



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

JUN 27 2011

CERTIFIED MAIL #7001 0320 0006 1559 1817
RETURN RECEIPT REQUESTED

REPLY TO THE ATTENTION OF: LR-8J

Mr. Rick Caride
Delta Air Lines
Department 587
PO Box 66138
Chicago, Illinois 60666-0138

RUST-05-2011-0015 **BD# 2751106M016**

Re: Notice of Violation and Compliance Order/Settlement Agreement for the Delta Air Lines/O'Hare Airport facility, Southwest Cargo Area, Building 613, Chicago, Illinois

Dear Mr. Caride:

On April 6, 2011, the U.S. Environmental Protection Agency, Underground Storage Tank (UST) Section issued a Notice of Violation and a Compliance Order/Settlement Agreement concerning UST violations (i.e., release detection monitoring and overfill), found at the Delta Air Lines/O'Hare Airport facility, Southwest Cargo Area, Building 613, Chicago, Illinois. This letter is to inform you that we have received your signed copy of the Settlement Agreement, dated June 3, 2011. We also received your supporting documentation stating that the UST violations were addressed. In addition, we received your check transaction (tracking ID#74206933752) for a total of \$630 in penalties.

The Settlement Agreement states that it is effective upon EPA's final approval. This is to inform you that I have enclosed a signed and dated copy of the approved Settlement Agreement. The original Settlement Agreement will remain in the EPA's files. We also have accepted and processed your check as part of the settlement process. If you have any further questions, please feel free to contact Arturo Cisneros, of my staff, at 312/886-7447.

Sincerely,

Mary S. Setnicar
Acting Chief, RCRA Branch
Land and Chemicals Division

Enclosure

cc: Shelly Bradley, OSFM

U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) REGION 5
77 West Jackson Boulevard (LR-8J), Chicago, Illinois 60604-3590
UNDERGROUND STORAGE TANK (UST) FIELD CITATION FORM FOR EXPEDITED SETTLEMENT NO. R5-UST-11-009-AC

PART I: INSPECTION SUMMARY

On: 04/06/2011 Time: 01:52 PM

At: Delta Air Lines/O'Hare International Airport
Address: Southwest Cargo Area - Bldg. 613
Chicago, IL 60066

Mr. Rick Caride
(Name of Site Representative if not the Owner or Operator)

Name and address of the UST Operator

Name: Delta Air Lines/O'Hare International Airport
Address: Southwest Cargo Area - Bldg. 613
Chicago, IL 60066

A duly designated officer, employee, or representative of the EPA or a duly designated officer or employee of the State or Tribe inspected this facility. EPA has reviewed the inspection report and other relevant materials and has identified the following violation(s) of the UST regulations promulgated or approved by EPA under Subtitle I of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6991 et seq).

1. Violation: Installation of inadequate overflow prevention equipment in a new tank

Cite: 40 CFR 280.20(c)(1)(ii) Proposed Penalty: \$210

2. Violation: Failure to provide adequate release detection method

Cite: 40 CFR 280.40(a) Proposed Penalty: \$420

3. Violation:

Cite: 40 CFR Proposed Penalty:

4. Violation:

Cite: 40 CFR Proposed Penalty:

TOTAL PROPOSED PENALTY: \$630

EPA finds the Owner or Operator in violation of the above referenced UST regulations.

[Signature] 4-6-11
(Signature of EPA Inspector) (Date)

PART II: SETTLEMENT AGREEMENT/COMPLIANCE ORDER

A. Settlement Agreement: The Owner or Operator by signing this Settlement Agreement (or by having an authorized representative sign it) agrees to settle the violations identified in Part I, subject to the following terms and conditions:

The Owner or Operator certifies, subject to civil and criminal penalties for making a false submission to the U. S. Government, that he or she has corrected the violations, submitted true and accurate documentation of their correction, and submitted payment to the U.S. Treasury for the amount of \$630 in payment of the full proposed penalty amount, as described in Part I of this Form.

The Owner or Operator agrees to comply with the terms of the Compliance Order in Part II.B. Without admitting liability for the violations cited in Part I, the Owner or Operator signing below waives any objections to EPA's jurisdiction with respect to the Compliance Order and this Settlement Agreement, and consents to EPA's final approval of this Settlement Agreement without further notice. The Owner or Operator waives the opportunity for a public hearing pursuant to RCRA section 9006.

Once EPA signs the Settlement Agreement, EPA will take no further enforcement action against the Owner or Operator for the civil violations described in Part I, provided the violations have been timely corrected and the penalty has been paid. EPA does not waive its right to enforce against the Owner or Operator for any other violations not described in Part I and violations of the UST requirements or other requirements listed in Part I that were not corrected in a timely manner.

This Settlement Agreement and Compliance Order will become effective once signed by EPA and is binding on EPA and the Owner or Operator upon signature by both parties. Final approval of the Settlement Agreement and Compliance Order is in the sole discretion of the Regional Administrator, Region 5, EPA, or his or her authorized delegate. Upon final approval, EPA shall mail a copy of this document to the Owner or Operator signing below.

SIGNATURE BY OWNER, OPERATOR, OR AUTHORIZED REPRESENTATIVE:

Name (Print): Chris J. Diaterio
Title (Print): Station Manager
Signature: [Signature] Date: 06-03-11

B. Compliance Order: This Compliance Order is issued under the authority of RCRA section 9006 to resolve the civil violations identified in Part I. The Owner or Operator is ordered to correct the violations, submit true and accurate documentation that the violations were corrected, and pay the total penalty amount listed in Part I of this Form. This Compliance Order shall become final and enforceable only upon signature by an EPA official with the authority to sign this document.

Name (Print): MARY S. SETNICAR
Title (Print): acting chief, RCRA BRANCH
Signature: [Signature] Date: 6/2/11

Notes:

RUST-05-2011-0015

BHH 2751106M016

RECEIVED
JUN 27 2011
REGIONAL HEARING CLERK
USEPA
REGION 5

REGN 1 2 3 4 **5** 6 7 8 9 10 DC CIN TRVL JURYDTY CRDRFND\$ SALE/PRPRTY TUITION IAG-RFND\$ PARKN
 BRYSON LORI DANA MICHELLE JOE DICK VAL PATTI ELIZBTH EVELYN CRAIG ERIC BLAKE **KIM** CAROL JESSICA

COLLECTION INFORMATION

DEPOSIT (SCHEDULE) NUMBER 2732211 SUSPENSE LIABILITY

CR NUMBER UST05110009 REMOVED BY _____

BILL NUMBER (IF DIFFERENT FROM CR NUMBER) _____ REMOVED DATE _____

_____ IFMS ENTERED DATE _____

DATE ITEM REC'D (IF NOT CIRCLED ON CHECK) 6-3-2011 COLLECTION ENTRY DONE BY ERIC

NOT IN: ICIS, BRAINS, RHC DATABASE IPAC TO: LV RTP HQ

ACCOUNTING

CR Line	BFY	APPR	Bud Org	PRC	BOC	Site/Proj	AMOUNT	Ref. Line	Rep Cat
								998	
								997	
								001	
								002	
								003	
								004	
								005	
								999	

RECEIVED

JUN 27 2011

REGIONAL HEARING CLERK
USEPA
REGION 5

*Individual or Business: Individual Business

*Debtor Name: Delta Air Lines, Inc

*Address: 1030 Delta Blvd Dept 858 *City: Atlanta

*State: Georgia *Zip: 30354

*Phone Number: (773) 462-6868

DELTA
AIR
LINES

RUST-05-2011-0015

BA# 2751106M016

*Type of Payment: Citation/Ticket

*Invoice #:

RIN# or Bill# [REDACTED] (i.e. 05)

Site ID or Bill# [REDACTED] (i.e. 0)

Court Order# or Bill# [REDACTED]

Citation# or Bill# R5:UST05110009AG

Bill# or DCN (Travel) [REDACTED]

Bill# or description [REDACTED]

*Payment Amount: \$ 630.00

Installments? No

Download as: PDF Excel

Transaction Detail Results

Agency: EPACFC Application: EPA Miscellaneous Payments

Transaction Information

Pay.gov Tracking ID: 253H7SNN
 Agency Tracking ID: 74206933752
 Account Holder Name: Delta Air Lines, Inc
 Transaction Date (ET): 06/03/2011 12:53 PM

Transaction Amount: \$630.00
 Email Address: _____
 Address: PO Box 75027 Cincinnati IA 45275 USA
 Event: Sale
 Credit Card Type: AmericanExpress
 Credit Card Number: *****1007
 Expiration: 12/2013

Collection Status: Success
 AVS Code: Y
 Approval Code: 280201
 Authorization Response Code: 00
 Authorization Response Text: _____
 Card Security Code Result: M

Batch Pay.gov Tracking ID: 3377633C
 Service: _____
 Return Code: _____
 Return Detail: _____