



FILED

4/14/25

9:45 AM

**U.S. EPA REGION 1
HEARING CLERK**

Dated by electronic signature

VIA EMAIL

LeAnn Jensen
Regional Judicial Officer
U.S. Environmental Protection Agency, Region 1
5 Post Office Square, Suite 100 (Mail Code 4-MI)
Boston, MA 02109-3912
Jensen.LeAnn@epa.gov

Re: In the Matter of P.S. Marston Associates, LLC
Docket No: CWA-01-2025-0016

Dear Ms. Jensen:

Attached for your review and signature is a Consent Agreement and Final Order ("CAFO") that will resolve a Clean Water Act ("CWA") administrative penalty action brought by the U.S. Environmental Protection Agency, Region 1 ("EPA") against P.S. Marston Associates, LLC ("P.S. Marston") for an oil spill into navigable waters in the State of Maine.

The Consent Agreement has been signed by the parties and is now presented for the Regional Judicial Officer's signature of the Final Order. No comments were received during the public comment period.

As permitted by 40 C.F.R. §§ 22.13(b) and 22.18(b)(2), the CAFO will both commence and conclude EPA's enforcement action against P.S. Marston. The CAFO describes P.S. Marston's alleged CWA violation related to a February 2024 biodiesel spill during an oil delivery at Bates College in Lewiston, Maine. P.S. Marston has corrected its CWA violation by cleaning up the spill.

Under the CAFO, P.S. Marston will pay a settlement penalty of \$49,528 within 10 days of the date this CAFO becomes final. The penalty is consistent with EPA's *Civil Penalty Policy for Section 311(b)(3) and Section 311(j) of the Clean Water Act* (August 1998).

The parties' consent to the use of digital signatures and Respondent's consent to electronic service are included in the CAFO. The parties' service email addresses are included in the CAFO and the Proposed Certificate of Service transmitted to the Regional Hearing Clerk.

If you have any questions regarding the proposed CAFO, please contact me at lee.jaegun@epa.gov or 617-918-1511, and Respondent's counsel Talia Williams at twilliams@dwpm.com or (413) 233-9549.

Sincerely,

Jaegun Lee
Attorney-Advisor
EPA Region 1

Attachment (Proposed CAFO and Draft Certificate of Service)

cc : Talia Williams, Counsel for Respondent