475
brost@cla-val.com

COMPLAINANTS: Andrew Helmlinger
Assistant Regional Counsel
U.S. EPA – Region IX
75 Hawthorne Street
San Francisco, CA 94105
helmlinger.andrew@epa.gov

Mark Anthony Relon
Hazardous Waste and Chemicals Section
Enforcement and Compliance Assurance Division
U.S. EPA – Region IX
relon.markanthony@epa.gov

Grace Elam
Regional Hearing Clerk
U.S. EPA - Region IX