

BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:)	DOCKET NO. RCRA-10-2021-0193
)	
ON SEMICONDUCTOR)	CONSENT AGREEMENT
)	
Gresham, Oregon,)	
)	
Respondent.)	
)	

STATUTORY AUTHORITY

1.1. This Consent Agreement is issued under the authority vested in the Administrator of the U.S. Environmental Protection Agency (“EPA”) by Section 3008 of the Resource Conservation and Recovery Act (“RCRA”), 42 U.S.C. § 6928.

1.2. Pursuant to Section 3006(b) of RCRA, 42 U.S.C. § 6926(b), EPA granted the State of Oregon final authorization to administer and enforce a hazardous waste program and to carry out such program in lieu of the federal program.

1.3. Pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), EPA may enforce the federally-approved hazardous waste program codified at Oregon Administrative Regulation (OAR) 340-100-0002.

1.4. Pursuant to Section 3008(a)(2) of RCRA, 42 U.S.C. § 6928(a)(2), notification of this action has been given to State of Oregon.

1.5. Pursuant to Section 3008 of RCRA, 42 U.S.C. § 6928, and in accordance with the “Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties,”

40 C.F.R. Part 22, EPA issues, and ON Semiconductor (“Respondent”) agrees to issuance of, the Final Order attached to this Consent Agreement (“Final Order”).

PRELIMINARY STATEMENT

2.1. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b), issuance of this Consent Agreement commences this proceeding, which will conclude when the Final Order becomes effective.

2.2. The Director of the Enforcement and Compliance Assurance Division, EPA Region 10 (“Complainant”) has been delegated the authority pursuant to Section 3008 of RCRA, 42 U.S.C. § 6928, to sign consent agreements between EPA and the party against whom an administrative penalty for violations of RCRA is proposed to be assessed.

2.3. Part III of this Consent Agreement contains a concise statement of the factual and legal basis for the alleged violations of RCRA together with the specific provisions of RCRA and the implementing regulations that Respondent is alleged to have violated.

III. ALLEGATIONS

A. Statutory and Regulatory Background

Definition of Hazardous Waste

3.1 The requirements of 40 CFR Parts 260 - 266, 270 and 279, are incorporated by reference in OAR 340-100-0002(1) and (2) and applicable in Oregon, except as otherwise modified or specified by Oregon Administrative Rule (OAR) 340, divisions 100 to 106, 109, 111, 113, 120, 124 and 142.

3.2 The definitions of 40 C.F.R. 260.10 apply in Oregon, unless modified by a definition of the same term in OAR 340-100-0010 when used in Divisions 100 to 110 and 120 of OAR Chapter 340.

3.3 Pursuant to Section 3001 of RCRA, 42 U.S.C. § 6921, EPA promulgated regulations to define what materials are “solid wastes,” and of these solid wastes, what wastes are “hazardous wastes.” These regulations are set forth in 40 C.F.R. Part 261.

3.4 “Solid waste” is defined at 40 C.F.R. § 261.2(a)(1) to mean any discarded material that is not otherwise excluded by regulation.

3.5 “Discarded material” is defined at 40 C.F.R. § 261.2(a)(2)(i) to mean, among other things, any material which is abandoned.

3.6 Pursuant to 40 C.F.R. § 261.2(b) materials are solid waste if, among other things, the solid wastes are abandoned by being disposed of; or burned or incinerated; or accumulated, stored, or treated (but not recycled) before or in lieu of being abandoned by being disposed of, burned, or incinerated.

3.7 Pursuant to 40 C.F.R. § 261.3 a solid waste is a “hazardous waste” if it is not excluded from regulation as a hazardous waste under 40 C.F.R. § 261.4(b); and it exhibits any of the characteristics of hazardous waste in 40 C.F.R. Part 261, Subpart C.

General Factual Background

3.8 Respondent operates the semiconductor manufacturing facility located at 23400 NE Glisan Street, Gresham, Oregon 97030 (“Facility”).

3.9 Respondent has been assigned the following EPA RCRA ID Number: ORQ 000004382.

3.10 On December 4 and 5, 2019, EPA conducted a RCRA compliance evaluation inspection (“EPA’s RCRA Inspection”) at the Facility.

3.11 At all times relevant to the allegations set forth in this Consent Agreement, Respondent manufactured at the Facility a variety of semiconductor-related products that have applications in the automotive, communications, computing, consumer, industrial, medical, aerospace, and defense sectors.

3.12 At all times relevant to the allegations set forth in this Consent Agreement, Respondent generated hazardous waste at the Facility as the term hazardous waste is defined in 40 C.F.R. Part 261, Subpart C.

3.13 At all times relevant to the allegations set forth in this Consent Agreement, Respondent stored hazardous waste in Tanks T-4300 and T-4400, which are “tanks” as that term is defined at 40 C.F.R. § 260.10.

3.14 At all times relevant to the allegations set forth in this Consent Agreement, Respondent stored hazardous waste in SEMCO Units 2, 3, 5, 6, 8, and 10.

3.15 All of the hazardous wastes stored by Respondent alleged in Paragraphs 3.13 and 3.14 contained at least 10 percent organic content by weight.

3.16 All of the hazardous waste stored by Respondent alleged in Paragraphs 3.12 and 3.13 contained a concentration of pure organic constituents of greater than 20 percent by weight and a vapor pressure of greater than 0.3 kPa at 20 °C.

3.17 At all times relevant to the allegations set forth in this Consent Agreement, Respondent has been a Large Quantity Generator (“LQG”) of hazardous waste as the term LQG is defined in 40 C.F.R. § 260.10.

3.18 At all times relevant to the allegations set forth in this Consent Agreement, Respondent’s hazardous waste tanks and units alleged in Paragraphs 3.12 and 3.13, as well as

related equipment including valves, pumps, and pressure relief devices, were in light liquid service as that phrase is defined at 40 C.F.R. §§ 265.1081 and 264.1031.

B. Violation for Failure to Operate as a Treatment, Storage, or Disposal Facility under a RCRA Permit or RCRA Interim Status

3.19 Pursuant to OAR 340-100-0002(1) and 40 C.F.R. § 270.1(c), each person owning or operating a facility for the treatment, storage, or disposal of hazardous wastes identified or listed under Subchapter C of RCRA must have a permit or interim status for such facilities.

3.20 At the time of the inspection, Respondent did not operate pursuant to a RCRA permit or interim status.

3.21 Pursuant to 40 C.F.R. § 262.17(a), a large quantity generator may accumulate hazardous waste on site for no more than 90 days without a permit or interim status, and without complying with the requirements of 40 C.F.R. Parts 124, 264 through 267, and 270, or the notification requirements of section 3010 of RCRA, provided that it complies with the requirements of 40 C.F.R. § 262.17(a)(1) through (7).

3.22 Pursuant to 40 C.F.R. § 262.17(a)(1), a large quantity generator who stores hazardous waste in containers under the exemption at 40 C.F.R. § 262.17 must comply with 40 C.F.R. Part 265, Subparts AA, BB, and CC.

3.23 At the time of EPA's RCRA Inspection, Respondent failed to comply with the following requirements under 40 C.F.R. § 262.17(a).

Failure to label containers

3.24 Pursuant to 40 C.F.R. § 262.17(a)(5), a large quantity generator who stores hazardous waste in containers under the exemption at 40 C.F.R. § 262.17 must "mark or label its containers with the following: (A) The words 'Hazardous Waste' (B) An indication of the

hazards of the contents (examples include, but are not limited to, the applicable hazardous waste characteristic(s) (i.e., ignitable, corrosive, reactive, toxic); hazard communication consistent with the Department of Transportation requirements at 49 CFR part 172 subpart E (labeling) or subpart F (placarding); a hazard statement or pictogram consistent with the Occupational Safety and Health Administration Hazard Communication Standard at 29 CFR 1910.1200; or a chemical hazard label consistent with the National Fire Protection Association code 704); and (C) The date upon which each period of accumulation begins clearly visible for inspection on each container.”

3.25 At the time of EPA’s RCRA Inspection, Respondent failed to mark two containers, located in the sub-FAB area and storing hazardous waste, with the words “hazardous waste.”

Failure to monitor pumps in light liquid service

3.26 Pursuant to 40 C.F.R. § 265.1052(a)(1), “Each pump in light liquid service shall be monitored monthly to detect leaks by the methods specified in [40 C.F.R. §] 265.1063(b), except as provided in [40 C.F.R. §§ 265.1052(d), (e), and (f)].”

3.27 Pursuant to 40 C.F.R. § 265.1052(a)(2), “Each pump in light liquid service shall be checked by visual inspection each calendar week for indications of liquids dripping from the pump seal.”

3.28 Pursuant to 40 C.F.R. §§ 265.1051 and 264.1031, “in light liquid service” is defined to mean: “that the piece of equipment contains or contacts a waste stream where the vapor pressure of one or more of the organic components in the stream is greater than 0.3 kPa at 20 °C, the total concentration of the pure organic components having a vapor pressure greater

than 0.3 kPa at 20 °C is equal to or greater than 20 percent by weight, and the fluid is a liquid at operating conditions.”

3.29 From October 1, 2016 through the time of EPA’s RCRA Inspection, the pumps in light liquid service at Respondent’s Facility subject to Subpart BB were not being monitored monthly, as required by 40 C.F.R. § 265.1052(a)(1).

3.30 From October 1, 2016 through the time of EPA’s RCRA Inspection, the pumps in light liquid service at Respondent’s facility subject to Subpart BB were not being visually inspected weekly, as required by 40 C.F.R. § 265.1052(a)(2).

Failure to check pressure relief devices after a release

3.31 Pursuant to 40 C.F.R. § 265.1054(b)(1), “After each pressure release, the pressure relief device shall be returned to a condition of no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, as soon as practicable, but no later than 5 calendar days after each pressure release, except as provided in [40 C.F.R. §] 265.1059.”

3.32 Pursuant to 40 C.F.R. § 265.1054(b)(2), “No later than 5 calendar days after the pressure release, the pressure relief device shall be monitored to confirm the condition of no detectable emissions, as indicated by an instrument reading of less than 500 ppm above background, as measured by the method specified in [40 C.F.R. §] 265.1063(c).”

3.33 From October 1, 2016 through the time of EPA’s RCRA Inspection, the pressure relief devices on hazardous waste tanks T-4300 and T-4400 were not being monitored after each pressure release, as required by 40 C.F.R. § 265.1054(b)(2).

Failure to monitor valves in light liquid service

3.34 Pursuant to 40 C.F.R. § 265.1057(a), “Each valve in gas/vapor or light liquid service shall be monitored monthly to detect leaks by the methods specified in [40 C.F.R. §] 265.1063(b) and shall comply with [40 C.F.R. § 265.1057(b)-(e)], except as provided in [40 C.F.R. 265.1057(f), (g), and (h)], and [40 C.F.R. §§] 265.1061 and 265.1062.”

3.35 Pursuant to 40 C.F.R. §§ 265.1051 and 264.1031, “in light liquid service” is defined to mean: “that the piece of equipment contains or contacts a waste stream where the vapor pressure of one or more of the organic components in the stream is greater than 0.3 kPa at 20 °C, the total concentration of the pure organic components having a vapor pressure greater than 0.3 kPa at 20 °C is equal to or greater than 20 percent by weight, and the fluid is a liquid at operating conditions.”

3.36 From October 1, 2016 through the time of EPA’s RCRA Inspection, the valves in light liquid service at Respondent’s facility were not being monitored, as required by 40 C.F.R. § 265.1057(a).

Failure to record information in the operating record

3.37 Pursuant to 40 C.F.R. § 265.1064(b)(1), owners and operators must record the following information in the facility operating record “[f]or each piece of equipment to which [40 C.F.R.] part 265 applies: (1) Equipment identification number and hazardous waste management unit identification[;] Approximate locations within the facility (e.g., identify the hazardous waste management unit on a facility plot plan)[;] Type of equipment (e.g., a pump or pipeline valve)[;] Percent-by-weight total organics in the hazardous waste stream at the equipment[;] Hazardous waste state at the equipment (e.g., gas/vapor or liquid)[; and] Method of

compliance with the standard (e.g., “monthly leak detection and repair” or “equipped with dual mechanical seals”).”

3.38 Pursuant to 40 C.F.R. §§ 265.1051 and 264.1031, the term “equipment” is defined as “each valve, pump, compressor, pressure relief device, sampling connection system, open-ended valve or line, or flange or other connector, and any control devices or systems required by this subpart.”

3.39 From October 1, 2016 to the time of EPA’s RCRA Inspection, Respondent had failed to include the information in the operating record required by 40 C.F.R. § 265.1064(b)(1) for six valves.

3.40 From October 1, 2016 to the time of EPA’s RCRA Inspection, Respondent had failed to include any information on either the hazardous waste state at the equipment (e.g., gas/vapor or liquid) or the method of compliance with the standard for the remaining equipment identified in the operating record, as required by 40 C.F.R. § 265.1064(b)(1).

Failure to mark each piece of equipment

3.41 Pursuant to 40 C.F.R. § 265.1050(c), “Each piece of equipment to which 40 C.F.R. Part 264, Subpart BB applies shall be marked in such a manner that it can be distinguished readily from other pieces of equipment.”

3.42 Pursuant to 40 C.F.R. §§ 265.1051 and 264.1031, the term “equipment” is defined as “each valve, pump, compressor, pressure relief device, sampling connection system, open-ended valve or line, or flange or other connector, and any control devices or systems required by this subpart.”

3.43 At the time of EPA's RCRA Inspection, Respondent had failed to mark eight flange connections and three valves at Tank T-4300 in such a manner that they could be readily distinguished from other pieces of equipment, as required by 40 C.F.R. § 265.1050(c).

Failure to record information in an inspection log

3.44 Pursuant to 40 C.F.R. § 265.1064(d), owners and operators must record the information specified in 40 C.F.R. § 265.1064(d)(1) through (10) in an inspection log in the facility operating log when a leak is detected.

3.45 At the time of EPA's RCRA Inspection, EPA identified evidence of hazardous waste leaks at Respondent's SEMCO #3 and #5 units.

3.46 At the time of EPA's RCRA Inspection, Respondent failed to provide information in an inspection log for the hazardous waste leaks at the SEMCO #3 and #5 units, as required by 40 C.F.R. § 265.1064(d).

Failure to inspect air emission control equipment

3.47 Pursuant to 40 C.F.R. § 265.1085(c), "[o]wners or operators controlling air pollutant emissions using Tank Level 1 controls shall meet the requirements specified in [40 C.F.R. § 265.1085(c)(1) through (4)]."

3.48 Pursuant to 40 C.F.R. § 265.1085(c)(4)(i), owners or operators shall inspect the fixed roof and its closure devices for defects that could result in air pollutant emissions. Defects include, but are not limited to, visible cracks, holes, or gaps in the roof sections or between the roof and the tank wall; broken, cracked, or otherwise damaged seals or gaskets on closure devices; and broken or missing hatches, access covers, caps, or other closure devices.

3.49 Pursuant to 40 C.F.R. § 265.1085(c)(4)(ii), the owner or operator shall perform an initial inspection of the fixed roof and its closure devices on or before the date that the tank becomes subject to this section. Thereafter, the owner or operator shall perform the inspections at least once every year.

3.50 Pursuant to 40 C.F.R. § 265.1085(c)(4)(iv), the owner or operator shall maintain a record of the inspection in accordance with the requirements specified in 40 C.F.R. § 265.1090(b).

3.51 Respondent failed to inspect hazardous waste tanks T-4400 and T-4300, and maintain records of such inspections, from October 1, 2016 to the date of the EPA inspection, as required by 40 C.F.R. § 265.1085(d).

* * * *

3.52 Because Respondent failed to comply with the requirements set forth above, Respondent was not authorized to store hazardous waste at the Facility and, therefore, was operating a hazardous waste storage facility without a permit in violation of OAR 340-100-0002(1) and 40 C.F.R. § 270.1(c).

C. Enforcement Authority

3.64 Under Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), and 40 C.F.R. Part 19, for violations that occurred after November 2, 2015, where penalties are assessed on or after January 13, 2020, EPA may assess a civil penalty of not more than \$101,638 per day of noncompliance for each violation of a requirement of Subtitle C of RCRA, issue an order requiring compliance, or both.

II. TERMS OF SETTLEMENT

- 4.1. Respondent admits the jurisdictional allegations of this Consent Agreement.
- 4.2. Respondent neither admits nor denies the specific factual allegations contained in this Consent Agreement.
- 4.3. In determining the amount of penalty to be assessed, EPA has taken into account the factors specified in Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3). After considering these factors, EPA has determined and Respondent agrees that an appropriate penalty to settle this action is \$143,000 (the “Assessed Penalty”).
- 4.4. Respondent agrees to pay the Assessed Penalty within 30 days of the effective date of the Final Order.
- 4.5. Respondent agrees to undertake the actions specified in Paragraph 4.11 of this Consent Agreement within 120 days, and provide the documentation specified in Paragraph 4.12 within 180 days.
- 4.6. Payments under this Consent Agreement and the Final Order may be paid by check (mail or overnight delivery), wire transfer, ACH, or online payment. Payment instructions are available at: <http://www2.epa.gov/financial/makepayment>. Payments made by a cashier’s check or certified check must be payable to the order of “Treasurer, United States of America” and delivered to the following address:

U.S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
P.O. Box 979077
St. Louis, Missouri 63197-9000

Respondent must note on the check the title and docket number of this action.

4.7. Concurrently with payment, Respondent must serve photocopies of the check, or proof of other payment method, described in Paragraph 4.5 on the Regional Hearing Clerk and EPA Region 10 at the following e-mail addresses:

Regional Hearing Clerk
U.S. Environmental Protection Agency
Region 10
R10_RHC@epa.gov

Kevin Schanilec
U.S. Environmental Protection Agency
Region 10
schanilec.kevin@epa.gov

4.8. If Respondent fails to pay any portion of the Assessed Penalty in full by its due date, the entire unpaid balance of the Assessed Penalty and accrued interest shall become immediately due and owing. If such a failure to pay occurs, Respondent may be subject to a civil action to collect any unpaid penalties, together with interest, handling charges, and nonpayment penalties, as set forth below. In any collection action, the validity, amount, and appropriateness of the Assessed Penalty shall not be subject to review.

4.9. If Respondent fails to pay any portion of the Assessed Penalty by this Consent Agreement and the Final Order in full by its due date, Respondent shall also be responsible for payment of the following amounts:

a) Interest. Pursuant to 31 U.S.C. § 3717(a)(1), any unpaid portion of the Assessed Penalty shall bear interest at the rate established by the Secretary of the Treasury from the effective date of the Final Order attached hereto, provided, however, that no interest shall be payable on any portion of the Assessed Penalty that is paid within 30 days of the effective date of the Final Order attached hereto.

b) Handling Charge. Pursuant to 31 U.S.C. § 3717(e)(1), a monthly handling charge of \$15 shall be paid if any portion of the Assessed Penalty is more than 30 days past due.

c) Nonpayment Penalty. Pursuant to 31 U.S.C. § 3717(e)(2), a nonpayment penalty of 6% per annum shall be paid on any portion of the Assessed Penalty that is more than 90 days past due, which nonpayment shall be calculated as of the date the underlying penalty first becomes past due.

4.10. Under Section 3008(c) of RCRA, 42 U.S.C. § 6928(c), failure to take corrective action within the time specified in this Consent Agreement may subject Respondent to additional civil penalties for each day of continued noncompliance.

4.11. Based on the findings contained in this Consent Agreement, Respondent is also ordered to comply with the following requirements pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a).

a) Label all containers containing hazardous waste, as required by 40 CFR § 262.17(a)(5), which is incorporated by reference at OAR at 340-100-0002;

b) Update the operating record to include all information required by 40 C.F.R. §§ 265.1064(b)(1) and 265.1064(d), as incorporated by reference at OAR 340-100-0002;

c) Mark each piece of equipment to which 40 C.F.R. Part 264, Subpart BB applies in such a manner that it can be distinguished readily from other pieces of equipment, as required by 40 C.F.R. § 265.1050(c), which is incorporated by reference at OAR 340-100-0002;

d) Monitor all pumps in light liquid service, as required by 40 C.F.R. § 265.1052, which is incorporated by reference at OAR at 340-100-0002;

- e) Monitor all valves in light liquid service, as required by 40 C.F.R. § 265.1057, which is incorporated by reference at OAR at 340-100-0002;
- f) Operate the conservation vent pressure relief devices on Tanks #4300 and #4400 consistent with 40 C.F.R. § 265.1054, which is incorporated by reference at OAR 340-100-0002;
- g) Inspect the roof of each hazardous waste tank #4300 and #4400 and repair any defects or damage, as required by 40 C.F.R. § 265.1085(c)(4), which is incorporated by reference at OAR 340-100-0002.

4.12. Respondent shall provide documentation of compliance with the requirements identified in Paragraph 4.11 to the following email addresses:

Audrey O'Brien
Oregon Department of Environmental Quality
Northwest Region - Portland Office
audrey.obrien@deq.state.or.us

Kevin Schanilec
U.S. Environmental Protection Agency, Region 10
schanilec.kevin@epa.gov

4.13. The Assessed Penalty, including any additional costs incurred under Paragraphs 4.8 and 4.9, represents an administrative civil penalty assessed by EPA and shall not be deductible for purposes of federal taxes.

4.14. For purposes of the identification requirement in Section 1.62(f)(2)(A)(ii) of the Internal Revenue Code, 26 U.S.C. § 1.62(f)(2)(A)(ii), and 26 C.F.R. § 1.62-21(b)(2), performance of the compliance measures described in Paragraph 4.11 is considered restitution, remediation, or required to come into compliance with the law.

4.15. The undersigned representative of Respondent certifies that he or she is authorized to enter into the terms and conditions of this Consent Agreement and to bind Respondent to this document.

4.16. Except as described in Paragraphs 4.8 and 4.9, each party shall bear its own costs and attorneys' fees in bringing or defending this action.

4.17. For the purposes of this proceeding, Respondent expressly waives any affirmative defenses and the right to contest the allegations contained in this Consent Agreement and to appeal the Final Order.

4.18. Respondent waives any and all remedies, claims for relief and otherwise available rights to judicial or administrative review that Respondent may have with respect to any issue of fact or law set forth in this Consent Agreement and the Final Order, including any right of judicial review under Chapter 7 of the Administrative Procedure Act, 5 U.S.C. §§ 701-706.

4.19. The provisions of this Consent Agreement and the Final Order shall bind Respondent and its agents, servants, employees, successors, and assigns.

4.20. Respondent consents to the issuance of any specified compliance or corrective action order, to any conditions specified in this consent agreement, and to any stated permit action.

4.21. The above provisions are STIPULATED AND AGREED upon by Respondent and EPA Region 10.

DATED:

9-17-2021

FOR RESPONDENT:



Lauren Bellerjeau, Assistant Secretary
ON Semiconductor Corporation

DATED:

FOR COMPLAINANT:

EDWARD J. KOWALSKI, Director
Enforcement & Compliance Assurance Division
EPA Region 10

BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:)	DOCKET NO. RCRA-Docket #
)	
ON SEMICONDUCTOR,)	FINAL ORDER
)	
Gresham, Oregon,)	
)	
Respondent.)	
)	

1.1. The Administrator has delegated the authority to issue this Final Order to the Regional Administrator of EPA Region 10, who has redelegate this authority to the Regional Judicial Officer in EPA Region 10.

1.2. The terms of the foregoing Consent Agreement are ratified and incorporated by reference into this Final Order. Respondent is ordered to comply with the terms of settlement.

1.3. The Consent Agreement and this Final Order constitute a settlement by EPA of all claims for civil penalties under RCRA for the violations alleged in Part III of the Consent Agreement. In accordance with 40 C.F.R. § 22.31(a), nothing in this Final Order shall affect the right of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law. This Final Order does not waive, extinguish, or otherwise affect Respondent's obligations to comply with all applicable provisions of RCRA and regulations promulgated or permits issued thereunder.

1.4. This Final Order shall become effective upon filing with the Regional Hearing Clerk.

SO ORDERED this _____ day of _____, 2021.

RICHARD MEDNICK
Regional Judicial Officer
EPA Region 10

Certificate of Service

The undersigned certifies that the original of the attached **CONSENT AGREEMENT AND FINAL ORDER, In the Matter of: ON Semiconductor, Docket No.: RCRA-10-2021-0193**, was filed with the Regional Hearing Clerk and served on the addressees in the following manner on the date specified below:

The undersigned certifies that a true and correct copy of the document was delivered to:

Brandon Cobb
Assistant Regional Counsel
U.S. Environmental Protection Agency
Region 10
cobb.brandon@epa.gov

Lauren Bellerjeau
Assistant Secretary
lauren.bellerjeau@onsemi.com

DATED this _____ day of _____, 2021.

TERESA YOUNG
Regional Hearing Clerk
EPA Region 10