

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 3  
Philadelphia, Pennsylvania 19103

**FILED**  
**Apr 20, 2026**  
**1:37 pm**  
**U.S. EPA REGION 3**  
**HEARING CLERK**

In the Matter of: :  
: :  
Sai Baba, Inc. : U.S. EPA Docket No. RCRA-03-2026-0013  
21 Tuscawilla Drive : :  
Charles Town, West Virginia 25414 : Proceeding under Section 9006 of the Resource  
: Conservation and Recovery Act, 42 U.S.C. Section  
Respondent. : 6991e  
: :  
Handi-Stop : :  
21 Tuscawilla Drive : :  
Charles Town, West Virginia 25414, : :  
: :  
Facility. : :  
: :

**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 Sai Baba, Inc. (“Respondent”) (collectively the “Parties”), pursuant to Section 9006 of the Resource Conservation and Recovery Act (“RCRA” or the “Act”), 42 U.S.C. § 6691e, 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 9006 of RCRA, 42 U.S.C. § 6691e, 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 I, 42 U.S.C. §§ 6991-6991m, 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 has given the West Virginia Department of Environmental Protection ("WVDEP") notice of the issuance of this Consent Agreement and Final Order in accordance with Section 9006(a)(2) of RCRA, 42 U.S.C. § 6991e(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. Except as provided in Paragraph 6 above, Respondent neither admits nor denies the alleged violations of law set forth in this Consent Agreement.
9. 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.
10. 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.
11. 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.

12. Respondent shall bear its own costs and attorney's fees in connection with this proceeding.
13. 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**

14. 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.
15. West Virginia is approved to administer and enforce an underground storage tank program in lieu of the Federal program under Subtitle I of the Act, 42 U.S.C. §§ 6991-6991m. The program, as administered by WVDEP, was approved by the EPA, pursuant to 42 U.S.C. 6991c and 40 C.F.R. Part 281. The EPA approved the West Virginia underground storage tank ("UST") program, set forth in the West Virginia Administrative Code of State Rules ("W. Va. Code R."), Title 33, Series 30, "Underground Storage Tanks," on September 23, 1997, and approval of the West Virginia UST program became effective on February 10, 1998. A subsequent UST program revision application was approved by the EPA on September 11, 2020 and became effective on November 10, 2020.
16. The federally approved West Virginia UST program is enforceable by the EPA pursuant to Section 9006(a) of RCRA, 42 U.S.C. § 6991e(a).
17. The West Virginia UST program regulates USTs used to contain "regulated substances," as that term is defined in Section 9001(7) of RCRA, 42 U.S.C. § 6991(7), and 40 C.F.R. § 280.12, which W. Va. Code R. § 33-30-2 incorporates by reference.
18. At all times relevant to this Consent Agreement, Respondent is, and has been, a "person," as defined by Section 9001(5) of RCRA, 42 U.S.C. § 6991(5), and 40 C.F.R. § 280.12, which W. Va. Code R. § 33-30-2 incorporates by reference.
19. At all times relevant to this Consent Agreement, Respondent is, and has been, the "operator" and/or "owner" of "USTs," as those terms are defined by Section 9001(3), (4), and (10) of RCRA, 42 U.S.C. § 6991(3), (4), and (10), and 40 C.F.R. § 280.12, which W. Va. Code R. § 33-30-2 incorporates by reference, at Respondent's UST facility located at 21 Tusawilla Drive, Charles Town, WV 25414 ("Handi-Stop" or the "Facility").

20. At all times relevant to this Consent Agreement, there are, and there have been, the following four USTs at the Facility that automatic tank gauging (specifically continuous statistical leak detection (“CSLD”)) is being used for tank release detection, each of which contains a regulated substance.
- a. An 8,000-gallon tank that contains premium gasoline (“Tank 1”) and was installed in January 1987. Tank 1 is constructed of double-walled composite material and equipped with pressurized double-walled flexible plastic piping.
  - b. An 8,000-gallon tank that contains regular gasoline (“Tank 2”) and was installed in January 1987. Tank 2 is constructed of double-walled composite material and equipped with pressurized double-walled flexible plastic piping.
  - c. A 4,000-gallon tank that contains regular gasoline (“Tank 3”) and was installed in January 1987. Tank 3 is constructed of double-walled composite material and is equipped with double-walled flexible plastic piping. This tank is siphon-manifolded to Tank 2.
  - d. A 4,000-gallon tank that contains diesel (“Tank 4”) and was installed in January 1987. Tank 4 is constructed of double-walled composite material and equipped with pressurized double-walled flexible plastic piping.
21. Pursuant to Section 9005 of RCRA, 42 U.S.C. § 6991d, on July 13, 2023, the EPA conducted an inspection of the Facility (the “Inspection”) to determine Respondent’s compliance with RCRA Subtitle I and W. Va. Code R. On December 5, 2023, the EPA sent Respondent an Information Request Letter requesting LLD testing records, and annual line tightness testing records or monthly monitoring records from the time period 2019 through the inspection date. The EPA received responses and documentation from Respondent on January 31, 2024, February 1, 2024, and February 19, 2024.

### **Count 1**

#### **Failure to Perform Annual Functionality Testing**

22. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
23. Title 40, Part 280.44(a) of the C.F.R., which the West Virginia Underground Storage Tank (“WVUST”) program adopted by reference in W. Va. Code R. § 33-30-2.1, requires that owners and operators using the method of automatic line leak detectors (“LLDs”),

which alert the operator to the presence of a leak by restricting or shutting off the flow of regulated substances through piping or triggering an audible or visual alarm may be used only if they detect leaks of 3 gallons per hour at 10 pounds per square inch line pressure within one hour. An annual test of the operation of the leak detector must be conducted in accordance with 40 C.F.R. §280.40(a)(3).

24. 40 C.F.R. § 280.40(a)(3)(iii) lists an automatic line leak detector as one piece of equipment that requires annual functionality testing to meet criteria in 40 C.F.R. § 280.44(a) by simulating a leak. Three of the four USTs, Tanks 1, 2, and 4 at the Facility have installed LLDs.
25. At the time of the Inspection, the EPA's Inspector ("Inspector") noted that prior to the Inspection the EPA requested but did not receive LLD testing records. After the EPA sent an Information Request Letter, Respondent provided LLD testing records dated April 8, 2021 and July 20, 2023.
26. The Inspector requested LLD test results for the year 2022, for which testing was due prior to April 8, 2022. Respondent did not provide LLD testing records for the year 2022.
27. The EPA alleges that Respondent failed to perform annual LLD testing on Tanks 1, 2, and 4 from April 8, 2022 to July 19, 2023.
28. Respondent violated 40 C.F.R. § 280.44(a), which W. Va. Code R. § 33-30-2.1 incorporates by reference, by failing to perform annual LLD testing on Tanks 1, 2, and 4 from April 8, 2022 to July 19, 2023.
29. In failing to comply with 40 C.F.R. § 280.44(a), which W. Va. Code R. § 33-30-2.1 incorporates by reference, Respondent is subject to the assessment of penalties under 9006(d) of RCRA, 42 U.S.C. § 6991e(d).

## **Count 2**

### **Failure to Perform Piping Release Detection using Line Tightness Testing or a Monthly Method**

30. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
31. Title 40, Part 280.41(b)(1)(i)(B) of the C.F.R., which the WVUST program adopted by reference in W. Va. Code R. § 33-30-2.1, requires owners and operators of petroleum UST systems using pressurized underground piping installed before April 11, 2016 that conveys regulated substances to have an annual line tightness test conducted in

- accordance with 40 C.F.R. § 280.44(b) or have monthly monitoring conducted in accordance with 40 C.F.R. § 280.44(c).
32. At the time of the Inspection, the Inspector noted that there are four USTs at the Facility and that Tank 3 is siphon-manifolded to Tank 2. The tanks are stated to utilize pressurized piping.
  33. Prior to, and at the time of, the Inspection, the EPA requested Respondent to provide the most recent records of line tightness testing. Respondent failed to provide the records.
  34. In the Information Request Letter, the EPA requested Respondent to provide records of line tightness testing or records documenting monthly monitoring for the time period beginning in 2019 until the date of the Inspection.
  35. Respondent provided line tightness testing results for April 8, 2021 and July 20, 2023. On February 1, 2024, Respondent provided additional records of 0.20 gallon-per-hour monthly testing for June 2023 and July 2023 for all the lines, and August 2023 for Tanks 1 and 4.
  36. On February 7 and 20, 2024, the EPA requested Respondent to provide piping release detection for the year 2022, but Respondent did not provide the requested information.
  37. The EPA alleges that Respondent failed to perform annual piping release detection on the pressurized lines or monthly monitoring from April 8, 2022 to June 2023.
  38. Respondent violated 40 C.F.R. § 280.41(b)(1)(i)(B), which W. Va. Code R. § 33-30-2.1 incorporates by reference, by failing to perform annual piping release detection on the pressurized lines or monthly monitoring from April 8, 2022 to June 2023.
  39. In failing to comply with 40 C.F.R. § 280.41(b)(1)(i)(B), which W. Va. Code R. § 33-30-2.1 incorporates by reference, Respondent is subject to the assessment of penalties under 9006(d) of RCRA, 42 U.S.C. § 6991e(d).

#### **CIVIL PENALTY**

40. 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 two thousand five-hundred dollars (\$2,500), which Respondent shall be liable to pay in accordance with the terms set forth below.

41. In determining the amount of the civil penalty to be assessed, EPA has taken into account the factors specified in Section 9006(c) of RCRA, 42 U.S.C. § 6991e(c). After considering these factors, EPA has determined that an appropriate penalty to settle this action is \$2,500.
42. The civil penalty is also based upon an analysis of Respondent's ability to pay a civil penalty. This analysis was based upon information submitted to the EPA by Respondent including the following: 2020, 2021, 2022 and 2023 federal income tax returns.
43. Respondent agrees to pay a civil penalty in the amount of \$2,500 ("Assessed Penalty"). Based upon Respondent's documented inability to pay claim, and in accordance with applicable laws, the EPA conducted an analysis of Respondent's financial information and determined that the Assessed Penalty is an appropriate amount to settle this action, which Respondent consents to pay as follows.
44. Respondent shall pay the Assessed Penalty and any interest, fees, and other charges due using one of the electronic payment options, 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 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.
45. When making a payment, Respondent shall:
  - a. Identify every payment with Respondent's name and the docket number of this Consent Agreement, RCRA-03-2026-0013.
  - 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):

Ethan Rauf  
Assistant Regional Counsel  
[Rauf.Ethan@epa.gov](mailto:Rauf.Ethan@epa.gov)

U.S. Environmental Protection Agency  
Cincinnati Finance Center  
[CINWD\\_AcctsReceivable@epa.gov](mailto:CINWD_AcctsReceivable@epa.gov),

and

U.S. EPA Region 3 Regional Hearing Clerk  
[R3\\_Hearing\\_Clerk@epa.gov](mailto: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.

46. 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.

47. 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 Internal Revenue Service 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.
48. 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.
  49. Tax Treatment of Penalties. Penalties, interest, and other charges paid pursuant to this Consent Agreement shall not be deductible for purposes of federal taxes.
  50. Payment of the civil penalty is due and payable immediately upon receipt by Respondent of a true and correct copy of the fully executed and filed Consent Agreement and Final Order. Receipt by Respondent or Respondent's legal counsel of such copy of the fully executed Consent Agreement and Final Order, with a date stamp indicating the date on which the Consent Agreement and Final Order was filed with the Regional Hearing Clerk, shall constitute receipt of written initial notice that a debt is owed the EPA by Respondent in accordance with 40 C.F.R. § 13.9(a).
  51. The Parties consent to service of the Final Order by e-mail at the following valid email addresses: [Rauf.Ethan@epa.gov](mailto:Rauf.Ethan@epa.gov) (for Complainant), and [jleiter@bmalaw.net](mailto:jleiter@bmalaw.net) for Respondent.

#### **GENERAL SETTLEMENT CONDITIONS**

52. 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.

53. 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**

54. 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**

55. 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 the RCRA Subtitle I, or any regulations promulgated thereunder.

#### **RESERVATION OF RIGHTS**

56. 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 the 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 I, 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**

57. This Consent Agreement and Final Order shall apply to and be binding upon the EPA, the Respondent and the officers, directors, employees, contractors, successors, agents and assigns of Respondent. By providing the signature below, the person who signs this Consent Agreement on behalf of Respondent is acknowledging that the person signing is fully authorized by the 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**

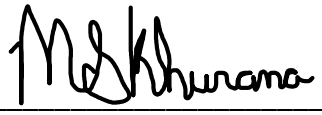
58. The effective date of this Consent Agreement and Final Order (“Effective Date”) is the date on which the Final Order, signed by the Regional Administrator of the EPA, Region 3, or the Regional Administrator’s designee, the Regional Judicial Officer, is filed along with the Consent Agreement with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

#### **ENTIRE AGREEMENT**

59. This Consent Agreement and Final Order constitutes 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: Sai Baba, Inc.

Date: 4/1/2026

By:   
\_\_\_\_\_  
Merika (Sophiya) Khurana  
Manager

For the Complainant:

After reviewing the Consent Agreement and other pertinent matters, I, the undersigned Acting Director of the Enforcement & 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]*

Andrea Bain  
Acting Director  
Enforcement & Compliance Assurance Division  
U.S. EPA – Region 3  
Complainant

Attorney for Complainant:

By: \_\_\_\_\_

**Ethan Rauf**

Digitally signed by Ethan Rauf  
Date: 2026.04.16 15:20:36 -04'00'

*[Digital Signature and Date]*

Ethan Rauf  
Assistant Regional Counsel  
U.S. EPA – Region 3

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 3  
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Charles Town, West Virginia 25414, :  
Facility. :  
:

**FINAL ORDER**

Pursuant to the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 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: \_\_\_\_\_  
[Digital Signature and Date]  
Regional Judicial and Presiding Officer  
U.S. EPA Region 3

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
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: Facility. :  
:

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**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:

Merika (Sophiya) Khurana  
Sai Baba, Inc.  
[ambso@gmail.com](mailto:ambso@gmail.com)  
21 Tuscawilla Drive  
Charles Town, West Virginia 25414

Jeffrey Leiter  
Bassman, Mitchell, Alfano & Leiter  
[jleiter@bmalaw.net](mailto:jleiter@bmalaw.net)  
1707 L Street, N.W.  
Washington, D.C. 20036

Ethan Rauf  
Assistant Regional Counsel  
U.S. EPA, Region 3  
[Rauf.Ethan@epa.gov](mailto:Rauf.Ethan@epa.gov)

Melissa Toffel  
UST Enforcement & Compliance Officer  
U.S. EPA, Region 3  
[Toffel.Melissa@epa.gov](mailto:Toffel.Melissa@epa.gov)

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*[Digital Signature and Date]*

Regional Hearing Clerk

U.S. Environmental Protection Agency, Region 3