

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 3
Philadelphia, Pennsylvania 19103**

FILED

Sep 16, 2026

9:05 am

**U.S. EPA REGION 3
HEARING CLERK**

In the Matter of:	:	
	:	
Precoat Elk Ridge Holdings Corp.	:	U.S. EPA Docket No. RCRA-03-2026-0105
6754 Santa Barbara Court	:	
Elkridge, Maryland 21075	:	Proceeding under Section 3008 of the
	:	Resource Conservation and Recovery Act, 42
Respondent.	:	U.S.C. § 6928

CONSENT AGREEMENT

PRELIMINARY STATEMENT

1. This Consent Agreement is entered into by the Director of the Enforcement and Compliance Assurance Division, U.S. Environmental Protection Agency, Region 3 ("Complainant") and Precoat Elk Ridge Holdings Corp. ("Respondent") (collectively, the "Parties"), pursuant to Section 3008 of the Resource Conservation and Recovery Act, 42 U.S.C. § 6928, and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation, Termination, or Suspension of Permits ("Consolidated Rules of Practice"), 40 C.F.R. Part 22. Section 3008 of RCRA, 42 U.S.C. § 6928, authorizes the Administrator of the U.S. Environmental Protection Agency to assess penalties and undertake other actions required by this Consent Agreement. The Administrator has delegated this authority to the Regional Administrator who, in turn, has delegated the authority to enter into agreements concerning administrative penalties to the Complainant. This Consent Agreement and the attached Final Order (hereinafter, jointly referred to as the "Consent Agreement and Final Order") resolve Complainant's civil penalty claims against Respondent under RCRA Subtitle C, 42 U.S.C. §§ 6921-6939e ("RCRA" or the "Act"), for the violations alleged herein.
2. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice, Complainant hereby simultaneously commences and resolves this administrative proceeding.

JURISDICTION

3. The U.S. Environmental Protection Agency ("EPA") has jurisdiction over the above-captioned matter, as described in Paragraph 1, above.
4. The Consolidated Rules of Practice govern this administrative adjudicatory proceeding pursuant to 40 C.F.R. § 22.1(a)(4).

5. The EPA sent a letter via email to the Maryland Department of the Environment (“MDE”) to give prior notice of this action in accordance with Section 3008(a)(2) of RCRA, 42 U.S.C. § 6928(a)(2).

GENERAL PROVISIONS

6. For purposes of this proceeding only, Respondent admits the jurisdictional allegations set forth in this Consent Agreement and Final Order.
7. Except as provided in Paragraph 6, above, Respondent neither admits nor denies the specific factual allegations set forth in this Consent Agreement.
8. Respondent agrees not to contest the jurisdiction of the EPA with respect to the execution of this Consent Agreement, the issuance of the attached Final Order, or the enforcement of this Consent Agreement and Final Order.
9. For purposes of this proceeding only, Respondent hereby expressly waives its right to contest the allegations set forth in this Consent Agreement and Final Order and waives its right to appeal the accompanying Final Order.
10. Respondent consents to the assessment of the civil penalty stated herein, to the issuance of any specified compliance order herein, and to any conditions specified herein.
11. Respondent shall bear its own costs and attorney’s fees in connection with this proceeding.
12. By signing this Consent Agreement, Respondent waives any rights or defenses that Respondent has or may have for this matter to be resolved in federal court, including but not limited to any right to a jury trial, and waives any right to challenge the lawfulness of the Final Order accompanying the Consent Agreement.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

13. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice, Complainant alleges and adopts the Findings of Fact and Conclusions of Law set forth immediately below.
14. On February 11, 1985, pursuant to Section 3006(b) of RCRA, 42 U.S.C. § 6926(b), and 40 C.F.R. Part 271, Subpart A, the EPA granted the State of Maryland final authorization to administer the hazardous waste management program, set forth in the Code of Maryland Regulations (“COMAR”), Title 26, Subtitle 13, in lieu of the federal hazardous waste management program established under RCRA Subtitle C. Through this final

authorization, the provisions of the Maryland Hazardous Waste Management Regulations (“MdHWMR”) became requirements of RCRA Subtitle C and are, accordingly, enforceable by the EPA on and after that date pursuant to Section 3008 of RCRA, 42 U.S.C. § 6928. The EPA authorized revised Maryland hazardous waste management programs effective on July 31, 2001, September 24, 2004, and October 31, 2016, and, accordingly, the provisions of the authorized revised MdHWMRs are enforceable by the EPA on and after those dates pursuant to Section 3008 of RCRA, 42 U.S.C. § 6928.

15. Respondent is a corporation organized under the laws of the State of Delaware in 2017. As such, Respondent is now, and was at the time of the violations alleged, a “person,” as defined in Section 1004(15) of RCRA, 42 U.S.C. § 6903(15), and COMAR 26.13.01.03B(61).
16. Respondent’s facility is located at 6754 Santa Barbara Court, Elkridge, Maryland 21075 (the “Facility”). The Facility is primarily a provider of coil coating services.
17. At all times relevant to the allegations set forth in this Consent Agreement, Respondent is, and has been, the “operator” and/or the “owner” of the Facility, as defined in COMAR 26.13.01.03B(58) and (59).
18. At all times relevant to the allegations set forth in this Consent Agreement, and as described below, Respondent is, and has been, a “generator” of “solid waste” and “hazardous waste” at the Facility, as defined in COMAR 26.13.01.03.B(29), (73), and (31).
19. At all times relevant to the allegations set forth in this Consent Agreement, the Facility identified as a “large quantity generator” of hazardous waste, as defined in COMAR.26.13.03.04F(1)(a), with RCRA ID Number MDD069380657.
20. At all times relevant to the allegations set forth in this Consent Agreement, the Facility is, and has been, a hazardous waste storage “facility,” as defined in COMAR 26.13.01.03B(23).
21. At all times relevant to the allegations set forth in this Consent Agreement, the Facility did not have a RCRA Part B permit to treat, store, and/or dispose of hazardous waste.
22. On February 13, 2024, EPA inspectors (the “Inspectors”) conducted a compliance evaluation inspection at the Facility (the “Inspection”) to examine Respondent’s compliance with RCRA Subtitle C, the federal hazardous waste regulations, and the federally authorized MdHWMR.

23. Based on the EPA's findings during the Inspection and other information Respondent provided to the EPA, the EPA concludes that Respondent violated certain requirements and provisions of RCRA Subtitle C and certain federally authorized MdHWMR requirements promulgated thereunder, as enumerated below.

Count 1

Operating a Hazardous Waste Treatment, Storage, or Disposal Facility Without a Permit

24. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
25. Pursuant to COMAR 26.13.07.01A, no person may operate a facility for the treatment, storage, or disposal of hazardous waste without first obtaining a permit, with exceptions not relevant to this matter.
26. Pursuant to COMAR 26.13.03.05E, a generator of hazardous waste may accumulate hazardous waste on site without a permit and without complying with the requirements of COMAR 26.13.07.01A, provided the generator complies with the requirements of the exemptions found in COMAR 26.13.03.05E.
27. For the following reasons, EPA alleges Respondent failed to meet certain requirements of the exemptions found in COMAR 26.13.03.05E and was therefore storing hazardous waste on site in violation of COMAR 23.13.07.01A:
- a. Failure to Keep Containers of Hazardous Waste Closed
 - i. Pursuant to COMAR 26.13.03.05E(1)(d), a generator may accumulate hazardous waste onsite without a permit if the generator accumulates the waste in accordance with COMAR 26.13.05.09D which stipulates that a "container holding hazardous waste shall always be closed during storage, except when it is necessary to add or remove waste."
 - ii. At the time of the Inspection, the Inspectors observed the following open containers of hazardous waste where the hazardous waste was not being added or removed from the containers at the time of observation:
 - 1. In the Prime Coat Paint Booth, one gray 55-gallon drum with cleaning debris, propped open by the debris hanging out, labeled "Hazardous Waste," D001, D007, F003, and F005, with a start accumulation date of November 17, 2023; and
 - 2. In the Finish Coat Paint Booth, one blue 55-gallon drum with a closed funnel and open bung hole in the back, labeled "Hazardous

Waste,” F003, with a start accumulation date of February 12, 2024.

- iii. At the time of the Inspection, Respondent failed to comply with COMAR 26.13.03.05E(1)(d) by failing to close containers holding hazardous waste during storage, at times when it was not adding or removing waste.

b. Failure to Inspect Areas Where Containers Are Stored, At Least Weekly

- i. Pursuant to COMAR 26.13.03.05E(1)(d), a generator may accumulate hazardous waste onsite without a permit if the generator accumulates the waste in accordance with COMAR 26.13.05.09E which stipulates that owners or operators must “inspect areas where containers are stored, at least weekly, looking for leaks and for deterioration of containers and the containment system caused by corrosion or other factors.”
- ii. The Inspectors reviewed weekly inspection logs of the Prime Coat Paint Booth, the Finish Coat Paint Booth, and the Paint Vault hazardous waste accumulation areas for calendar years 2021 through 2024. While reviewing these weekly inspection logs, the Inspectors observed each area was missing five weekly inspections, that were due to occur on March 27, 2022, July 17, 2022, October 23, 2022, May 28, 2023, and August 27, 2023.
- iii. Respondent failed to comply with COMAR 26.13.03.05E(1)(d) by failing to inspect areas where containers are stored at least weekly, as detailed above.

c. Failure to Mark Containers of Hazardous Waste with the Date Upon Which Accumulation First Began

- i. Pursuant to COMAR 26.13.03.05E(1)(e), a generator may accumulate hazardous waste onsite without a permit if the “date upon which each period of accumulation begins is clearly marked and visible for inspection on each container.”
- ii. At the time of the Inspection, the Inspectors observed two drums missing accumulation start dates printed on the label in the Paint Vault. The Paint Vault is a separate building, approximately 100 feet southeast of the main plant, and is managed as the main hazardous waste accumulation area.

- iii. At the time of the Inspection, Respondent failed to comply with COMAR 26.13.03.05E(1)(e) by failing to clearly mark containers with the date upon which each period of accumulation begins.
- 28. Respondent failed to meet the requirements for the accumulation exemption in COMAR 26.13.03.05E and therefore violated COMAR 26.13.07.01A by operating a hazardous waste treatment, storage, or disposal facility without a permit as detailed above.
- 29. In failing to comply with COMAR 26.13.07.01A, Respondent is subject to the assessment of penalties under Section 3008 of RCRA, 42 U.S.C. § 6928.

Count 2
Failure to Make Waste Determinations

- 30. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
- 31. Pursuant to COMAR 26.13.03.02A, a “person who generates solid waste...shall determine if that waste is a hazardous waste” prior to disposal. Pursuant to COMAR 26.13.03.06A(3), a generator of waste “shall keep records of any test results, waste analyses, or other determinations made in accordance with [COMAR 26.13.03.02] for at least 3 years from the date that the waste was last sent to on-site or off-site treatment, storage, or disposal.”
- 32. At the time of the Inspection, the Inspectors observed the following instances of failures to make hazardous waste determinations:
 - a. Oily rags in the general trash near the slitter where the Facility collects oily rags separately for recycling; and
 - b. Two aerosol cans in the general trash in the Maintenance shop and aerosol cans in the trash can in the Finish Coat Paint Booth.
- 33. At the time of the Inspection, Respondent could not provide records documenting any test results, waste analyses, or other determinations made in accordance with COMAR 26.13.03.02A nor did Facility representatives indicate when or how waste determinations were made.
- 34. At the time of the Inspection, EPA alleges Respondent violated COMAR 26.13.03.02A and COMAR 26.13.03.06A(3) by failing to determine if the oily rags and aerosol cans it generated are hazardous waste.

35. In failing to comply with COMAR 26.13.03.02A and COMAR 26.13.03.06A(3), Respondent is subject to the assessment of penalties under Section 3008 of RCRA, 42 U.S.C. § 6928.

Count 3

Failure to Keep Hazardous Waste Containers Closed

36. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
37. Pursuant to COMAR 26.13.05.09D, a “container holding hazardous waste shall always be closed during storage, except when it is necessary to add or remove waste.”
38. At the time of the Inspection, the Inspectors observed the following open containers of hazardous waste where the hazardous waste was not being added or removed from the containers at the time of observation:
- a. In the Prime Coat Paint Booth, one gray 55-gallon drum with cleaning debris, propped open by the debris hanging out, labeled “Hazardous Waste,” D001, D007, F003, and F005, with a start accumulation date of November 17, 2023; and
 - b. In the Finish Coat Paint Booth, one blue 55-gallon drum with a closed funnel and open bung hole in the back, labeled “Hazardous Waste,” F003, with a start accumulation date of February 12, 2024.

The conditions observed were corrected during or following the Inspection.

39. At the time of the Inspection, Respondent violated COMAR 26.13.05.09D by failing to close containers holding hazardous waste during storage, at times when it was not adding or removing waste.
40. In failing to comply with COMAR 26.13.05.09D, Respondent is subject to the assessment of penalties under Section 3008 of RCRA, 42 U.S.C. § 6928.

Count 4

Failure to Inspect Areas Where Containers Are Stored, At Least Weekly

41. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.

42. Pursuant to COMAR 26.13.05.09E, owners or operators must “inspect areas where containers are stored, at least weekly, looking for leaks and for deterioration of containers and the containment system caused by corrosion or other factors.”
43. The Inspectors reviewed weekly inspection logs of the Prime Coat Paint Booth, the Finish Coat Paint Booth, and the Paint Vault hazardous waste accumulation areas for calendar years 2021 through 2024. While reviewing these weekly inspection logs, the Inspectors observed each area was missing five weekly inspections, that were due to occur by March 27, 2022, July 17, 2022, October 23, 2022, May 28, 2023, and August 27, 2023. The conditions observed were corrected during or following the Inspection.
44. Respondent violated COMAR 26.13.05.09E by failing to inspect areas where containers are stored as detailed above.
45. In failing to comply with COMAR 26.13.05.09E, Respondent is subject to the assessment of penalties under Section 3008 of RCRA, 42 U.S.C. § 6928.

Count 5

Failure to Contact the Designated Facility and Submit Exception Reports After Not Receiving Signed Copies of the Manifests

46. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
47. Pursuant to COMAR 26.13.03.06C(1), “[a] generator who does not receive a copy of the hazardous waste manifest with the handwritten signature of the owner or operator of the designated facility within 35 days of the date the waste was accepted by the initial transporter shall contact the transporter and/or owner or operator of the designated facility to determine the status of the hazardous waste.”
48. Pursuant to COMAR 26.13.03.06C(2), a generator must “submit an exception report to [MDE] if a copy of the manifest with the handwritten signature of the owner or operator of the designated facility is not received by the generator within 45 days of the acceptance of the waste by the initial transporter.”
49. The Inspectors reviewed hazardous waste manifests for calendar years 2021 through 2024. While reviewing these manifests, the Inspectors observed four instances, reflected in *Table 1* below, where a copy of the manifest with the handwritten signature of the owner or operator of the designated facility was not received within 45 days of the acceptance of the waste by the initial transporter. Respondent stated it relied on transporters and designated facilities for return manifests and undertook follow-up efforts. For Manifest 000305445GRR, a Facility representative alleged a copy of the manifest with the handwritten signature of the owner or operator of the designated

facility was received on August 21, 2023 (i.e., within 24 days); however, at the time of the Inspection, Respondent could not provide a copy of the signed manifest to the Inspectors.

Table 1. Manifests Not Signed Within the 45 Days

Manifest No.	Date Waste Received by Transporter	Date Manifest Signed by Designated Facility	Number of Days from Receipt to Signature
001218302WAS	06/29/2022	12/22/2022	176 days
000304136GRR	05/12/2023	07/06/2023	55 days
000305447GRR	07/28/2023	12/04/2023	129 days
000305445GRR	07/28/2023	—	—

50. Respondent violated COMAR 26.13.03.06C(1) and (2) by failing to contact the owner or operator of the designated facility and failing to submit an exemption report to MDE for not receiving a copy of the manifest with the handwritten signature of the owner or operator of the designated facility within 35 days and 45 days, respectively, of the acceptance of the waste by the initial transporter.
51. In failing to comply with COMAR 26.13.03.06C(1) and (2), Respondent is subject to the assessment of penalties under Section 3008 of RCRA, 42 U.S.C. § 6928.

CIVIL PENALTY

52. In settlement of the EPA's claims for civil penalties for the violations alleged in this Consent Agreement, Respondent consents to the assessment of a civil penalty in the amount of THIRTEEN THOUSAND FOUR HUNDRED FOURTY dollars (\$13,440) ("Assessed Penalty"), which Respondent shall be liable to pay in accordance with the terms set forth below.
53. In determining the amount of the Assessed Penalty, the EPA has taken into account the factors specified in Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3).
54. Respondent agrees to pay the Assessed Penalty within thirty (30) days of the Effective Date of this Consent Agreement and Final Order.
55. Respondent shall pay the Assessed Penalty and any interest, fees, and other charges due using one of the electronic payment options provided on the EPA website: <https://www.epa.gov/financial/makepayment>. For additional instructions, see: <https://www.epa.gov/financial/additional-instructions-making-payments-epa>. Respondent acknowledges that the EPA has provided adequate notification that, prior to the Effective Date, in accordance with Executive Order 14247: Modernizing Payments

To and From America's Bank Account, the EPA ceased accepting paper checks as a form of payment of civil penalties and the EPA only accepts specific electronic methods of payments as provided on the above website.

56. When making a payment, Respondent shall:

- a. Identify every payment with Respondent's name and the docket number of this Consent Agreement, RCRA-03-2026-0105,
- b. Concurrently with any payment or within 24 hours of any payment, Respondent shall serve Proof of Payment simultaneously by email to the following person(s):

Promy Tabassum
Assistant Regional Counsel
tabassum.promy@epa.gov

U.S. Environmental Protection Agency
Cincinnati Finance Center
CINWD_AcctsReceivable@epa.gov,

and

U.S. EPA Region 3 Regional Hearing Clerk
R3_Hearing_Clerk@epa.gov.

"Proof of Payment" means, as applicable, confirmation of credit card or debit card payment, or confirmation of wire or automated clearinghouse transfer, and any other information required to demonstrate that payment has been made according to the EPA requirements, in the amount due, and identified with the appropriate docket number and Respondent's name.

57. Interest, Charges, and Penalties on Late Payments. Pursuant to 31 U.S.C. § 3717, 31 C.F.R. § 901.9, and 40 C.F.R. § 13.11, if Respondent fails to timely pay the full amount of the Assessed Penalty per this Consent Agreement, the EPA is authorized to recover, in addition to the amount of the unpaid Assessed Penalty, the following amounts.

- a. Interest. Interest begins to accrue from the Effective Date of this Consent Agreement. If the Assessed Penalty is paid in full within thirty (30) days, interest accrued is waived. If the Assessed Penalty is not paid in full within thirty (30) days, interest will continue to accrue until any unpaid portion of the Assessed Penalty as well as any interest, penalties, and other charges are paid in full. To protect the interests of the United States, the rate of interest is set at the Internal Revenue Service ("IRS") standard underpayment rate, any lower rate

would fail to provide Respondent adequate incentive for timely payment.

- b. Handling Charges. Respondent will be assessed monthly a charge to cover the EPA's costs of processing and handling overdue debts. If Respondent fails to pay the Assessed Penalty in accordance with this Consent Agreement, the EPA will assess a charge to cover the costs of handling any unpaid amounts for the first thirty (30) day period after the Effective Date. Additional handling charges will be assessed every thirty (30) days, or any portion thereof, until the unpaid portion of the Assessed Penalty as well as any accrued interest, penalties, and other charges are paid in full.
 - c. Late Payment Penalty. A late payment penalty of six percent (6%) per annum, will be assessed monthly on all debts, including any unpaid portion of the Assessed Penalty, interest, penalties, and other charges, that remain delinquent more than ninety (90) days. Any such amounts will accrue from the Effective Date.
58. Late Penalty Actions. In addition to the amounts described in the prior Paragraph, if Respondent fails to timely pay any portion of the Assessed Penalty, interest, or other charges and penalties per this Consent Agreement, the EPA may take additional actions. Such actions the EPA may take include, but are not limited to, the following.
- a. Refer the debt to a credit reporting agency or a collection agency, per 40 C.F.R. §§ 13.13 and 13.14.
 - b. Collect the debt by administrative offset (i.e., the withholding of money payable by the United States government to, or held by the United States government for, a person to satisfy the debt the person owes the United States government), which includes, but is not limited to, referral to the IRS for offset against income tax refunds, per 40 C.F.R. Part 13, Subparts C and H.
 - c. Suspend or revoke Respondent's licenses or other privileges, or suspend or disqualify Respondent from doing business with the EPA or engaging in programs the EPA sponsors or funds, per 40 C.F.R. § 13.17.
 - d. Refer this matter to the United States Department of Justice for litigation and collection, per 40 C.F.R. § 13.33.
59. Allocation of Payments. Pursuant to 31 C.F.R. § 901.9(f) and 40 C.F.R. § 13.11(d), a partial payment of debt will be applied first to outstanding handling charges, second to late penalty charges, third to accrued interest, and last to the principal that is the outstanding Assessed Penalty amount.

60. Tax Treatment of Penalties. Penalties, interest, and other charges paid pursuant to this Consent Agreement shall not be deductible for purposes of federal taxes.
61. Pursuant to 26 U.S.C. § 6050X and 26 C.F.R. § 1.6050X-1, the EPA is required to send to the IRS, annually, a completed IRS Form 1098-F (“Fines, Penalties, and Other Amounts”) with respect to any court order or settlement agreement (including administrative settlements) that require a payor to pay an aggregate amount that the EPA reasonably believes will be equal to, or in excess of, \$50,000 for the payor’s violation of any law or the investigation or inquiry into the payor’s potential violation of any law, including amounts paid for “restitution or remediation of property” or to come “into compliance with a law.” The EPA is further required to furnish a written statement, which provides the same information provided to the IRS, to each payor (i.e., a copy of IRS Form 1098-F). Failure to comply with providing IRS Form W-9 or Tax Identification Number (“TIN”), as described below, may subject Respondent to a penalty, per 26 U.S.C. § 6723, 26 U.S.C. § 6724(d)(3), and 26 C.F.R. § 301.6723-1. In order to provide the EPA with sufficient information to enable it to fulfill these obligations, the EPA herein requires, and Respondent herein agrees, that:
- a. Respondent shall complete an IRS Form W-9 (“Request for Taxpayer Identification Number and Certification”), which is available at <https://www.irs.gov/pub/irs-pdf/fw9.pdf>;
 - b. Respondent shall therein certify that its completed IRS Form W-9 includes Respondent’s correct TIN or that Respondent has applied and is waiting for issuance of a TIN;
 - c. Respondent shall email its completed Form W-9 to the EPA’s Cincinnati Finance Center at henderson.jessica@epa.gov, within thirty (30) days after the Final Order ratifying this Consent Agreement is filed, and the EPA recommends encrypting IRS Form W-9 email correspondence; and
 - d. In the event that Respondent has certified in its completed IRS Form W-9 that it has applied for a TIN and that TIN has not been issued to Respondent within thirty (30) days after the Effective Date, then Respondent, using the same email address identified in the preceding sub-paragraph, shall further:
 - i. notify the EPA’s Cincinnati Finance Center of this fact, via email, within sixty (60) days after the Effective Date of the Final Order per Paragraph 69; and
 - ii. provide the EPA’s Cincinnati Finance Center with Respondent’s TIN, via email, within five (5) days of Respondent’s issuance and receipt of the TIN.

GENERAL SETTLEMENT CONDITIONS

62. The Parties consent to service of the Final Order by email at the following valid email addresses: tabassum.promy@epa.gov (for Complainant), and anu_singh@precoat.com (for Respondent).
63. By signing this Consent Agreement, Respondent acknowledges that this Consent Agreement and Final Order will be available to the public and represents that, to the best of Respondent's knowledge and belief, this Consent Agreement and Final Order does not contain any confidential business information or personally identifiable information from Respondent.
64. Respondent certifies that any information or representation it has supplied or made to the EPA concerning this matter was, at the time of submission true, accurate, and complete and that there has been no material change regarding the truthfulness, accuracy, or completeness of such information or representation. The EPA shall have the right to institute further actions to recover appropriate relief if the EPA obtains evidence that any information provided and/or representations made by Respondent to the EPA regarding matters relevant to this Consent Agreement and Final Order, including information about Respondent's ability to pay a penalty, are false or, in any material respect, inaccurate. This right shall be in addition to all other rights and causes of action that the EPA may have, civil or criminal, under law or equity in such event. Respondent and its officers, directors, and agents are aware that the submission of false or misleading information to the United States government may subject a person to separate civil and/or criminal liability.

CERTIFICATION OF COMPLIANCE

65. Respondent certifies to the EPA, upon personal investigation and to the best of its knowledge and belief, that it currently is in compliance with regard to the violations alleged in this Consent Agreement.

OTHER APPLICABLE LAWS

66. Nothing in this Consent Agreement and Final Order shall relieve Respondent of its obligation to comply with all applicable federal, state, and local laws and regulations, nor shall it restrict the EPA's authority to seek compliance with any applicable laws or regulations, nor shall it be construed to be a ruling on the validity of any federal, state, or local permit. This Consent Agreement and Final Order does not constitute a waiver, suspension, or modification of the requirements of RCRA Subtitle C, or any regulations promulgated thereunder.

RESERVATION OF RIGHTS

67. This Consent Agreement and Final Order resolves only the EPA's claims for civil penalties for the specific violations alleged against Respondent in this Consent Agreement and Final Order. The EPA reserves the right to commence action against any person, including Respondent, in response to any condition which the EPA determines may present an imminent and substantial endangerment to public health, public welfare, or the environment. This settlement is subject to all limitations on the scope of resolution and to the reservation of rights set forth in Section 22.18(c) of the Consolidated Rules of Practice, 40 C.F.R. § 22.18(c). The EPA reserves any rights and remedies available to it under RCRA Subtitle C, the regulations promulgated thereunder, and any other federal law or regulation to enforce the terms of this Consent Agreement and Final Order after its Effective Date. Respondent reserves whatever rights or defenses it may have to defend itself in any such action.

EXECUTION/PARTIES BOUND

68. This Consent Agreement and Final Order shall apply to and be binding upon the EPA, Respondent, and the officers, directors, employees, contractors, successors, agents, and assigns of Respondent. By his or her signature below, the person who signs this Consent Agreement on behalf of Respondent is acknowledging that he or she is fully authorized by Respondent to execute this Consent Agreement and to legally bind Respondent to the terms and conditions of this Consent Agreement and Final Order.

EFFECTIVE DATE

69. The effective date of this Consent Agreement and Final Order ("Effective Date") is the date on which the Final Order, signed by the Regional Administrator of EPA, Region 3, or the Regional Administrator's designee, the Regional Judicial Officer, is filed along with the Consent Agreement with the Regional Hearing Clerk pursuant to the Consolidated Rules of Practice.

ENTIRE AGREEMENT

70. This Consent Agreement and Final Order constitute the entire agreement and understanding between the Parties regarding settlement of all claims for civil penalties pertaining to the specific violations alleged herein and there are no representations, warranties, covenants, terms, or conditions agreed upon between the Parties other than those expressed in this Consent Agreement and Final Order.

For Respondent: **Precoat Elk Ridge Holdings Corp.**

Date: _____

By: _____
Anu Singh, Director of EHS
Precoat Elk Ridge Holdings Corp.

For the Complainant:

After reviewing the Consent Agreement and other pertinent matters, I, the undersigned Director of the Enforcement and Compliance Assurance Division of the United States Environmental Protection Agency, Region 3, agree to the terms and conditions of this Consent Agreement and recommend that the Regional Administrator, or the Regional Administrator's designee, the Regional Judicial Officer, issue the attached Final Order.

By: _____
[*Digital Signature and Date*]
Acting Director
Enforcement and Compliance Assurance Division
U.S. EPA – Region 3
Complainant

Attorney for Complainant:

By: _____
[*Digital Signature and Date*]
Promy Tabassum
Assistant Regional Counsel
U.S. EPA – Region 3

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 3
Philadelphia, Pennsylvania 19103

FILED

Sep 16, 2026

9:05 am

U.S. EPA REGION 3
HEARING CLERK

In the Matter of: :
:
Precoat Elk Ridge Holdings Corp. : U.S. EPA Docket No. RCRA-03-2026-0105
6754 Santa Barbara Court :
Elkridge, Maryland 21075 : Proceeding under Section 3008 of the
: Resource Conservation and Recovery Act, 42
Respondent. : U.S.C. § 6928

FINAL ORDER

Pursuant to the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits ("Consolidated Rules of Practice"), 40 C.F.R. Part 22 (with specific reference to Sections 22.13(b) and 22.18(b)(2) and (3)), the Consent Agreement resolving this matter is hereby ratified and incorporated by reference into this Final Order.

Respondent is hereby ORDERED to comply with all of the terms of the Consent Agreement.

The effective date of the foregoing Consent Agreement and this Final Order is the date on which this Final Order is filed with the Regional Hearing Clerk.

By: _____
[Digital Signature and Date]
Regional Judicial and Presiding Officer
U.S. EPA – Region 3

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 3
Philadelphia, Pennsylvania 19103

In the Matter of:	:	
	:	
Precoat Elk Ridge Holdings Corp.	:	U.S. EPA Docket No. RCRA-03-2026-0105
6754 Santa Barbara Court	:	
Elkridge, Maryland 21075	:	Proceeding under Section 3008 of the
	:	Resource Conservation and Recovery Act, 42
Respondent.	:	U.S.C. § 6928

CERTIFICATE OF SERVICE

I certify that the foregoing ***Consent Agreement and Final Order*** was filed with the EPA Region 3 Regional Hearing Clerk on the date that has been electronically stamped on the ***Consent Agreement and Final Order***. I further certify that on the date set forth below, I caused to be served a true and correct copy of the foregoing to each of the following persons, in the manner specified below, at the following addresses:

Copies served via email to:

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By: _____
[Digital Signature and Date]
Regional Hearing Clerk
U.S. EPA – Region 3