

FILED

September 6, 2024

8:32 A.M. PST

**U.S. EPA REGION 10
HEARING CLERK**

BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:

Reconstruct, LLC,

Portland, Oregon,

Respondent.

DOCKET NO. TSCA-10-2024-0161

**ORDER ON SECOND
EXPEDITED SETTLEMENT
AGREEMENT AND
PROPOSED FINAL ORDER**

On July 23, 2024, the undersigned issued a Final Order in this matter ratifying an Expedited Settlement Agreement entered into between Complainant, the Director of the Enforcement and Compliance Assurance Division of Region 10 of the United States Environmental Protection Agency (EPA), and Respondent, Reconstruct LLC. The Expedited Settlement Agreement and Final Order resolved certain alleged claim of EPA under the Toxic Substances Control Act (TSCA).

The parties have now entered into a second Expedited Settlement Agreement in this matter and have submitted that Expedited Settlement Agreement to the undersigned for ratification pursuant to a proposed Final Order. The second Expedited Settlement Agreement appears to resolve the same TSCA claims as the initial Expedited Settlement Agreement and Final, and the only difference between the two Expedited Settlement Agreements seems to be

that Respondent has now agreed to pay \$200 rather than the initial \$1,000.

The initial Final Order remains in effect and in order for the undersigned to consider retraction of that Final Order and issuance of a second Final Order which would ratify the second Expedited Settlement Agreement, the Parties will need to request that relief, or some other relief, and explain why they are seeking this relief. That type of request is best made through the filing of a joint motion by the parties.

The parties are hereby ordered to submit a filing which explains the relief they are seeking and the basis, therefore.

IT IS SO ORDERED

Richard Mednick

Regional Judicial Officer

Presiding Officer

U.S. Environmental Protection Agency
Region 10