



REGION 9

SAN FRANCISCO, CA 94105

Via electronic mail (jhayward@eps-materials.com)

Jeffrey J. Hayward, Esq.
Senior Counsel
The Sherwin-Williams Company
1101 S. 3rd Street
Minneapolis, MN 55415

Re: Consent Agreement and Final Order in the Matter of Engineered Polymer Solutions.

Dear Jeffrey J. Hayward, Esq.:

Please find enclosed the final executed Consent Agreement and Final Order ("CAFO") negotiated between the United States Environmental Protection Agency, Region 9 ("EPA") and The Sherwin-Williams Company dba Engineered Polymer Solutions ("EPS").

This CAFO sets out the terms for resolution of the Resource Conservation and Recovery Act ("RCRA") administrative civil penalty actions against EPS for its alleged violations of the hazardous waste management regulations at the EPS facility located at 5501 E. Slauson Ave. in Commerce, California.

EPS' full compliance with the payment terms of this CAFO and completion of all tasks in accordance with the terms of this CAFO will close this case. Upon request, EPA will provide the following confirmation in writing: that (a) EPA has received the penalty payment and (b) the return to compliance tasks in Paragraph 86 through 89 of the CAFO have been satisfied. If you have any questions regarding the alleged RCRA violations or the rules which govern the proceedings terminated by the enclosed document, please contact Laura Friedli (Assistant Regional Counsel), in EPA's Office of Regional Counsel at (415) 972-3325.

Sincerely,

Amy C. Miller-Bowen, Director
Enforcement and Compliance Assurance Division
U.S. Environmental Protection Agency, Region 9

ENCLOSURE

1. Consent Agreement and Final Order

cc: Danny W. Schuerle (via email, daniel.w.schuerle@eps-materials.com)
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