

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

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In re: )  
          ) )  
          ) )  
HAGERSTOWN AIRCRAFT )  
SERVICES, INC., )  
                                  ) )  
                                  Respondent )  
                                  ) )  
Docket No. RCRA-03-2011-0112 )

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**MOTION TO SET ASIDE DEFAULT ORDER AND  
TEMPORARILY STAY PROCEEDINGS**

**Exhibit B**



**Maryland Department of Environment**  
**Land Management Administration**  
**Hazardous Waste Program**  
**1800 Washington Blvd, Baltimore MD 21230**  
**(410) 537-3400**

**Report of Observations**

<b>RCRA ID #:</b>	MDD042682398	<b>Generator Status:</b>	LQG
<b>Facility Name:</b>	Hagerstown Aircraft Services (HAS)		
<b>Address:</b>	14235 Oak Springs Road		
<b>City:</b>	Hagerstown	<b>State:</b>	MD
<b>County:</b>	Washington	<b>Zip:</b>	21742
<b>Site Contact:</b>	Kim Potter		
<b>Title:</b>	Owner/Operator	<b>Phone #:</b>	(301) 733-7604
<b>Inspection Type:</b>	CEI-On-Site	<b>Activity #:</b>	
<b>Inspection Start Date:</b>	June 26 <sup>th</sup> , 2013		
<b>End Date:</b>	June 26 <sup>th</sup> , 2013		
<b>MDE Lead Inspector:</b>	Anthony Enweze		
<b>Other Inspector:</b>	Paul Sudano		

**Documentation**

<input checked="" type="checkbox"/> Photos/Videos taken	<input type="checkbox"/> Other documentation
<input type="checkbox"/> Documents obtained from facility	<input type="checkbox"/> Request for submission of documents
<input type="checkbox"/> Samples taken by outside source	<input type="checkbox"/> Samples taken by the Department

**Checklist:**             Generator                             TSD Facility

**Introduction**

On June 26<sup>th</sup>, 2013, Maryland Department of the Environment (MDE) visited the facility to conduct a follow-up inspection. Mr. Paul Sudano and I of MDE arrived at the facility on June 26, 2013 at 11:55 AM. We met with Ms. Kim Porter, the facility owner, staff consultant, Andy Shanholtz, and Keith Sheffler, HAS operation Manager and we held a pre-inspection meeting. I explained to the team that MDE visit at the facility is to follow-up on progress made in corrective actions on violations observed from May 3<sup>rd</sup>, 2013 inspection. Shortly after discussion, Mr. Sheffler left us with Ms. Potter and Mr. Shanholtz to lead us through the inspection process.

Before the facility tour, I reviewed the hazardous waste generator notification package I brought with me to enable the facility file for name change from Alphin Aircraft to Hagerstown Aircraft Services. Mr. Shanholtz completed the form and handed it back to me for return to MDE operational services program.

**Review and observation of outstanding issues**

Mr. Sudano and I went through the facility and reviews and observed:

1. The weekly inspection log for the less than 90-day storage is yet to be put in place and Mr. Shanholtz stated that the correction is in progress and will be complete within a day.
2. The contingency plan preparation was in progress and to be complete within two weeks.
3. Labels and accumulation start date are to be placed on containers. Mr. Shanholtz stated that Safety Kleen, hire contractor service is expected to be at the facility the next day. Thursday, June 27, 2013 to help in the corrective action measures.
4. Aerosol and universal waste containers (drum and boxes) were purchased to be used for the collection of the waste before disposal.
5. 55-gallon drums containing unknown material were being characterized and will be completed by Safety Kleen the next day according to Mr. Shanholtz.
6. Several 55-gallon containing hazardous waste observed during May 3<sup>rd</sup>, 2013 inspection were removed and disposed by Safety Kleen.
7. The stripper waste/recycling system was ready for dismantle pending the electrician disconnecting the unit from power source, according to Mr. Shanholtz.

### **Conclusion**

The inspection ended with a post-inspection meeting. Ms. Potter and Mr. Shanholtz were informed of MDE intention to come back for another follow-up inspection to observe the corrective measures taken to return the facility to compliance.

**Maryland Department of the Environment (MDE)  
Hazardous Waste Program  
Official Photograph Sheet**

<b>Location:</b>	14235 Oak Springs Road, Hagerstown in Washington County						
<b>Photographer:</b>	Anthony N. Enweze			<b>Witness:</b>			
<b>Photo #</b>	1	of	4	<b>Date:</b>	6/26/2013	<b>Time:</b>	
<b>Description:</b>	Drums containing small amount of material awaiting characterization						



<b>Description:</b>	Sludge from recycler for waste determination
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**Maryland Department of the Environment (MDE)  
Hazardous Waste Program  
Official Photograph Sheet**

<b>Location:</b>	14235 Oak Springs Road, Hagerstown in Washington County						
<b>Photographer:</b>	Anthony N. Enweze			<b>Witness:</b>	None		
<b>Photo #</b>	2	of	4	<b>Date:</b>	6/26/2013	<b>Time:</b>	
<b>Description:</b>	Universal Waste Boxes						



<b>Description:</b>	Waste Drum awaiting characterization
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