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5/19/25

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



REGION 1
BOSTON, MA 02109

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 Monarch Metal Finishing Co., Inc.
Docket No: CAA-01-2025-0020

Dear Ms. Jensen:

Attached for your review and signature is a Consent Agreement and Final Order ("CAFO") that will resolve a Clean Air Act ("CAA") administrative penalty action brought by the U.S. Environmental Protection Agency, Region 1 ("EPA") against Monarch Metal Finishing Co., Inc. ("Monarch") for alleged violations of certain CAA reporting and emission control requirements.

The Consent Agreement has been signed by the parties and is now presented for the Regional Judicial Officer's signature of the Final Order.

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 Monarch. The CAFO describes Monarch's alleged CAA violations of National Emissions Standards for Hazardous Air Pollutants for plating operations and Rhode Island Regulation 19 at its two facilities in Providence and Johnston, Rhode Island. The CAFO also includes a certification that Monarch has corrected its violations and will operate its facilities in compliance with the CAA.

Under the CAFO, Monarch will pay a settlement penalty of \$157,041 within 30 days of the date this CAFO becomes final. The penalty has been approved on January 2, 2025, by the EPA Office of Enforcement and Compliance Assurance's Air Enforcement Division as it includes deviations from EPA's *Clean Air Act Stationary Source Civil Penalty Policy (1991)*. Additionally, the U.S. Department of Justice provided its CAA Section 113(d) waiver for administrative enforcement on May 5, 2025, as some of the violations occurred more than 12 months prior to enforcement.

In accordance with 40 C.F.R. § 13.18 and EPA's *Guidance on Evaluating a Violator's Ability to Pay a Civil Penalty in an Administrative Enforcement Action* (June 2015), and based on EPA's determination that Respondent is financially unable to pay the indebtedness in a single payment and that an alternative payment mechanism is the best interest of the United States, the CAFO provides payment of the penalty in installments. The CAFO also includes a certification that Respondent has corrected the violations.

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 Jennifer Cervenka at jcervenka@cgdesq.com or (401) 214-1022.

Sincerely,

Jaegun Lee
Attorney-Advisor
EPA Region 1

cc : Jennifer Cervenka, Counsel for Respondent
Wanda Santiago, Regional Hearing Clerk