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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 RENNER BOULEVARD
LENEXA, KANSAS 66219

IN THE MATTER OF:)
)
Cemen Tech, Inc.)
1700 North 14th Street)
Indianola, Iowa 50125,)
)
Respondent.)
)
Proceeding under Sections 3008(a) and (g))
of the Resource Conservation and)
Recovery Act as amended,)
42 U.S.C. §§ 6928(a) and (g))
)

**CONSENT AGREEMENT
AND FINAL ORDER**

Docket No. RCRA-07-2018-0182

I. PRELIMINARY STATEMENT

The U.S. Environmental Protection Agency (EPA), Region 7 (Complainant) and Cemen Tech, Inc. (Respondent) have agreed to a settlement of this action before the filing of a complaint, and thus this action is simultaneously commenced and concluded pursuant to Rules 22.13(b) and 22.18(b)(2) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (Consolidated Rules of Practice), 40 Code of Federal Regulations (C.F.R.) §§ 22.13(b) and 22.18(b)(2).

II. ALLEGATIONS

Jurisdiction

1. This administrative action is being conducted pursuant to Sections 3008(a) and (g) of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976 (RCRA), and the Hazardous and Solid Waste Amendments of 1984, 42 U.S.C. §§ 6928(a) and (g), and in accordance with the Consolidated Rules of Practice. This authority has been delegated by the Administrator of EPA to the Regional Administrator and further delegated to the Director of the Air and Waste Management Division.

2. This Consent Agreement and Final Order serves as notice that the EPA has reason to believe that Respondent violated Section 3005 of RCRA, 42 U.S.C § 6925, the standards applicable to generators of hazardous waste including performing hazardous waste

determinations (40 C.F.R. Part 262), the standards for the management of used oil (40 C.F.R. Part 279), and the standards for universal waste management (40 C.F.R. Part 273).

Parties

3. Complainant is the Branch Chief of the Waste Enforcement and Materials Management Branch in the Air and Waste Management Division of EPA, Region 7, as duly delegated by the Administrator of EPA.

4. Respondent is Cemen Tech, Inc., a corporation authorized to operate under the laws of Iowa.

Statutory and Regulatory Framework

5. When EPA determines that any person has violated or is in violation of any RCRA requirement, EPA may issue an order assessing a civil penalty for any past or current violation and/or require immediate compliance or compliance within a specified time period pursuant to Section 3008(a) of RCRA, 42 U.S.C. § 6928(a).

6. Section 3008(g) of RCRA, 42 U.S.C. § 6928(g), authorizes a civil penalty of not more than \$25,000 per day for violations of Subchapter III of RCRA (Hazardous Waste Management). The Federal Civil Penalties Inflation Adjustment Act of 1990, 28 U.S.C. § 2461, as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701, and most recently by the Federal Civil Penalties Inflation Adjustment Improvements Act of 2015, 28 U.S.C. § 2461, and implementing regulations at 40 C.F.R. Part 19, increased these statutory maximum penalties to \$37,500 for violations that occurred from January 12, 2009, through November 2, 2015, and to \$95,284 for violations that occur after November 2, 2015. Based upon the facts alleged in this Consent Agreement and Final Order, and upon those factors which Complainant must consider pursuant to Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3), as discussed in the RCRA Civil Penalty Policy issued by EPA in June 2003, the Complainant and Respondent agree to the payment of a civil penalty pursuant to Section 3008(g) of RCRA, 42 U.S.C. § 6928(g), and to take the actions required by the Final Order, for the violations of RCRA alleged in this Consent Agreement and Final Order.

General Factual Background

7. Respondent is a corporation and authorized to conduct business within the State of Iowa. Respondent is a "person" as defined in Section 1004(15) of RCRA, 42 U.S.C. § 6903(15).

8. Respondent's facility is located at 1700 North 14th Street, Indianola, Iowa 50125. Respondent manufactures different sizes and shapes of volumetric concrete mixers and conducts metal fabrication, including cutting and shaping, parts machining, welding, cleaning, painting

and equipment maintenance. Respondent employs approximately 110 people.

9. On or about March 6, 2000, Respondent notified EPA, pursuant to Section 3010 of RCRA, 42 U.S.C. § 6930, as a Small Quantity Generator (SQG) of hazardous waste pursuant to Section 3010 of RCRA, 42 U.S.C. § 6930. SQGs generate less than 1,000 kilograms per month of hazardous waste, but more than 100 kilograms per month and less than 1 kilogram per month of acutely hazardous waste.

10. On or about April 19, 2016, EPA inspectors conducted a RCRA Compliance Evaluation Inspection (hereinafter "the inspection") of the hazardous waste management practices at Respondent's facility. At the time of inspection, Respondent was operating as a Small Quantity Generator of hazardous waste, a Small Quantity Handler of universal waste, and used oil generator.

11. At the time of the inspection, the following solid hazardous wastes were present:
 - a. Two 55-gallon containers of liquid waste/solvent located inside the paint kitchen.
12. At the time of the inspection, the following hazardous wastes were present:
 - a. Eight 5-gallon containers containing waste paint/solvent;
 - b. Six 5-gallon containers;
 - c. Two 1-gallon containers;
 - d. Four sealed cardboard containers filled with paint booth filters; and
 - e. Soiled disposable wipes and disposable Nitrile gloves located in the paint booth and general trash bin.
13. At the time of the inspection, the following used oil containers were present:
 - a. Three 55-gallon drums; and
 - b. One 230-gallon used oil tote.
14. At the time of the inspection, the following universal waste containers were present:
 - a. Four spent Sylvania metal halide lamps stored on the floor of the UW storage area;
 - b. One 2-foot spent fluorescent lamp;
 - c. Sixty-Seven spent 4-foot fluorescent lamps; and
 - d. A container of a variety of waste batteries that were dated and being managed as UW.

15. Respondent has been assigned the following EPA ID Number: IAD984569921.

Violations

16. Complainant hereby states and alleges that Respondent has violated RCRA and the federal regulations promulgated thereunder, as follows:

Count 1

Failure to Conduct Hazardous Waste Determinations

17. Complainant hereby incorporates the allegations contained in Paragraphs 7 through 15 above, as if fully set forth herein.

18. Pursuant to 40 C.F.R. § 262.11, a generator of solid waste, as defined in 40 C.F.R. §§ 260.10 and 261.2, must determine if that waste is a hazardous waste using methods prescribed in the regulations.

19. At the time of the inspection, it was determined that Respondent was generating the following solid waste streams in the paint kitchen or paint booth:

- a. Six, open, ½ full, 5-gallon containers and two, open, 1-gallon containers of unknown liquid in the paint kitchen;
- b. Disposable wipes and gloves used in the paint booth.

20. At the time of the inspection, Respondent had not conducted hazardous waste determinations on any of the solid waste streams described in Paragraph 19 above.

21. Respondent's failure to perform a hazardous waste determinations on the above-referenced solid waste streams are violations of 40 C.F.R. § 262.11.

Count 2

**Operating as a Treatment, Storage or Disposal Facility
Without a RCRA Permit or RCRA Interim Status**

22. Complainant hereby incorporates the allegations contained in Paragraphs 7 through 15 above, as if fully set forth herein.

Generator Requirements

23. The regulations at 40 C.F.R. § 262.34(d) state that a generator may accumulate hazardous waste on-site for one hundred eighty (180) days or less without a permit or without interim status, provided the conditions listed in 40 C.F.R. § 262.34(d)(1)-(5) are met. If a generator fails to comply with any of these conditions, the generator is not allowed to store hazardous waste at their facility for any length of time without first obtaining a hazardous waste permit. Respondent failed to comply with the following conditions:

Failure to close hazardous waste accumulation containers

24. The regulations at 40 C.F.R. § 262.34(d)(2) require that while being accumulated on-site, the hazardous waste must be placed in containers and the generator must comply with the applicable requirements of Subpart I of 40 C.F.R. Part 265.

25. Pursuant to 40 C.F.R. § 265.173(a), as found in 40 C.F.R. Part 265, Subpart I, generators must close hazardous waste storage containers during storage.

26. At the time of the inspection, the following hazardous waste accumulation containers were open:

- a. Eight 5-gallon containers awaiting solvent reclamation; and
- b. Open funnel in unlabeled 55-gallon drum containing paint and solvent waste.

Failure to date hazardous waste accumulation containers

27. The regulations at 40 C.F.R. § 262.34(a)(2), as referenced by 40 C.F.R. § 262.34(d)(4), require generators to clearly mark the date upon which each period of accumulation began on each container.

28. At the time of the inspection, the following hazardous waste accumulation containers were not marked with the date upon which accumulation began:

- a. Eight, 5-gallon containers awaiting solvent reclamation; and
- b. Two, 55-gallon drums containing hazardous wastes solids and liquids in paint kitchen.

Failure to label hazardous waste accumulation containers

29. The regulations at 40 C.F.R. § 262.34(a)(3), as referenced by 40 C.F.R. § 262.34(d)(4), require generators to clearly mark each container of hazardous waste with the words "Hazardous Waste" while accumulating on-site.

30. At the time of the inspection, the following hazardous waste accumulation containers were not marked with the words "Hazardous Waste":

- a. Four boxes of paint booth filters;
- b. Eight, 5-gallon containers awaiting solvent reclamation; and
- c. Two, 55-gallon drums containing hazardous waste solids and liquids in the paint kitchen.

Failure to have an emergency coordinator on site or on call

31. The regulations at 40 C.F.R. § 262.34(d)(5)(i) require, in part, that the generator must have at least one employee either on the premises or on call with the responsibility for coordinating all emergency response measures specified in paragraph 40 C.F.R. § 262.34(d)(5)(iv).

32. At the time of the inspection, there was not a specific emergency coordinator identified.

Failure to post emergency information by the telephone

33. The regulations at 40 C.F.R. § 262.34(d)(5)(ii) require, in part, that the generator must post certain emergency information next to the telephone to include: Name and telephone number of the emergency coordinator; location of fire extinguishers and spill control materials, and, if present, fire alarm; and the telephone number of the fire department unless the facility has a direct alarm.

34. At the time of the inspection, the facility had not posted such information by the telephone.

Satellite Accumulation

35. The regulations at 40 C.F.R. § 262.34(c)(1) allow a generator to accumulate as much as fifty-five (55) gallons of hazardous waste or one quart of acutely hazardous waste listed in § 261.33(e) in containers at or near any point of generation where waste initially accumulates, which is under the control of the operator of the process generating the waste, without a permit or interim status and without complying with § 262.34(a) or (d) provided the generator comply with various handling requirements. This type of accumulation is known as "satellite accumulation." At the time of the inspection, Respondent failed to comply with the following satellite accumulation requirements:

Failure to close satellite accumulation container

36. The regulations at 40 C.F.R. § 262.34(c)(1)(i), referencing 40 C.F.R. § 265.173(a), allow a generator to accumulate as much as fifty-five (55) gallons of hazardous waste in a satellite accumulation area, provided the container holding hazardous waste is always closed during storage, except when it is necessary to add or remove waste.

37. At the time of the inspection, the following satellite accumulation containers containing hazardous waste were open:

- a. Two, 5-gallon containers in paint booths.

Failure to identify the contents of satellite accumulation container

38. The regulations at 40 C.F.R. § 262.34(c)(1)(ii), allow a generator to accumulate as much as fifty-five (55) gallons of hazardous waste in a satellite accumulation area, provided the container holding hazardous waste is marked with the words "Hazardous Waste" or with other words that identify the contents of the container.

39. At the time of the inspection, the following satellite accumulation containers containing hazardous waste were not marked:

- a. Two, 5-gallon containers in paint booths.

40. Because Respondent failed to comply with the generator requirements as set forth in Paragraphs 22 through 39 above, Respondent was not authorized to store hazardous waste at its facility for any length of time, and therefore was operating a hazardous waste storage facility without a permit in violation of Section 3005 of RCRA, 42 U.S.C. § 6925.

Count 3

Failure to Comply with Universal Waste Management Requirements

41. Complainant hereby incorporates the allegations contained in Paragraphs 7 through 15 above, as if fully set forth herein.

Failure to label universal waste containers

42. The regulations at 40 C.F.R. § 273.14(e) require small quantity handlers of universal waste to clearly label or mark each lamp or container or package in which such lamps

are contained with one of the following phrases: “Universal Waste—Lamp(s)” or “Waste Lamp(s),” or “Used Lamp(s).”

43. At the time of the inspection, the following lamps or containers or packages were not properly labeled or marked:

a. The small cardboard box containing Sixty-Seven spent 4-foot fluorescent lamps was not labeled.

44. Respondent’s failure to properly label the universal waste lamp containers described above is a violation of 40 C.F.R. § 273.14(e).

Failure to date universal waste containers

45. The regulations at 40 C.F.R. § 273.15(c)(1) require small quantity handlers of universal waste to demonstrate the length of time that the universal waste has been accumulated from the date it becomes a waste or is received.

46. At the time of the inspection, Respondent failed to label the following containers with the earliest date that any universal waste in the container became a waste or was received:

- a. Four spent Sylvania metal halide lamps stored on the floor of the UW storage area;
- b. One 2-foot spent fluorescent lamp; and
- c. Sixty-Seven spent 4-foot fluorescent lamps.

47. Respondent’s failure to label the universal waste containers described above with the earliest date that any universal waste in the container became a waste or was received is a violation of 40 C.F.R. § 273.15(c)(1).

Failure to close universal waste containers

48. The regulations at 40 C.F.R. § 273.13(d)(1) require a small quantity handler of universal waste to manage lamps in a way that prevents releases by containing the lamps in containers or packages that are structurally sound, adequate to prevent breakage, and compatible with the contents of the lamps. Such containers and packages must remain closed and must lack evidence of leakage, spillage or damage that could cause leakage under reasonably foreseeable conditions.

49. At the time of the inspection, Respondent failed to close the following containers or packages to prevent releases and breakage:

- a. Four spent Sylvania metal halide lamps stored on the floor of the UW

storage area.

- b. One 2-foot spent fluorescent lamp; and
- c. Sixty-Seven spent 4-foot fluorescent lamps.

50. Respondent's failure to close the universal waste containers or packages described above to prevent releases and breakage are violations of 40 C.F.R. § 273.13(d)(1).

Count 4

Failure to Comply with Used Oil Regulations

51. Complainant hereby incorporates the allegations contained in Paragraphs 7 through 15 above, as if fully set forth herein.

Failure to properly label used oil containers

52. The regulations at 40 C.F.R. § 279.22(c)(1) require used oil generators to label or clearly mark containers and above ground tanks used to store used oil at generator facilities with the words "Used Oil."

53. At the time of the inspection, Respondent failed to label or clearly mark the following used oil containers: Two, 55-gallon drums, each 1/3 full.

54. Respondent's failure to properly label the containers of used oil described above is a violation of 40 C.F.R. § 279.22(c)(1).

CONSENT AGREEMENT

55. Respondent and EPA agree to the terms of this Consent Agreement and Final Order and Respondent agrees to comply with the terms of the Final Order portion of this Consent Agreement and Final Order.

56. Respondent admits the jurisdictional allegations of this Consent Agreement and Final Order and agrees not to contest EPA's jurisdiction in this proceeding or any subsequent proceeding to enforce the terms of the Final Order portion of this Consent Agreement and Final Order set forth below.

57. Respondent neither admits nor denies the factual allegations set forth in this Consent Agreement and Final Order.

58. Respondent waives its right to contest any issue of fact or law set forth above and its right to appeal the Final Order accompanying this Consent Agreement.

59. Respondent and Complainant agree to conciliate the matters set forth in this Consent Agreement and Final Order without the necessity of a formal hearing and to bear their respective costs and attorney's fees.

60. Nothing contained in the Final Order portion of this Consent Agreement and Final Order shall alter or otherwise affect Respondent's obligation to comply with all applicable federal, state, and local environmental statutes and regulations and applicable permits.

61. Full payment of the penalty proposed in this CAFO shall only resolve Respondent's liability for the violations alleged in this Consent Agreement and Final Order. Complainant reserves the right to take any enforcement action with respect to any other violations of RCRA or any other applicable law.

62. Full payment of the penalty proposed in this CAFO shall not in any case affect the right of the Agency or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law. This CAFO does not waive, extinguish or otherwise affect Respondent's obligation to comply with all applicable provisions of RCRA and regulations promulgated thereunder.

63. The effect of settlement described in Paragraph 62 above is conditioned upon the accuracy of Respondent's representations to EPA, as memorialized in Paragraph 64, below, of this Consent Agreement and Final Order.

64. Respondent certifies that by signing this Consent Agreement and Final Order that to the best of its knowledge, Respondent's facility is in compliance with all requirements of RCRA, 42 U.S.C. § 6901 *et. seq.*, and all regulations promulgated thereunder.

65. The undersigned representative of Respondent certifies that he or she is fully authorized to enter the terms and conditions of this Consent Agreement and Final Order and to execute and legally bind Respondent to it.

66. Respondent agrees that, in settlement of the claims alleged in this Consent Agreement and Final Order, Respondent shall pay a penalty of forty-one thousand seven hundred and ninety dollars (\$41,790) as set forth in Paragraph 1 of the Final Order portion of this Consent Agreement and Final Order, below.

67. The penalty specified in the paragraph above shall represent civil penalties assessed by EPA and shall not be deductible for purposes of Federal, State and local taxes.

68. Respondent consents to the issuance of this Consent Agreement and Final Order and consents for the purposes of settlement to the payment of the civil penalty cited above.

69. Late Payment Provisions: Pursuant to 31 U.S.C. § 3717, EPA is entitled to assess interest and penalties on debts owed to the United States and a charge to cover the cost of processing and handling a delinquent claim. Interest will therefore begin to accrue on a civil or stipulated penalty if it is not paid by the date required. Interest will be assessed at a rate of the United States Treasury Tax and loan rate in accordance with 31 C.F.R. § 901.9(b). A charge will be assessed to cover the costs of debt collection including processing and handling costs and attorney fees. In addition, a non-payment penalty charge of six (6) percent per year compounded annually will be assessed on any portion of the debt which remains delinquent more than ninety (90) days after payment is due. Any such non-payment penalty charge on the debt will accrue from the date the penalty payment becomes due and is not paid. 31 C.F.R. § 901.9(c) and (d).

70. Respondent understands that failure to pay any portion of the civil penalty on the date the same is due may result in the commencement of a civil action in Federal District Court to collect said penalty, along with interest thereon at the applicable statutory rate.

Effective Date

71. This Consent Agreement and Final Order shall be effective upon filing of the Final Order by the Regional Hearing Clerk for EPA, Region 7. Unless otherwise stated, all time periods stated herein shall be calculated in calendar days from such date.

Reservation of Rights

72. Notwithstanding any other provision of this Consent Agreement and Final Order, EPA reserves the right to enforce the terms of the Final Order portion of this Consent Agreement and Final Order by initiating a judicial or administrative action under Section 3008 of RCRA, 42 U.S.C. § 6928, and to seek penalties against Respondent in an amount not to exceed Fifty-Seven Thousand Three Hundred Ninety-One Dollars (\$57,391) per day, per violation, pursuant to Section 3008(c) of RCRA, for each day of non-compliance with the terms of the Final Order, or to seek any other remedy allowed by law.

73. Complainant reserves the right to take enforcement action against Respondent for any future violations of RCRA and its implementing regulations and to enforce the terms and conditions of this Consent Agreement and Final Order.

74. Except as expressly provided herein, nothing in this Consent Agreement and Final Order shall constitute or be construed as a release from any claim (civil or criminal), cause of action, or demand in law or equity by or against any person, firm, partnership, entity, or corporation for any liability it may have arising out of or relating in any way to the generation, storage, treatment, handling, transportation, release, or disposal of any hazardous constituents,

hazardous substances, hazardous wastes, pollutants, or contaminants found at, taken to, or taken from Respondent's facility.

75. Notwithstanding any other provisions of the Consent Agreement and Final Order, an enforcement action may be brought pursuant to Section 7003 of RCRA, 42 U.S.C. § 6973, or other statutory authority, should EPA find that the future handling, storage, treatment, transportation, or disposal of solid waste or hazardous waste at Respondent's facility may present an imminent and substantial endangerment to human health and the environment.

76. The headings in this Consent Agreement and Final Order are for convenience of reference only and shall not affect interpretation of this Consent Agreement and Final Order.

77. The provisions of this Consent Agreement and Final Order shall be deemed satisfied upon a written determination by Complainant that Respondent has fully implemented the actions required in the Final Order.

FINAL ORDER

Pursuant to the authority of Sections 3008(a) and (g) of RCRA, 42 U.S.C. §§ 6928(a) and (g), and according to the terms of this Consent Agreement and Final Order, IT IS HEREBY ORDERED THAT:

A. Payment of Civil Penalty

1. Within thirty (30) days of the effective date of this Consent Agreement and Final Order, Respondent will pay a civil penalty of forty-one thousand seven hundred and ninety dollars (\$41,790).

2. Payment of the penalty shall be made by cashier's or certified check, by wire transfer, or on-line. The Payment shall reference the Docket Number on the check or wire transfer. If made by cashier's or certified check, the check shall be made payable to "Treasurer of the United States" and remitted to:

United States Environmental Protection Agency
Fines and Penalties
Combined Finance Center
P.O. Box 979077
St. Louis, Missouri 63197-9000.

or by alternate payment method described at <http://www.epa.gov/financial/makepayment>.

3. A copy of the check, transfer, or on-line payment confirmation shall simultaneously be sent to the following:

Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219; and

Demetra Salisbury, Attorney
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219.

4. No portion of the civil penalty or interest paid by Respondent pursuant to the requirements of this Consent Agreement and Final Order shall be claimed by Respondent as a deduction for federal, state, or local income tax purposes.

B. Compliance Actions

5. Respondent shall take the following actions within the time periods specified, according to the terms and conditions specified below.

6. Respondent shall perform the following actions within the timeframes specified:

- a. Within ninety days of the Effective Date of this Consent Agreement and Final Order, Respondent or a qualified third party shall submit documentation to EPA, in accordance with Paragraph 7 below, demonstrating that an accurate hazardous waste determination has been performed for each solid waste stream generated at Respondent's facility. This documentation will include, but is not limited to, the following information:
 - i. A description of the waste stream which includes a detailed description of the process or processes that generated the waste;
 - ii. A determination of whether or not the waste has been excluded from regulation under 40 C.F.R. § 261.4;
 - iii. A determination of whether or not the waste has been listed as a hazardous waste in Subpart D of 40 C.F.R. Part 261; and
 - iv. A determination of whether or not the waste is identified in 40 CFR Part 261 Subpart C. To determine whether the waste fails any of the characteristics in Subpart C, the waste may need to be analyzed using one of the methods found in Subpart C of Part 261, or by applying knowledge of the waste characteristics based upon the material or processes used. Any laboratory analyses used to make this determination must be provided to EPA.
 - v. A statement whether the waste is hazardous or not.

- b. Within ninety days of the Effective Date of this Consent Agreement and Final Order, Respondent shall, through a qualified third party acceptable to EPA, conduct a review of its Emergency Action Plan and other environmental and safety policies and plans for regulatory compliance adequacy, and efficacy. A report of the results of the review shall be submitted to EPA within one hundred and eighty days of the Effective Date of this Consent Agreement and Final Order.
- c. Within ninety days of the Effective Date of this Consent Agreement and Final Order and every ninety days thereafter, for a period of two years, Respondent shall provide documentation (photographs, etc.) demonstrating proper management of:
 - i. hazardous waste containers;
 - ii. universal waste containers; and
 - iii. used oil containers.

7. Respondent shall submit all documentation generated to comply with the requirements as set forth in the immediately preceding paragraph to the following address:

Edwin G. Buckner PE, AWMD/WEMM
U.S. Environmental Protection Agency, Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219.

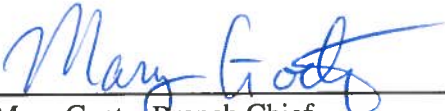
C. Parties Bound

8. The Final Order portion of this Consent Agreement and Final Order shall apply to and be binding upon Respondent and Respondent's agents, successors and/or assigns. Respondent shall ensure that all contractors, employees, consultants, firms, or other persons or entities acting for Respondent with respect to matters included herein comply with the terms of this Consent Agreement and Final Order.

COMPLAINANT:

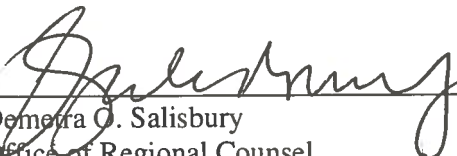
U.S. ENVIRONMENTAL PROTECTION AGENCY

2 May 18
Date



Mary Goetz, Branch Chief
Waste Enforcement and Materials Management Branch
Air and Waste Management Division


4/30/18
Date



Demetra O. Salisbury
Office of Regional Counsel

For Respondent, Cemen Tech, Inc.

4/17/18
Date


Signature

Connor J. Deering
Printed Name

President / CEO
Title

IT IS SO ORDERED. This Final Order shall become effective upon filing.

May 9, 2018
Date

Karina Borroneo
Karina Borroneo
Regional Judicial Officer

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the Consent Agreement and Final Order for Cemen Tech, Inc. RCRA 07-2018-0182 was sent this day in the following manner to the addressees:

Electronic Copy delivered to Attorney for Complainant:

Demetra Salisbury at salisbury.demetra@epa.gov

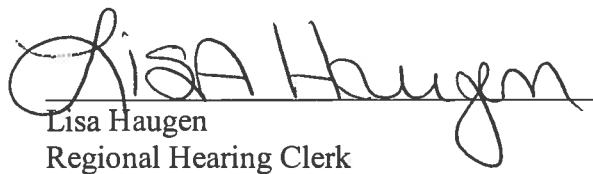
Electronic Copy delivered to the Attorney for Respondent:

Gary Fischer at gfischer@iowafirm.com

Copy delivered to the State of Iowa:

Amie Davidson, Chief (e-copy)
Contaminated Sites Section
Iowa Department of Natural Resources

5/9/18
Date


Lisa Haugen
Regional Hearing Clerk