



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
FOUR PENN CENTER – 1600 JOHN F. KENNEDY BLVD.
PHILADELPHIA, PENNSYLVANIA 19103**

Via E-Mail to cgifford@tmsinternational.com

Caitlin R. Gifford, Senior Vice President, and General Counsel
TMS International LLC
516 Delwar Road
West Mifflin, PA 15236

Re: Clean Air Act - Administrative Compliance Order on Consent
In the Matter of: TMS International LLC.
Docket No. CAA-03-2023-0079DA

Dear Ms. Caitlin Gifford:

Attached is an Administrative Compliance Order on Consent (“Consent Order”) that the United States Environmental Protection Agency (“EPA”) is issuing to TMS International LLC (“TMS”). EPA is issuing this Consent Order to TMS pursuant to its authority under Section 113(a) of the Clean Air Act (“CAA” or the “Act”), 42 U.S.C. § 7413(a), for TMS’s alleged violation of CAA Section 113(a)(1), 42 U.S.C. § 7413(a)(1), and requirements of the federally enforceable PA SIP, at its metal scrap shredding facility located at 516 Delwar Road, West Mifflin, Allegheny County, Pennsylvania (the “Facility”). The attached Consent Order is effective immediately upon your receipt and requires immediate compliance with the requirements as stated in the Consent Order. Any violation of this Consent Order is subject to civil penalties under Section 113(b)(2) and (d)(1) of the Act, 42 U.S.C. §§ 7413(b)(2) and 7413(d)(1).

As noted above, the attached Consent Order takes effect immediately upon your receipt, whereupon it will remain in effect unless and until terminated in accordance with the requirements of Section I (Termination) therein. For any questions relating to the Consent Order, please contact, or have your legal counsel contact Humane Zia, Sr. Assistant Regional Counsel, at (215) 814-3454 or Zia.Humane@epa.gov.

Sincerely,

Karen Melvin, Director
Enforcement and Compliance Assurance Division
United States Environmental Protection Agency
Region III

Attachment – Consent Order (Docket No. CAA-03-2023-0079DA)

cc: Jerimi Yost, TMS (jjost@tmsinetnational.com)
with copy to: notices@tmsinternational.com
Allason Hoyt, ACHS (Allason.Holt@AlleghenyCounty.US)
Kim Laufenberg, EPA (Laufenberg.Kim@epa.gov)
Humane Zia, EPA (Zia.Humane@epa.gov)
U.S. EPA Region III Regional Hearing Clerk (R3_Hearing_Clerk@epa.gov)