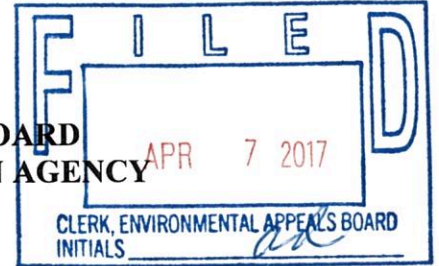


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re: )

Whole Foods Market Group, Inc., )  
Whole Foods Market California, Inc., )  
Mrs. Gooch's Natural Food Markets, Inc., )  
Whole Foods Market Pacific Northwest, Inc., )  
Whole Foods Market Rocky Mountain/  
Southwest, LP, )  
WFM Northern Nevada, Inc., )  
WFM Southern Nevada, Inc., )  
WFM Hawaii, LLC, )  
WFM-WO, Inc., )  
Nature's Heartland, Inc., )  
WFM Nebraska, LLC, and )  
Whole Foods Market Lusher )  
Frisco CO, LLC )

Docket No. RCRA-HQ-2017-0001

**FINAL ORDER**

Pursuant to 40 C.F.R. § 22.18(b)-(c) of EPA's Consolidated Rules of Practice, the attached Consent Agreement resolving this matter is incorporated by reference into this Final Order and is hereby ratified.

The Respondents are ORDERED to comply with the terms of the Consent Agreement, effective immediately.

So ordered.<sup>1</sup>

**ENVIRONMENTAL APPEALS BOARD**

Dated: 4/7/2017

Mary Beth Ward  
Mary Beth Ward  
Environmental Appeals Judge

<sup>1</sup> The panel ratifying this matter is comprised of Environmental Appeals Judges Aaron P. Avila, Mary Kay Lynch, and Mary Beth Ward.

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing "Consent Agreement" and "Final Order" in the matter of *Whole Foods Market Group, Inc., et al.*, Docket No. RCRA-HQ-2017-0001, were filed and copies of the same were sent to the following persons in the manner indicated below:

### **Via Interoffice Mail:**

Laura K. Welles, Esq.  
Waste and Chemical Enforcement Division  
Office of Civil Enforcement  
1200 Pennsylvania Avenue, N.W.  
Mail Code 2249A  
Washington, D.C. 20460

### **Via U.S. Certified Mail:**

John H. Hempfling II, Esq.  
Whole Foods Market Central Office  
550 Bowie Street  
Austin, Texas 78703

Jennifer Hartman King, Esq.  
King Williams LLP  
520 Capitol Mall, Suite 750  
Sacramento, California 95814

Dated: APR - 7 2017



\_\_\_\_\_  
Annette Duncan  
Administrative Specialist  
Environmental Appeals Board