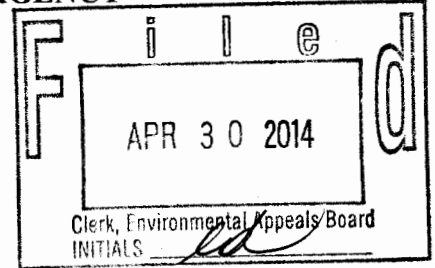


**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**



In re:)
)
)

Boulder Scientific Company,)
Respondent.)
)
)
)
_____)

) Docket No. TSCA-HQ-2014-5005

FINAL ORDER

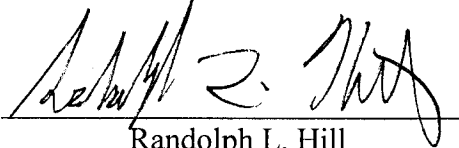
On March 20, 2014, the U.S. Environmental Protection Agency's (EPA's) Office of Civil Enforcement, Waste and Chemical Enforcement Division, filed a complaint against Boulder Scientific Company alleging that Boulder Scientific had violated sections 8(a), 12(b) and 15(3)(B) of the Toxic Substances Control Act, 15 U.S.C. §§ 2607(a), 2611(b), and 2614(3)(B). The Complaint sought a penalty of \$14,450.

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. 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. *See* 40 C.F.R. §§ 22.18(a)(1) and (2). The rules further provide that upon payment in full of the penalty, in cases initiated at EPA Headquarters, the Environmental Appeals Board ("Board") shall issue a final order. 40 C.F.R. § 22.18(a)(3).

On April 21, 2014, the Board received notification from EPA's Office of Enforcement and Compliance Assurance that EPA has received full payment of the penalty (\$14,450) from Boulder Scientific to resolve the above-captioned matter. Payment by Boulder Scientific constituted a waiver of Boulder Scientific'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. § 22.18(a)(3), the Board issues this Final Order resolving the above-captioned matter civilly for the facts and violations alleged in the Complaint.

So ordered.¹

Date: April 30, 2014


Randolph L. Hill
Judge, Environmental Appeals Board

¹ The three-member panel that decided this matter is composed of Environmental Appeals Judges Leslye M. Fraser, Randolph L. Hill, and Kathie A. Stein.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Final Order in the Matter of Boulder Scientific Company, Docket No. TSCA-HQ-2014-5005, were sent to the following persons in the manner indicated:

By Facsimile and Pouch Mail:

Erin Saylor, Attorney Advisor
Waste and Chemical Enforcement Division
Office of Civil Enforcement
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., N.W. (Mail Code 2249A)
Washington, D.C. 20460
Ph: 202-564-6124
Fax: 202-564-0035

By First Class U.S. Mail:

Scott Birmingham
Chief Executive Officer
Boulder Scientific Company
P.O. Box 548
Mead, CO 80542



Annette Duncan, Secretary
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001

APR 30 2014

Dated: _____