

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

FILED

Sep 10, 2026

3:42 pm

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

IN THE MATTER OF:

Montgomery Petro LLC

Respondent

**Colonial Shell
4101 Randolph Road
Wheaton MD, 20906**

Facility

) **DOCKET NO.: RCRA-03-2026-0035**
)
)
) **EXPEDITED SETTLEMENT AGREEMENT AND**
) **FINAL ORDER**

EXPEDITED SETTLEMENT AGREEMENT

1. Montgomery Petro LLC ("Respondent") and the Director, Enforcement and Compliance Assurance Division, U.S. Environmental Protection Agency, Region 3 ("Complainant") enter into this Expedited Settlement Agreement ("Agreement") pursuant to Section 9006 of the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U.S.C § 6991e, 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 (with specific reference to 40 C.F.R. §§ 22.13(b), 22.18(b)(2), and (3)). The Administrator has delegated the authority to enter into this Agreement to the Regional Administrator who, in turn, has delegated it to the Complainant.
2. The U.S. Environmental Protection Agency, Region 3 ("EPA") has jurisdiction over this matter pursuant to 9006 of RCRA, 42 U.S.C. § 6991e, and 40 C.F.R. §§ 22.1(a)(4) and 22.4 of the Consolidated Rules of Practice.
3. Complainant alleges that, at all times relevant to the allegations described in this Agreement, Respondent was and continues to be a "person," and the "operator" and/or "owner" of "underground storage tanks" ("USTs") and "UST systems," located at Colonial Shell, 4101 Randolph Road, Wheaton MD, 20906 ("Facility").
4. Complainant alleges and finds that Respondent failed to comply with specific requirements of Subtitle I of RCRA, 42 U.S.C. §§ 6991 *et seq.*, its implementing regulations at 40 C.F.R. Part 280, and the federally-authorized Code of Maryland Regulations ("COMAR").

5. On September 17, 2024, a representative of EPA conducted a Compliance Evaluation Inspection, and observed the following USTs located at the Facility:
 - a. A 15,000-gallon tank that was installed in or about October 2021, and that, at all times relevant hereto, routinely contained regular-grade gasoline, a “regulated substance” as that term is defined in COMAR (hereinafter “UST No. “T6”).
 - b. A 9,000-gallon tank that was installed in or about October 2021, and that, at all times relevant hereto, routinely contained premium-grade gasoline, a “regulated substance” as that term is defined in COMAR (hereinafter “UST No. “T7A”).
 - c. A 6,000-gallon tank that was installed in or about October 2021, and that, at all times relevant hereto, routinely contained diesel, a “regulated substance” as that term is defined in COMAR (hereinafter “UST No. “T7B”).
6. Based on the Compliance Evaluation Inspection as well as additional information subsequently provided by the Respondent, Complainant has identified the following violations:
 - a. From at least 4/20/24 - 9/11/24, Respondent failed to annually test automatic line leak detectors, in violation of 40 C.F.R. § 280.44(a) and COMAR 26.10.05.05(B);
 - b. From at least 12/15/23 - 9/15/24, Respondent failed to comply with financial responsibility requirements, in violation of 40 C.F.R. § 280.93 and COMAR 26.10.11.01.
7. Complainant and Respondent agree that settlement of this matter for a penalty of **\$4,446 (FOUR THOUSAND FOUR HUNDRED FORTY SIX DOLLARS)** is in the public interest. In calculating this amount, Complainant considered the statutory factors set forth in Section 9006(c) of RCRA, 42 U.S.C. § 6991e(c).
8. Respondent agrees that, within 30 days of the effective date of this Agreement, Respondent shall make a payment of **\$ 4,446** (the Assessed Penalty). 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 relating to electronic payment options, see: <https://www.epa.gov/financial/additional-instructions-making-payments-epa>. Respondent acknowledges that 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, EPA ceased accepting paper checks as a form of payment of civil penalties and EPA only accepts specific electronic methods of payments as provided on the above website.

9. Within 24 hours of payment, the Respondent shall also send proof of payment (confirmation of credit card or debit card payment, confirmation of wire or automated clearinghouse transfer), by electronic mail to:

Caitlin Stormont (3ED22)
stormont.caitlin@epa.gov

and,

Regional Hearing Clerk (3RC00)
R3_Hearing_Clerk@epa.gov

10. In signing this Agreement, the Respondent: admits the jurisdictional allegations in this Agreement; neither admits nor denies the specific factual allegations in this Agreement, except as provided in the jurisdictional admission above; agrees not to contest EPA's jurisdiction with respect to the execution of this Agreement, the issuance of the attached Final Order, or the enforcement the Agreement; expressly waives its right to a hearing on any issue of law or fact in this Agreement and any right to appeal the accompanying Final Order; consents to the issuance of the Agreement and agrees to comply with its terms; agrees to bear its own costs and attorney's fees; and agrees not to deduct for federal tax purposes the civil penalty assessed in this Agreement and Final Order.
11. By its signature below, the Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that (1) he or she has corrected the alleged violations, and (2) any documentation or information that he or she provided to EPA was true and accurate.
12. This Agreement and the attached Final Order constitute a settlement by EPA of its claims for civil penalties for the violations alleged in this Agreement.
13. By signing this 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 Agreement.
14. EPA reserves the right to commence action against any person, including Respondent, in response to any condition which EPA determines may present an imminent and substantial endangerment to the public health, public welfare, or the environment. In addition, this settlement is subject to all limitations on the scope of resolution and to the reservation of rights set forth in Sections 22.18(c) and 22.31(a) of the Consolidated Rules of Practice. Further, EPA reserves any rights and remedies available to it under the RCRA, the RCRA regulations promulgated, and any other federal laws or regulations for

which EPA has jurisdiction, to enforce the provisions of this Agreement, following its filing with the Regional Hearing Clerk.

15. Late payment of the agreed upon penalty may subject Respondent to interest, administrative costs and late payment penalties in accordance with 40 C.F.R. § 13.11.
16. This Agreement is binding on the parties signing below and is effective upon filing, in accordance with 40 C.F.R. § 22.31(b).
17. The undersigned representative certifies that she/he is fully authorized to execute this Agreement and to legally bind Montgomery Petro LLC.
18. As permitted under 40 CFR § 22.6, the Regional Hearing Clerk will serve copies of this Agreement and Final Order by e-mail to the parties at the following valid e-mail addresses: stormont.caitlin@epa.gov (for Complainant), and towsonexxon@gmail.com (for Respondent).
19. By signing this Agreement, Respondent acknowledges that this Agreement and Final Order will be available to the public and represents that, to the best of Respondent's knowledge and belief, this Agreement and Final Order does not contain any confidential business information or personally identifiable information from Respondent.

For Respondent: Montgomery Petro LLC

Date:

8/30/26

By:



Malik Imran
Owner

For Complainant: U.S. Environmental Protection Agency, Region 3

After reviewing the Agreement and other pertinent matters, I, the undersigned Acting 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 Agreement and recommend that the Regional Administrator, or his/her designee, the Regional Judicial Officer, issue the attached Final Order.

[Digital Signature and Date]

Acting Director

Enforcement and Compliance Assurance Division

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 3
Philadelphia, Pennsylvania 19103

FILED

Sep 10, 2026

3:42 pm

U.S. EPA REGION 3
HEARING CLERK

In the Matter of:

Montgomery Petro LLC

:
:
: U.S. EPA Docket No. RCRA-03-2026-0035
:
: Proceeding under Section 9006 of the Resource
: Conservation and Recovery Act ("RCRA"), as
: amended, 42 U.S.C § 6991e, 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
:

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.

The 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: _____
Regional Judicial and Presiding Officer
U.S. EPA, Region 3

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

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	:	
Montgomery Petro LLC	:	
4101 Randolph Rd	:	U.S. EPA Docket No. RCRA-03-2026-0035
Wheaton, MD 20906	:	
	:	
Respondent.	:	Proceeding under Section 9006 of the
	:	Resource Conservation and Recovery Act
	:	("RCRA"), as amended, 42 U.S.C §
Colonial Shell	:	6991e, and the Consolidated Rules of
4101 Randolph Road	:	Practice Governing the Administrative
Wheaton, MD 20906	:	Assessment of Civil Penalties and the
Facility	:	Revocation/Termination or Suspension of
	:	Permits ("Consolidated Rules of
	:	Practice"), 40 C.F.R. Part 22

CERTIFICATE OF SERVICE

I certify that the foregoing ***Expedited Settlement Agreement and Final Order*** was filed with the EPA Region 3 Regional Hearing Clerk on the date that has been electronically stamped on the ***Expedited Settlement 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:

Malik Imran, Owner
Montgomery Petro LLC
towsonexxon@gmail.com
4101 Randolph Rd
Wheaton, MD 20906

Caitlin Stormont
Life Scientist
U.S. EPA, Region 3
Stormont.caitlin@epa.gov

[Digital Signature and Date]

Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 3