

Message Confirmation Report

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101
05:05:15 PM 11/16/06
ENVIRONMENTAL COLLECTION
AGENCY REGION VII
REGIONAL HEARING CLERK

IN THE MATTER OF:

Learjet Inc.

One Learjet Way
Wichita, Kansas 67209

RCRA I.D. No. KSD007234313

Respondent.

Proceeding under Section 3008 (a) and (g) of
the Resource Conservation and Recovery Act
as amended, 42 U.S.C. § 6928(a) and (g).

CONSENT AGREEMENT AND
FINAL ORDER

Docket No. RCRA-07-2005-0402

I. PRELIMINARY STATEMENT

This proceeding was initiated on or about September 30, 2005, when the United States Environmental Protection Agency, Region VII ("Complainant" or "EPA") issued a Complaint, Compliance Order and Notice of Opportunity for Hearing ("Complaint") to Learjet Inc. ("Respondent"). Pursuant to Sections 3008(a) and (g) of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976 and the Hazardous and Solid Waste Amendments of 1984 (hereinafter known as RCRA), Title 42 United States Code (U.S.C.), Section 6901 et seq., the Complainant sought civil penalties for alleged violations of 42 U.S.C. § 6925 and 40 Code of Federal Regulations (C.F.R.), Part 262. Respondent filed an Answer denying certain allegations of the Complaint.

The Complainant and Respondent subsequently entered into negotiations in an attempt to settle the allegations contained in the Complaint. This Consent Agreement and Final Order (CAFO) is the result of such negotiations and resolves all issues relating to the administrative claims arising from the allegations in the Complaint.

II. CONSENT AGREEMENT

1. Respondent and EPA agree to the terms of this Consent Agreement and Final Order and Respondent agrees to comply with the terms of the Final Order. The terms of this Consent Agreement and Final Order shall not be modified except by a subsequent written agreement between the parties.