BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:	)	DOCKET NO. RCRA-10-2016-0047
OREGON STATE UNIVERSITY RCRA ID # ORD053599908 Corvallis, Oregon	)	**CONSENT AGREEMENT**
Respondent.	)	

I. STATUTORY AUTHORITY

1.1. This Consent Agreement is issued under the authority vested in the Administrator of the U.S. Environmental Protection Agency ("EPA") by Section 3008 of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. § 6928.

1.2. Pursuant to Section 3006(b) of RCRA, 42 U.S.C. § 6926(b), EPA granted the State of Oregon final authorization to administer and enforce a hazardous waste program and to carry out such program in lieu of the federal program.

1.3. Pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), EPA may enforce the federally-approved Oregon program.

1.4. Pursuant to Section 3008(a)(2) of RCRA, 42 U.S.C. § 6928(a)(2), notification of this action has been given to the Oregon Department of Environmental Quality.

1.5. Pursuant to Section 3008 of RCRA, 42 U.S.C. § 6928, and in accordance with the "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties," 40 C.F.R. Part 22, EPA issues, and Oregon State University ("Respondent") agrees to issuance of, the Final Order attached to this Consent Agreement ("Final Order").

II. PRELIMINARY STATEMENT

2.1. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b), issuance of this Consent Agreement commences this proceeding, which will conclude when the Final Order becomes effective.

2.2. The Director of the Office of Compliance and Enforcement, EPA Region 10 ("Complainant") has been delegated the authority pursuant to Section 3008 of RCRA, 42 U.S.C. § 6928, to sign consent agreements between EPA and the party against whom an administrative penalty for violations of RCRA is proposed to be assessed.

2.3. Part III of this Consent Agreement contains a concise statement of the factual and legal basis for the alleged violations of RCRA together with the specific provisions of RCRA and the implementing regulations that Respondent is alleged to have violated.

III. ALLEGATIONS

3.1. The requirements of 40 CFR Parts 260 - 266, 270 and 279, are incorporated by reference in OAR 340-100-0002(1) and (2) and applicable in Oregon, except as otherwise modified or specified by Oregon Administrative Rule (OAR) 340, divisions 100 to 106, 109, 111, 113, 120, 124 and 142.

3.2. The definitions of 40 C.F.R. 260.10 apply in Oregon, unless modified by a definition of the same term in OAR 340-100-0010 when used in Divisions 100 to 110 and 120 of OAR Chapter 340.

3.3. 40 C.F.R. § 260.10 defines a "person" as an individual, trust, firm, joint stock company, Federal Agency, corporation (including a government corporation), partnership, association, State, municipality, commission, political subdivision of a state, or any interstate body.

3.4. OAR 340-100-0010(2)(ee) defines a "residue" as a solid waste as defined by 40 C.F.R. § 261.2.

3.5. 40 C.F.R. § 261.2(a)(1), defines "solid waste" as any discarded material that is not excluded under 40 C.F.R. § 261.4(a) or that is not excluded by a variance granted under 40 C.F.R. §§ 260.30 and 260.31 or that is not excluded by a non-waste determination under 40 C.F.R. §§ 260.30 and 260.34.

3.6. 40 CFR § 261.3 defines "hazardous waste" as a "solid waste" as defined in 40 C.F.R. § 261.2 that has not been excluded from regulation as a hazardous waste under § 261.4(b) and which meets any of the criteria identified in 40 C.F.R. § 261.3(a)(2).

3.7. OAR 340-100-0010(2)(r) defines a "generator" as the person who, by virtue of ownership, management or control, is responsible for causing or allowing to be caused the creation of a hazardous waste.

3.8. Oregon State University (Respondent) is a public university located in Corvallis, Oregon, 97331.

3.9. Respondent is a "person" as that term is defined by RCRA Section 1004(15), 42 U.S.C. § 6903(15).

3.10. At all times relevant to the allegations set forth herein, Respondent has been the "owner" and "operator" of the Oregon State University campus in Corvallis, Oregon, (the "Facility"), as those terms are defined at 40 C.F.R. § 260.10.

3.11. The Facility is a public university where a variety of educational, research, and facilities and vehicle maintenance activities result in the generation of solid and hazardous wastes.

3.12. Respondent is a "generator" as defined by OAR 340-100-0010(2)(r).

3.13. At all times relevant to the allegations set forth herein, Respondent's Facility was not a permitted treatment, storage, disposal facility, or an interim status facility under Section 3005 of RCRA, 42 U.S.C. § 6925.

VIOLATIONS

COUNT 1: Failure to Make a Hazardous Waste Determination.

3.14. The regulation at OAR 340-102-001(1) provides that the provisions of that rule replace the requirements of 40 C.F.R. § 262.11 in Oregon.

3.15. The regulation at OAR 340-102-0011(2) states that: "[a] person who generates a residue as defined in OAR 340-100-0010 must determine if that residue is a hazardous waste using the following method: (a) Persons should first determine if the waste is excluded from regulation under 40 C.F.R. § 261.4 or OAR 340-101-0004; (b) Persons must then determine if the waste is listed as a hazardous waste in Subpart D of 40 C.F.R. Part 261; (c) Persons must then determine if the waste is listed under the following listings: (A) The commercial chemical

products, manufacturing chemical intermediates, or off-specification commercial chemical products or manufacturing chemical intermediates identified in 340-102-0011(2)(c)(A)(i) and (ii) are added to and made a part of the list in 40 C.F.R. § 261.33(e). (i) P998, (ii) P999; or (B) Hazardous waste identified in 340-102-0011(2)(c)(B)(i) and (ii) are added to and made a part of the list in 40 C.F.R. § 261.31. (i) F998, (ii) F999. (d) Regardless of whether a hazardous waste is listed through application of subsections 2(b) or 2(c) of this rule, persons must also determine whether the waste is hazardous under Subpart C of 40 C.F.R. Part 261 by either: (A) testing the waste according to the methods set forth in Subpart C of 40 C.F.R. Part 261, or according to an equivalent method approved by the Department under OAR 340-100-0021; or (B) Applying knowledge of the hazard characteristic of the waste in light of the materials or the processes used."

3.16. Between September 21, 2011, and June 26, 2013, Respondent generated materials that were "residues" within the meaning of OAR 340-100-0010(2)(ee) at various locations across the Corvallis campus but these materials were not evaluated at their point of generation using the method specified at OAR 340-102-0011(2).

3.17. Respondent did not make a hazardous waste determination at the point of generation for the residues identified in paragraph 3.16 using the method specified at OAR 340-102-0011(2).

3.18. Respondent's failure to determine at the point of generation whether each of the residues it generated identified in paragraph 3.16 were a hazardous waste is a violation of OAR 340-102-0011(2).

COUNT 2: Storage of Hazardous Waste without a Permit or Interim Status

3.19. 40 C.F.R. § 270.1(c) requires that any person who treats, stores, or disposes of hazardous waste have a permit or interim status.

3.20. The regulation at OAR 340-102-0034(2) requires that a generator shall comply with provisions found in 40 C.F.R. Part 262 and each applicable requirement of 40 C.F.R. § 262.34 (a), (b), (c), (d), (e), and (f).

3.21. 40 C.F.R. § 262.34(a) provides that certain generators may accumulate hazardous waste on-site for 90 days or less without a permit or interim status, provided that the generator complies with the requirements identified at 40 C.F.R. § 262.34(a)(1)-(4).

3.22. 40 C.F.R. § 262.34(b) provides that a generator of 1,000 kilograms or greater of hazardous waste in a calendar month who accumulates hazardous waste for more than 90 days is an operator of a storage facility and is subject to the requirements specified in that section, including the obligation to obtain a permit for the storage of hazardous waste, unless an extension has been granted.

3.23. Respondent generates more than 1,000 kilograms of hazardous waste in a calendar month.

3.24. At the time of the June 25-26, 2013, inspection of the Facility, certain hazardous wastes stored in the Annex had been stored for more than 90 days as of the date of that inspection.

3.25. Respondent did not have a RCRA permit or interim status authorizing it to store, treat, or dispose of hazardous waste at the Facility. Respondent had not been granted an extension to store hazardous waste at the Facility for longer than 90 days.

3.26. 40 C.F.R. § 262.34(a)(1)(i), which incorporates the requirements of 40 C.F.R. § 265.173(a), allows a generator of hazardous waste to accumulate its hazardous waste in a container on condition that is always closed except when it is necessary to add or remove waste.

3.27. At the time of the June 25-26, 2013, inspection of the Facility, several containers of hazardous waste in the Annex were not closed when waste was not being added or removed.

3.28. Respondent failed to keep several of its hazardous waste storage containers closed, as required by 40 C.F.R. § 262.34(a)(1)(i) and 40 C.F.R. § 265.173(a).

3.29. 40 C.F.R. § 262.34(a)(1)(i), which incorporates the requirements of 40 C.F.R. § 265.174 by reference, requires a generator of hazardous waste to inspect areas where hazardous wastes are stored at least weekly.

3.30. Weekly inspections of hazardous waste storage areas at the Facility's Annex building did not occur on fifteen occasions between April 25, 2010, and May 4, 2013.

3.31. Respondent failed to inspect the containers in hazardous waste storage areas at the Facility on fifteen occasions between April 25, 2010, and May 4, 2013, as required by 40 C.F.R. § 262.34(a)(1)(i) and 40 C.F.R. § 265.174.

3.32. 40 C.F.R. § 262.34(a)(1)(i), which incorporates the requirements of 40 C.F.R. § 265.171 by reference, requires that the owner or operator of a facility transfer hazardous waste from a container that is not in good condition, or that begins to leak, to a container that is in good condition, or manage the waste in some other way that complies with the requirements of 40 C.F.R. Part 265, Subpart I.

3.33. At the time of the June 25-26, 2013, inspection of the Facility, certain containers holding ethyl ether, a hazardous waste, in the Annex building were not in good condition.

3.34. Respondent failed to ensure that certain of its hazardous wastes were stored in containers in good condition, as required by 40 C.F.R. § 262.34(a)(1)(i) and 40 C.F.R. § 265.171.

3.35. 40 C.F.R. § 262.34(a)(2) requires that a generator clearly and visibly mark the date upon which each period of accumulation begins for inspection on each container holding a hazardous waste.

3.36. At the time of the June 25-26, 2013, inspection of the Facility, certain hazardous waste storage containers located in the Annex were not clearly marked with accumulation start dates.

3.37. Respondent failed to clearly and visibly mark the date of each period of hazardous waste accumulation on certain containers at its Facility, as required by 40 C.F.R. § 262.34(a)(2).

3.38. 40 C.F.R. § 262.34(a)(3) provides that, while being accumulated on-site, each container and tank storing a hazardous waste be labeled or marked clearly with the words "Hazardous Waste."

3.39. At the time of the June 25-26, 2013, inspection of the Facility, certain hazardous waste accumulation containers located in the Annex were not labeled with the words "Hazardous Waste."

3.40. Respondent failed to label certain hazardous waste accumulation containers with the words "Hazardous Waste," as required by 40 C.F.R. § 262.34(a)(3).

3.41. Respondent failed to comply with the conditions for the accumulation of hazardous waste at the Facility without a permit or interim status specified at 40 C.F.R. § 262.34(a)(1)-(3) and OAR 340-100-0002 and OAR 340-102-0034(2). Respondent operated

the Facility as a treatment, storage, or disposal facility without a permit or interim status, in violation of OAR 340-100-002 and Section 3005 of RCRA, 42 U.S.C. § 6925, and 40 C.F.R. § 270.1(c).

COUNT 3: Failure to Properly Label and Contain Universal Waste

3.42. The regulation at OAR 340-100-0002 incorporates by reference the requirements of 40 C.F.R. Part 273.

3.43. 40 C.F.R. Part 273, Subpart B specifies the requirements applicable to small quantity handlers of universal waste.

3.44. "Universal waste" includes, among other things, "battery(ies)" and "lamp(s)" as those terms are defined at 40 C.F.R. § 273.9.

3.45. Respondent does not accumulate 5,000 kilograms or more of universal waste at any time and therefore is a "small quantity handler of universal waste," as that term is defined at 40 C.F.R. § 273.9.

3.46. 40 C.F.R. § 273.14(a) requires a small quantity handler of universal waste to label or mark clearly each battery or container in which such batteries are contained with one of the following phrases: "Universal Waste- Battery(ies)," or "Waste Battery(ies)," or "Used Battery(ies)."

3.47. At the time of the June 25-26, 2013, inspection of the Facility, several containers of waste batteries stored in the Annex Building, the Motor Pool Building, Weniger Hall Room 202, and Weniger Hall Room 216 were not marked with any of the phrases: "Universal Waste-Battery(ies)," or "Waste Battery(ies)," or "Used Battery(ies)."

3.48. Respondent failed to label its containers of discarded batteries, in violation of the requirements of 40 C.F.R. § 273.14(a) and OAR 340-100-0002.

3.49. 40 C.F.R. § 273.14(e) requires a small quantity handler of universal waste to label or mark clearly each lamp or container or package in which such lamps are contained with one of the following phrases: "Universal Waste-Lamps," or "Waste Lamp(s)," or "Used Lamp(s)."

3.50. At the time of the June 25-26, 2013, inspection of the Facility, numerous boxes of lamps stored in the Annex Building, the Electrical Shop, Weniger Hall Room 216, and the Housing Maintenance Building were not marked with any of the following phrases: "Universal Waste-Lamps," or "Waste Lamp(s)," or "Used Lamp(s)."

3.51. Respondent failed to label certain containers of discarded lamps, in violation of the requirements of 40 C.F.R. § 273.14(e) and OAR 340-100-0002.

3.52. 40 C.F.R. § 273.13(d)(1) requires a small quantity handler of universal waste to contain any lamp in containers or packages that are structurally sound, adequate to prevent breakage, and compatible with the contents of the lamps. Such containers and packages must remain closed.

3.53. At the time of the June 25-26, 2013, inspection of the Facility, certain boxes of universal waste lamps at the Facility stored in the Annex Building, Weniger Hall Room 216, the Electrical Shop, and the Housing Maintenance Building were not closed.

3.54. Respondent failed to contain its universal waste lamps in closed containers or packages, in violation of the requirements of 40 C.F.R. § 273.13(d)(1) and OAR 340-100-0002.

3.55. 40 C.F.R. § 273.15(c) requires a small quantity handler of universal waste to be able to demonstrate the length of time that the universal waste has been accumulated from the

date it becomes a waste or is received, through one of several specified methods listed at 40 C.F.R. § 273.15(c)(1)-(6).

3.56. At the time of the June 25-26, 2013, inspection of the Facility, certain boxes of universal waste at the Facility stored in the Annex Building, Motor Pool Building, Electrical Shop, Weniger Hall Room 202, Weniger Hall Room 216, and the Housing Maintenance Building that were being stored as universal wastes with no records or markings or other method in use to be able to demonstrate the length of time that the wastes had been accumulated.

3.57. Respondent was unable to demonstrate the length of time universal waste had been accumulated in the Annex Building, Motor Pool Building, Electrical Shop, Weniger Hall Room 202, Weniger Hall Room 216, and the Housing Maintenance Building in violation of the requirements of 40 C.F.R. § 273.15(c) and OAR 340-100-0002.

COUNT 4: Failure to Clearly Label Used Oil Storage Units with the Words "Used Oil"

3.58. OAR 340-100-0002(2) incorporates by reference the regulations governing the standards for the management of used oil in 40 C.F.R. Part 279 except as otherwise modified or specified by OAR 340, Division 111.

3.59. "Used Oil" is defined at 40 C.F.R. § 279.1 as any oil that has been refined from crude oil, or any synthetic oil, that has been used and as a result of such use is contaminated by physical or chemical impurities.

3.60. A used oil generator's activities are subject to the requirements found at 40 C.F.R. § 279.22.

3.61. 40 C.F.R. § 279.22(c)(1) requires containers and above-ground tanks used to store used oil at generator facilities to be labeled or marked clearly with the words "Used Oil."

3.62. At the time of the June 25-26, 2013, inspection of the Facility, several containers in the Annex Building, Motor Pool Building, Mechanics' Shop, Weniger Hall Room 434, and the Housing Maintenance Building stored used oil but were not labeled with the words "Used Oil."

3.63. Respondent's failure to label containers used to store used oil with the words "Used Oil" is a violation of OAR 340-100-0002(2) and 40 C.F.R. § 279.22(c)(1).

3.64. Under Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), and 40 C.F.R. Part 19, EPA may assess a civil penalty of not more than $37,500 per day of noncompliance for each violation of a requirement of Subtitle C of RCRA, issue an order requiring compliance, or both.

IV. TERMS OF SETTLEMENT

4.1. Respondent admits the jurisdictional allegations of this Consent Agreement.

4.2. Respondent neither admits nor denies the specific factual allegations and legal conclusions contained in this Consent Agreement. Nothing in this Consent Agreement, or in the execution and implementation of this Consent Agreement or Final Order, or both, shall be taken as an admission of liability by Respondent.

4.3. As required by Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3), EPA has taken into account the seriousness of the violations and Respondent's good faith efforts to comply with applicable requirements. After considering these factors, EPA has determined and Respondent agrees that an appropriate penalty to settle this action is $275,000 (the "Assessed Penalty").

4.4. Respondent agrees to pay the Assessed Penalty within 30 days of the effective date of the Final Order, and to undertake the actions specified in this Consent Agreement.

4.5. Payment under this Consent Agreement and the Final Order may be paid by check (mail or overnight delivery), wire transfer, ACH, or online payment. Payment instructions are available at: http://www2.epa.gov/financial/makepayment. Payment made by a cashier's check or certified check must be payable to the order of "Treasurer, United States of America" and delivered to the following address:

U.S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
P.O. Box 979077
St. Louis, Missouri 63197-9000

Respondent must note on the check the title and docket number of this action.

4.6. Concurrently with payment, Respondent must serve photocopies of the check, or proof of other payment method, described in Paragraph 4.5 on the Regional Hearing Clerk and EPA Region 10 at the following addresses:

Regional Hearing Clerk
U.S. Environmental Protection Agency
Region 10, Mail Stop ORC-113
1200 Sixth Avenue, Suite 900
Seattle, Washington 98101
Luna.teresa@epa.gov

Kevin Schanilec
U.S. Environmental Protection Agency
Region 10, Mail Stop OCE-101
1200 Sixth Avenue, Suite 900
Seattle, Washington 98101
Schanilec.kevin@epa.gov

4.7. If Respondent fails to pay any portion of the Assessed Penalty in full by its due date, the entire unpaid balance of the Assessed Penalty and accrued interest shall become immediately due and owing. If such a failure to pay occurs, Respondent may be subject to a civil action to collect any unpaid penalties, together with interest, handling charges, and nonpayment penalties, as set forth below. In any collection action, the validity, amount, and appropriateness of the Assessed Penalty shall not be subject to review.

4.8. If Respondent fails to pay any portion of the Assessed Penalty by this Consent Agreement and the Final Order in full by its due date, Respondent shall also be responsible for payment of the following amounts:

4.8.1. Interest. Pursuant to 31 U.S.C. § 3717(a)(1), any unpaid portion of the Assessed Penalty shall bear interest at the rate established by the Secretary of the Treasury from the effective date of the Final Order attached hereto, provided, however, that no interest shall be payable on any portion of the Assessed Penalty that is paid within 30 days of the effective date of the Final Order attached hereto.

4.8.2. Handling Charge. Pursuant to 31 U.S.C. § 3717(e)(1), a monthly handling charge of $15 shall be paid if any portion of the Assessed Penalty is more than 30 days past due.

4.8.3. Nonpayment Penalty. Pursuant to 31 U.S.C. § 3717(e)(2), a nonpayment penalty of 6% per annum shall be paid on any portion of the Assessed Penalty that is more than 90 days past due, which nonpayment shall be calculated as of the date the underlying penalty first becomes past due.

4.9. Under Section 3008(c) of RCRA, 42 U.S.C. § 6928(c), failure to take the corrective actions specified in this Consent Agreement within the time specified in this Consent Agreement may subject Respondent to additional civil penalties for each day of continued noncompliance.

4.10. Based on the findings contained in this Consent Agreement, Respondent is also ordered to comply with the following requirement pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a).

4.10.1. By no later than 30 days from the effective date of the Final Order, Respondent shall implement written training plans and procedures necessary to ensure that hazardous waste determinations are made in accordance with the methods specified at OAR 340-102-0011(2) at their point of generation.

4.10.2. By no later than 410 days after the effective date of the Final Order, Respondent shall submit documentation of training plans, materials and attendance records for all persons who have been trained in the requirements of OAR 340-102-0011(2) since the effective date of the Final Order.

4.10.3. By no later than the effective date of the Final Order, Respondent shall comply with the applicable requirements of OAR 340-102-0034(2) and 40 C.F.R. § 262.34 (a).

4.10.4. By no later than the effective date of the Final Order, Respondent shall comply with the requirements of OAR 340-100-0002 and 40 C.F.R. § 273 Subpart B.

4.10.5. By no later than the effective date of the Final Order, Respondent shall comply with the requirements of OAR 340-100-0002(2) and 40 C.F.R. § 279.22(c)(1).

4.11. Respondent shall provide compliance documentation required to the following address:

Kevin Schanilec
U.S. Environmental Protection Agency
Region 10, Mail Stop OCE-101
1200 Sixth Avenue, Suite 900
Seattle, Washington 98101

4.12. The Assessed Penalty, including any additional costs incurred under Paragraphs 4.8 and 4.9, represents an administrative civil penalty assessed by EPA and shall not be deductible for purposes of federal taxes.

4.13. The undersigned representative of Respondent certifies that he or she is authorized to enter into the terms and conditions of this Consent Agreement and to bind Respondent to this document.

4.14. Except as described in Paragraphs 4.8 and 4.9, each party shall bear its own costs and attorneys' fees in bringing or defending this action.

4.15. For the purposes of this proceeding, Respondent expressly waives any right to contest the allegations contained in this Consent Agreement and to appeal the Final Order.

4.16. Respondent waives any and all remedies, claims for relief and otherwise available rights to judicial or administrative review that Respondent may have with respect to any issue of fact or law set forth in this Consent Agreement and the Final Order, including any right of judicial review under Chapter 7 of the Administrative Procedure Act, 5 U.S.C. §§ 701-706.

4.17. The provisions of this Consent Agreement and the Final Order shall bind Respondent and its agents, servants, employees, successors, and assigns.

4.18. Respondent consents to the conditions specified in this Consent Agreement.

4.19. The above provisions are STIPULATED AND AGREED upon by Respondent and EPA Region 10.

DATED:

19 Feb 2016

FOR RESPONDENT:

RONALD L. ADAMS
Interim Vice-President for Administration
Oregon State University

DATED:

2/23/2016

FOR COMPLAINANT:

EDWARD J. KOWALSKI, Director
Office of Compliance and Enforcement
EPA Region 10

BEFORE THE
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:	)	DOCKET NO. RCRA-10-2016-0047
OREGON STATE UNIVERSITY RCRA ID # ORD053599908 Corvallis, Oregon	)	**FINAL ORDER**
Respondent.	)	

1.1. The Administrator has delegated the authority to issue this Final Order to the Regional Administrator of EPA Region 10, who has redelegated this authority to the Regional Judicial Officer in EPA Region 10.

1.2. The terms of the foregoing Consent Agreement are ratified and incorporated by reference into this Final Order. Respondent is ordered to comply with the terms of settlement.

1.3. The Consent Agreement and this Final Order constitute a settlement by EPA of all claims for civil penalties under RCRA for the violations alleged in Part III of the Consent Agreement. In accordance with 40 C.F.R. § 22.31(a), nothing in this Final Order shall affect the right of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law. This Final Order does not waive, extinguish, or otherwise affect Respondent's obligations to comply with all applicable provisions of RCRA and regulations promulgated or permits issued thereunder.

U.S. Environmental Protection Agency
1200 Sixth Avenue, Suite 900, ORC-113
Seattle, Washington 98101
(206) 553-1037

1.4. This Final Order shall become effective upon filing with the Regional Hearing Clerk.

SO ORDERED this 25th day of February, 2016.

M. SOCORRO RODRIGUEZ
Regional Judicial Officer
EPA Region 10

U.S. Environmental Protection Agency
1200 Sixth Avenue, Suite 900, ORC-113
Seattle, Washington 98101
(206) 553-1037

Certificate of Service

The undersigned certifies that the original of the attached **CONSENT AGREEMENT AND FINAL ORDER, In the Matter of: Oregon State University, Docket No.: RCRA-10-2016-0047**, was filed with the Regional Hearing Clerk and served on the addressees in the following manner on the date specified below:

The undersigned certifies that a true and correct copy of the document was delivered to:

Shirin Gallagher, Assistant Regional Counsel
U.S. Environmental Protection Agency
Region 10, Mail Stop ORC-113
1200 Sixth Avenue, Suite 900
Seattle, Washington 98101

Further, the undersigned certifies that a true and correct copy of the aforementioned document was placed in the United States mail certified/return receipt to:

Ronald L. Adams, Interim Vice-President for Administration
Oregon State University
600 Kerr Administration Building
Corvallis, Oregon 97331

DATED this 25 day of February, 2016.

TERESA LUNA
Regional Hearing Clerk
EPA Region 10