



ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.

In re:
Vorbeck Materials
8306 Patuxent Range Road
Jessup, MD 20797
Docket No. TSCA-HQ-2022-5003

FINAL ORDER

On March 15, 2022, the U.S. Environmental Protection Agency's (EPA's) Office of Civil Enforcement, Waste and Chemical Enforcement Division filed a complaint against Vorbeck Materials ("Vorbeck") alleging that Vorbeck had violated Section 12(b) of the Toxic Substances Control Act ("TSCA"), 15 U.S.C. § 2611(b), and the Notice of Export rule requirements at 40 C.F.R. part 707, Subpart D. The Complaint sought a penalty of \$8,277.

EPA's Consolidated Rules of Practice, codified at 40 C.F.R. part 22, govern this administrative enforcement proceeding. Pursuant to 40 C.F.R. section 22.18(a), a respondent may opt for a quick resolution of an enforcement proceeding at any time by paying the penalty proposed in the complaint. 40 C.F.R. § 22.18(a)(1)-(2). The rules further provide that upon payment in full of the penalty, in cases initiated at EPA Headquarters, the Environmental Appeals Board ("Board") must issue a final order. Id. § 22.18(a)(3).

On April 15, 2022, EPA's Office of Enforcement and Compliance Assurance notified the Board that EPA has received full payment of the penalty (\$8,277) from Vorbeck to resolve the above-captioned matter. Payment by Vorbeck constituted a waiver of Vorbeck's rights

to contest the allegations in the Complaint and to appeal this Final Order. *See* 40 C.F.R. § 22.18(a)(3). In accordance with 40 C.F.R. section 22.18(a)(3), the above-captioned matter is hereby **RESOLVED**.

So ordered.¹

Date: Apr 19, 2022

ENVIRONMENTAL APPEALS BOARD

By: 

Kathie A. Stein
Environmental Appeals Judge

¹ The three-member panel deciding this matter is composed of Environmental Appeals Judges Aaron P. Avila, Wendy L. Blake, and Kathie A. Stein.

CERTIFICATE OF SERVICE

I certify that copies of the foregoing Final Order, in the matter of Vorbeck Materials, Docket No. TSCA-HQ-2022-5003, were sent to the following persons in the manner indicated:

By E-mail:

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Dated: Apr 19, 2022

Emilio Cortes

Emilio Cortes
Clerk of the Board