



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
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August 17, 2020

LeAnn Jensen
Regional Judicial Officer
U.S. EPA, Region 1 (04-6)
5 Post Office Square, Suite 100
Boston, MA 02109-3912
jensen.leann@epa.gov

BY E-MAIL

Re: In the Matter of Shaw's Supermarkets, Inc.; Docket No. CAA-01-2020-0028

Dear Ms. Jensen:

Attached is a Clean Air Act Section 112(r)(7) Expedited Settlement Agreement ("ESA") that has been signed by all parties and is now being submitted to you for approval in accordance with 40 C.F.R. § 22.18(b). Please note that, consistent with 40 C.F.R. §§ 22.13(b) and 22.18(b), this ESA both commences and concludes the matter referenced above.

The memorandum entitled "*Use of Expedited Settlements in Addressing Violations of the Clean Air Act Chemical Accident Prevention Provision, 40 C.F.R. Part 68*" (Jan. 5, 2004), as revised by the memorandum "*Changes to Restrictions on the Use of Expedited Settlements in Addressing Violations of the Clean Air Act Chemical Accident Prevention Regulations*" (Dec. 20, 2013) approves the use of ESAs for certain easily correctable violations. As required by these memoranda, the ESA includes Respondent's certification that it has come into compliance with Section 112(r)(7) of the CAA and requires it to pay a \$11,400 penalty.

Once the Final Order has been signed, I will file the fully executed ESA with the Regional Hearing Clerk, thereby resolving this matter. This settlement does not require Respondent to perform a supplemental environmental project and does not have any public notice requirements.

Respectfully submitted,

Christine Foot
Enforcement Counsel
U.S. EPA, Region 1

Enclosure

cc: Daniel S. Day, Albertsons Companies
Kirby Shirk, Shaw's Supermarkets, Inc.
Drew Meyer, EPA