



payment in full of the penalty, in cases initiated at EPA Headquarters, the Environmental Appeals Board ("Board") must issue a final order. 40 C.F.R. § 22.18(a)(3).

On September 15, 2016, EPA's Office of Enforcement and Compliance Assurance notified the Board that EPA has received full payment of the penalty (\$109,599) from Bruggemann to resolve the above-captioned matter. Payment by Bruggemann constituted a waiver of Bruggeman's right 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. § 22.18(a)(3), the above-captioned matter is hereby **RESOLVED**.

So ordered.<sup>1</sup>

Date: 09/27/16

ENVIRONMENTAL APPEALS BOARD

By: 

Aaron P. Avila

Environmental Appeals Judge

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<sup>1</sup> The three-member panel deciding this matter is composed of Environmental Appeals Judges Aaron P. Avila, Kathie A. Stein, and Mary Beth Ward.

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing **FINAL ORDER** in the matter of BruggemannChemical; BruggemanChemical U.S., Inc., Docket No. TSCA-HQ-2016-5014, were sent to the following persons in the manner indicated:

**By U.S. First Class Mail:**

Mr. Edward McDade III  
President  
BruggemannChemical  
BruggemanChemical, U.S., Inc.  
18 Campus Blvd., Suite 100  
Newtown Square, PA 19073

**By Pouch Mail:**

Geraldine Gardner  
Mail Code: 2249A  
Waste and Chemical Enforcement Division  
Office of Enforcement and Compliance  
Assurance  
U.S. Environmental Protection Agency  
1200 Pennsylvania Ave., NW  
Washington, DC 20460

Dated: SEP 27 2016



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Annette Duncan  
Secretary