



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
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Dated via electronic signature

Sharon Wells
Acting Regional Judicial Officer
U.S. EPA, Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912
wells.sharon@epa.gov

BY E-MAIL

Re: *In the matter of Bake-N-Joy Foods, Inc., Docket No. CAA-01-2021-0042*

Dear Ms. Wells:

Attached is a Clean Air Act Section 112(r)(7) Expedited Settlement Agreement (“ESA”) that has been signed by all parties and is now being submitted to you for approval in accordance with 40 C.F.R. § 22.18(b). Please note that, consistent with 40 C.F.R. §§ 22.13(b) and 22.18(b), this ESA both commences and concludes the matter referenced above.

The memorandum entitled “*Use of Expedited Settlements in Addressing Violations of the Clean Air Act Chemical Accident Prevention Provision, 40 C.F.R. Part 68*” (Jan. 5, 2004), as revised by the memorandum “*Changes to Restrictions on the Use of Expedited Settlements in Addressing Violations of the Clean Air Act Chemical Accident Prevention Regulations*” (Dec. 20, 2013) approves the use of ESAs for certain easily correctable violations. As required by these memoranda, the ESA includes Respondent’s certification that it has come into compliance with Section 112(r)(7) of the CAA and requires it to pay a \$15,000 penalty.

Once the Final Order has been signed, I will file the fully executed ESA with the Regional Hearing Clerk, thereby resolving this matter. The Parties’ consent to the use of digital signatures (as well as Respondent’s consent to electronic service of the CAFO, once filed) is included in the CAFO. This settlement does not have any public notice requirements.

Respectfully submitted,

Laura J. Berry
Enforcement Counsel
U.S. EPA, Region 1

Enclosures

Cc (by email): Robert M. Ogan, Bake-N-Joy, Inc.
Nick Greene, Bake-N-Joy, Inc.
Drew Meyer, EPA