



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

SEP 25 2015

REPLY TO THE ATTENTION OF:

LC- 8J

CERTIFIED MAIL: No.7011 1150 0000 2641 7086

RETURN RECEIPT REQUESTED

Ms. Jill Barker / Superintendent & CFO
Anderson Preparatory Academy, Inc.
101 West 29th Street
Anderson, Indiana 46016

Remittance Order In the Matter of
Ms. Jill Barker / Superintendent & CFO
Anderson Preparatory Academy, Inc. Docket No. TSCA-05-2015-0010
101 West 29th Street
Anderson, Indiana 46016

Ms. Barker:

Enclosed please find a copy of a fully executed Remittance Order (Order) in final resolution of the above case. This document was filed on September 25, 2015 with the Regional Hearing Clerk.

The civil penalty in the amount of \$44,590 does not need to be paid in the manner described in paragraph 2 and 3 of the Order. Effective by the Order attached, the civil penalty has been remitted by the Regional Administrator.

Thank you for your cooperation in resolving this PCB Cleanup matter.

Sincerely,

for Kendall Moore
Enforcement Officer
Pesticides and Toxics Compliance Section

Enclosure

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5



In the Matter of:)
)
Anderson Preparatory Academy, Inc.)
Anderson, Indiana,)
)
Respondent.)
_____)

Docket No. TSCA-05-2015-0010

Remittance Order

1. This remittance order is issued pursuant to Section 16(a)(2)(C) of the Toxic Substances Control Act (TSCA), which permits the Administrator of the U.S. Environmental Protection Agency (EPA) to “compromise, modify, or remit, with or without conditions, any civil penalty which may be imposed under [Section 16(a) of TSCA, 15 U.S.C. § 2615(a)].” 15 U.S.C. § 2615(a)(2)(C). This authority was redelegated to the Regional Administrator of EPA Region 5 by EPA Delegation No. 12-2-D (May 1994).

2. On August 14, 2015, in a proceeding to assess a civil penalty under Section 16(a) of TSCA, 15 U.S.C. § 2615(a), Anderson Preparatory Academy, Inc. (Anderson) was assessed by consent agreement and final order (CAFO) a penalty of \$44,590. Pursuant to 40 C.F.R. § 22.31(c), Anderson was ordered to pay the \$44,590 penalty no later than September 30, 2015.

3. Also on August 14, 2015, Anderson and EPA Region 5 entered into a Remittance Agreement under which EPA Region 5 agreed to remit \$44,590 of the penalty by a remittance order on condition that Anderson complete the actions described in the Remittance Agreement's Compliance Program and Schedule on time, including removing and properly disposing of all fluorescent light fixtures with historic leaks of polychlorinated biphenyls (PCBs), conducting post-cleanup sampling, analysis, and verification, and sending EPA Region 5 compliance documentation for the cleanup.

4. On September 21, 2015, EPA Region 5 determined that Anderson met the condition for remittance of the penalty of \$44,590. By completion of this condition, Anderson has fully satisfied its obligations pursuant to the CAFO dated August 14, 2015. EPA Region 5 therefore remits \$44,590 of the penalty.

5. This Remittance Order shall become effective immediately upon filing with the Regional Hearing Clerk.

IT IS SO ORDERED.

23 September 2015
Date



Susan Hedman
Regional Administrator
U.S. Environmental Protection Agency
Region 5

Remittance Order

In the matter of: Anderson Preparatory Academy, Inc.

Docket Number: TSCA-05-2015-0010

CERTIFICATE OF SERVICE

I certify that I served a true and correct copy of the foregoing **Remittance Order**, which was filed on September 25, 2015, in the following manner to the addressees:

Copy by Certified Mail

Return-receipt:

Jill Barker, Superintendent
Anderson Preparatory Academy, Inc.
101 West 29th Street
Anderson, Indiana 46016

Copy by E-mail to

Attorney for Complainant:

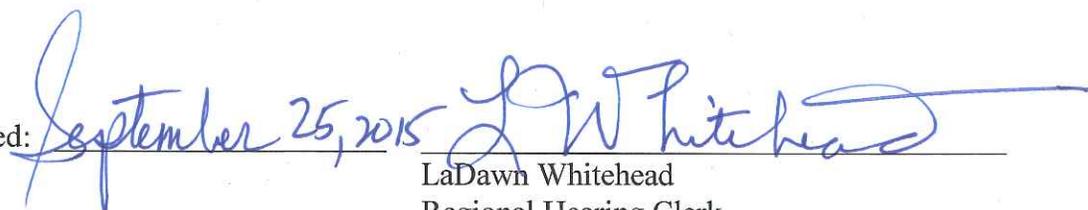
Robert M. Peachy
Peachy.Robert@epa.gov

Copy by E-mail to

Regional Judicial Officer:

Ann Coyle
coyle.ann@epa.gov

Dated: September 25, 2015



LaDawn Whitehead
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 5

CERTIFIED MAIL RECEIPT NUMBER(S): 7011 1150 0000 2641 7086