

Professional Contract Sterilization Inc.

CAA - Base Policy

Penalty First Drafted: 2-Jun-22

Amended: 5-Oct-22

Amended: 9-Jan-23

By: Darren Fortescue Senior Enforcement Coordinator Air Compliance Section

Reason: To reconcile the language used in the Penalty Policy to that used in the worksheet and to correct the gravity adjustment cells (Note: this did not adjust the final penalty)

Reason: To correct the start date of violation 1. This correction does not adjust final penalty amount.

Penalty: \$126,781

| | | | |
|----------------------------------|--------|-------------------------------------|-----------|
| Estimated Date of Filing | 6/6/22 | Violator Size | \$5,000 |
| 5 years back from date of Filing | 6/6/17 | Preliminary Gravity | \$100,651 |
| | | Total Gravity | \$105,651 |
| | | Degree of Willfulness or Negligence | 20% |
| | | Economic Benefit | \$0 |
| | | Litigation Risk | |
| | | Final Penalty | \$126,781 |

| Count | CAA Penalty Policy / Appendix | Inflation Rate | Violation Description | Regulation(s) | Violation Classification | Begin Date of Violation | Effective Begin Date of Violation | End Date of Violation | Total Duration of Violation (months) | Importance to Regulatory Scheme | Actual or Possible Harm (includes level of violation and sensitivity to environment / toxicity of pollutant) | Duration Penalty | Manual Adjustment to Duration | Pre-Inflation Total | Inflation* | Inflation-Adjusted Total | Comments |
|---|-------------------------------|----------------|--|--|--------------------------|-------------------------|-----------------------------------|-----------------------|--------------------------------------|---------------------------------|--|------------------|-------------------------------|---------------------|------------|--------------------------|---|
| 1 | Policy | 2.01302 | Failure to respond to a reporting requirement issued by EPA (ICR), | Section 114(a)(1) of the Clean Air Act, 42 U.S.C. § 7414(a)(1) | Reporting | 11/19/21 | 11/19/21 | 7/1/22 | 7 | \$15,000 | | \$15,000 | | \$30,000 | \$30,391 | \$60,391 | On September 13, 2021, EPA issued an Information Collection Request letter to PCS to gather information to assist in rule making. PCS has failed to submit a response to this ICR. This was submitted on 07/06/2022 |
| 2 | Policy | 2.01302 | Failure to respond to a reporting requirement issued by EPA (114TO), | Section 114(a)(1) of the Clean Air Act, 42 U.S.C. § 7414(a)(1) | Reporting | 5/7/22 | 5/7/22 | 6/7/22 | 1 | \$15,000 | | \$5,000 | | \$20,000 | \$20,260 | \$40,260 | On April 7, 2022 EPA issued PCS a Reporting Requirement/Testing Order under Section 114(a)(1) of the Clean Air Act. The Testing Order required that PCS submit to EPA a Test Plan/Protocol within 30 days of receipt. PCS has failed to submit a Plan/Protocol. This was submitted on 06/07/2022 |
| 3 | Policy | 2.01302 | | | | | 6/6/17 | | 0.0 | | | \$0 | | \$0 | \$0 | \$0 | |
| 4 | Policy | 2.01302 | | | | | 6/6/17 | | 0.0 | | | \$0 | | \$0 | \$0 | \$0 | |
| 5 | Policy | 2.01302 | | | | | 6/6/17 | | 0.0 | | | \$0 | | \$0 | \$0 | \$0 | |
| 6 | Policy | 2.01302 | | | | | 6/6/17 | | 0.0 | | | \$0 | | \$0 | \$0 | \$0 | |
| 7 | Policy | 2.01302 | | | | | 6/6/17 | | 0.0 | | | \$0 | | \$0 | \$0 | \$0 | |
| 8 | Policy | 2.01302 | | | | | 6/6/17 | | 0.0 | | | \$0 | | \$0 | \$0 | \$0 | |
| 9 | Policy | 2.01302 | | | | | 6/6/17 | | 0.0 | | | \$0 | | \$0 | \$0 | \$0 | |
| 10 | Policy | 2.01302 | | | | | 6/6/17 | | 0.0 | | | \$0 | | \$0 | \$0 | \$0 | |
| Unless otherwise footnoted, all calculations are based on the Clean Air Act Stationary Source Civil Penalty Policy - October 25, 1991 | | | | | | | | | | | | | | | | Preliminary Gravity | \$40,260 |

| Notes: | | |
|-------------------|--|--|
| Violator Size: | | Assume net worth is between \$100,001 - \$1,000,000. Size of Violator = \$5,000. |
| Economic Benefit: | | No economic benefit has been assessed for failure to respond to the reporting requirement. |
| Cooperation: | | |
| Litigation Risk: | | |