

U. S. ENVIRONMENTAL PROTECTION AGENCY
REGION 7

2015 SEP -9 PM 2: 28

11201 RENNER BOULEVARD
LENEXA, KANSAS 66219
BEFORE THE ADMINISTRATOR

In the Matter of)

Bordner Installation Group, Inc.)
11950 East 350 Highway)
Raytown, Missouri 64138)

Respondent)

) Docket No. TSCA-07-2015-0020

CONSENT AGREEMENT AND FINAL ORDER

The U.S. Environmental Protection Agency (EPA), Region 7 and Bordner Installation Group, Inc. (Respondent) have agreed to a settlement of this action before 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, Issuance of Compliance or Corrective Action Orders, and the Renovation, Termination or Suspension of Permits (Consolidated Rules), 40 C.F.R. §§ 22.13(b) and 22.18(b)(2).

Section I

Jurisdiction

1. This proceeding is an administrative action for the assessment of civil penalties instituted pursuant to Section 16(a) of the Toxic Substances Control Act (TSCA), 15 U.S.C. § 2615(a).

2. This Consent Agreement and Final Order serves as notice that EPA has reason to believe that Respondent has violated Section 409 of TSCA, 15 U.S.C. § 2689, by failing to

comply with the regulatory requirements of 40 C.F.R. Part 745, Subpart E, *Lead-Based Paint Renovation, Repair and Painting Rule*, (RRP Rule) promulgated pursuant to 15 U.S.C. §§ 2682, 2686 and 2687.

Section II

Parties

3. The Complainant, by delegation from the Administrator of EPA and the Regional Administrator, EPA, Region 7, is the Chief, Toxics and Pesticides Branch, EPA, Region 7.

4. The Respondent is Bordner Installation Group, Inc., a corporation in good standing under the laws of the state of Missouri.

Section III

Statutory and Regulatory Background

5. Congress passed the Residential Lead-Based Paint Hazard Reduction Act of 1992 (the Act), 42 U.S.C. §§ 4851 to 4856, to address the need to control exposure to lead-based paint hazards. The Act amended TSCA by adding Sections 401 to 412, 15 U.S.C. §§ 2681 to 2692.

6. On June 1, 1998, EPA promulgated information distribution and record keeping requirements codified at 40 C.F.R. Part 745, Subpart E, *Requirements for Hazard Education Before Renovation of Target Housing* (Pre-Renovation Education Rule or PRE Rule) pursuant to 15 U.S.C. § 2686. On April 22, 2008, amended and re-codified the PRE Rule information distribution and recordkeeping requirements and promulgated additional regulations at 40 C.F.R. Part 745, Subpart E, *Lead-Based Paint Renovation, Repair and Painting Rule* (RRP Rule) pursuant to 15 U.S.C. §§ 2682, 2686 and 2687. The regulations aimed to protect the public from lead-based paint hazards associated with renovation, repair and painting activities. Under the RRP Rule each person or firm who performs for compensation a renovation of target housing or

a child-occupied facility must be trained and certified by an EPA accredited training provider to conduct renovation, remodeling and/or painting activities. Firms and individuals performing renovation, repair and painting projects for compensation that disturb lead-based paint must use certified renovators who follow specific work practices to prevent lead contamination. Prior to the start of renovation, the firm or individual performing the renovation must provide the owners and occupants of the target housing units subject to regulated renovation, repair, and/or painting a copy of the U.S. Environmental Protection Agency-approved *Renovate Right: Important Lead Hazard Information for Families, Child Care Providers and Schools* pamphlet, and maintain written acknowledgment that the pamphlet has been provided.

7. Section 402 of TSCA, 15 U.S.C. § 2682, requires that the Administrator of EPA promulgate regulations regarding the activities of individuals and contractors engaged in lead-based paint activities, including renovation of residences built prior to 1978, and regulations for the certification of such individuals and contractors.

8. EPA promulgated regulations regarding lead-based paint activities, including renovation of residences built prior to 1978, and regulations for the certification of individuals and firms who are involved in these activities. These regulations are found within 40 C.F.R. Part 745, Subpart E.

9. Section 406 of TSCA, 15 U.S.C. § 2686, requires that the Administrator of EPA promulgate regulations to require each person who performs for compensation a renovation of target housing to provide a lead hazard information pamphlet to the owner and occupant of such housing prior to commencing the renovation.

10. EPA promulgated regulations requiring each person who performs for compensation a renovation of target housing to provide a lead hazard information pamphlet to

the owner and occupant of such housing prior to commencing the renovation. These regulations are found within 40 C.F.R. Part 745, Subpart E.

11. The term *target housing* means any housing constructed prior to 1978, except housing for the elderly or persons with disabilities (unless any child who is less than six (6) years of age resides or is expected to reside in such housing) or any zero-bedroom dwelling. 15 U.S.C. § 2681(17).

12. The term *renovation* means the modification of any existing structure, or portion thereof, that results in the disturbance of painted surfaces, unless that activity is performed as part of an abatement as defined by this part (40 C.F.R. § 745.223). The term renovation includes but is not limited to the following: the removal, modification or repair of painted surfaces or painted components (e.g., modification of painted doors, surface restoration, window repair, surface preparation activity (such as sanding, scraping, or other such activities that may generate paint dust)); the removal of building components (e.g., walls, ceilings, plumbing, windows); weatherization projects (e.g., cutting holes in painted surfaces to install blown-in insulation or to gain access to attics, planning thresholds to install weather stripping), and interim controls that disturb painted surfaces. 40 C.F.R. § 745.83.

13. The term *firm* means a company, partnership, corporation, sole proprietorship or individual doing business, association, or other business entity; a Federal, State Tribal, or local government agency; or a nonprofit organization. 40 C.F.R. § 745.83.

14. Pursuant to 40 C.F.R. § 745.86(b)(6), certain records must be retained including, but not limited to, documentation of compliance with the work practice requirements, including documentation that a certified renovator was assigned to the project.

15. Failure to comply with any provision of 40 C.F.R. Part 745, Subpart E (RRP

Rule) violates Section 409 of TSCA, 15 U.S.C. § 2689, which may subject the violator to administrative penalties under Section 16(a) of TSCA, 15 U.S.C. § 2615(a) and 40 C.F.R. § 745.87(d).

16. Section 16(a) of TSCA, 42 U.S.C. § 2615, and 40 C.F.R. § 745.87(d), authorize the EPA Administrator to assess a civil penalty of up to \$25,000 for each violation of Section 409 of TSCA. Each day that such a violation continues constitutes a separate violation of Section 15 of TSCA, 15 U.S.C. § 2614. The Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701, and its implementing regulations at 40 C.F.R. Part 19, increased these statutory maximum penalties to \$37,500 for violations that occurred after January 12, 2009.

Section IV

General Factual Allegations

17. Respondent is, and at all times referred to herein was, a “firm” and a “person” within the meaning of TSCA.

18. Respondent is a general contractor who is in the business of performing residential renovations.

19. On June 5, 2014, pursuant to its authority under Section 11 of TSCA, 15 U.S.C. § 2610, a representative of the United States Environmental Protection Agency, Region 7 conducted a recordkeeping inspection of Respondent’s records concerning renovations performed on target housing units built before 1978. The inspection was conducted to determine Respondent’s compliance with the requirements of the TSCA RRP Rule and related regulations found in the Code of Federal Regulations (C.F.R.).

20. At the time of the EPA inspection, the EPA representative observed that, in the course of its renovation of the Properties, the Respondent failed to maintain records documenting

the work practice standards followed and failed to provide the owners of target housing with the EPA-approved pamphlet prior to beginning work as required by TSCA.

Violations

21. The Complainant hereby states and alleges that Respondent has violated TSCA and federal regulations promulgated thereunder, as follows:

Count 1

22. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

23. Beginning November 7, 2011, Respondent performed renovations on the property located at 614 N. Winnebago Drive, Lake Winnebago, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

24. Prior to commencing the renovation, Respondent failed to provide the owner of the unit with the required EPA information pamphlet, which is a violation of 40 C.F.R. § 745.84(a)(1).

25. Respondent's failure to perform the act indicated in above is in violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Count 2

26. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

27. Beginning November 7, 2011, Respondent performed renovations on the property located at 614 N. Winnebago Drive, Lake Winnebago, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

28. Respondent failed to maintain records documenting compliance with the TSCA RRP Rule, and, at the time of the EPA Inspection, was unable to produce these records, which is

a violation of 40 C.F.R. § 745.86(a).

29. Respondent's failure to perform the act described above is a violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Count 3

30. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

31. Beginning September 7, 2011, Respondent performed renovations on the property located at 824 W. 53rd Street, Kansas City, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

32. Prior to commencing the renovation, Respondent failed to provide the owner of the unit with the required EPA information pamphlet, which is a violation of 40 C.F.R. § 745.84(a)(1).

33. Respondent's failure to perform the act indicated in above is in violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Count 4

34. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

35. Beginning September 7, 2011, Respondent performed renovations on the property located at 824 W. 53rd Street, Kansas City, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

36. Respondent failed to maintain records documenting compliance with the TSCA RRP Rule, and, at the time of the EPA Inspection, was unable to produce these records, which is a violation of 40 C.F.R. § 745.86(a).

Count 5

37. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

38. Beginning July 25, 2011, Respondent performed renovations on the property located at 5808 Grand Avenue, Kansas City, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

39. Prior to commencing the renovation, Respondent failed to provide the owner of the unit with the required EPA information pamphlet, which is a violation of 40 C.F.R. § 745.84(a)(1).

40. Respondent's failure to perform the act indicated in above is in violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Count 6

41. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

42. Beginning July 25, 2011, Respondent performed renovations on the property located at 5808 Grand Avenue, Kansas City, Missouri. The property was constructed before 1978.

43. Respondent failed to maintain records documenting compliance with the TSCA RRP Rule, and, at the time of the EPA Inspection, was unable to produce these records, which is a violation of 40 C.F.R. § 745.86(a).

44. Respondent's failure to perform the act described above is a violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Count 7

45. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

46. Beginning August 22, 2012, Respondent performed renovations on the property located at 6439 Pennsylvania, Kansas City, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

47. Prior to commencing the renovation, Respondent failed to provide the owner of the unit with the required EPA information pamphlet, which is a violation of 40 C.F.R. § 745.84(a)(1).

48. Respondent's failure to perform the act indicated in above is in violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Count 8

49. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

50. Beginning August 22, 2012, Respondent performed renovations on the property located at 6439 Pennsylvania, Kansas City, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

51. Respondent failed to maintain records documenting compliance with the TSCA RRP Rule, and, at the time of the EPA Inspection, was unable to produce these records, which is a violation of 40 C.F.R. § 745.86(a).

52. Respondent's failure to perform the act indicated in above is in violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Count 9

53. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

54. Beginning November 5, 2012, Respondent performed renovations on the property located at 316A NW 22nd Street, Blue Springs, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

55. Prior to commencing the renovation, Respondent failed to provide the owner of the unit with the required EPA information pamphlet, which is a violation of 40 C.F.R. § 745.84(a)(1).

56. Respondent's failure to perform the act indicated in above is in violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Count 10

57. The facts stated in Paragraphs 17 through 20 above are herein incorporated.

58. Beginning November 5, 2012, Respondent performed renovations on the property located at 316A NW 22nd Street, Blue Springs, Missouri. The renovation was completed prior to the EPA Inspection. This property was constructed before 1978.

59. Respondent failed to maintain records documenting compliance with the TSCA RRP Rule, and, at the time of the EPA Inspection, was unable to produce these records, which is a violation of 40 C.F.R. § 745.86(a).

60. Respondent's failure to perform the act indicated in above is in violation of Section 409 of TSCA, 15 U.S.C. § 2689, and thus Respondent is subject to civil penalties under Section 16 of TSCA, 15 U.S.C. § 2615.

Section V

Consent Agreement

61. For purposes of this proceeding, Respondent admits the jurisdictional allegations set forth above.

62. Respondent neither admits nor denies the factual allegations set forth above.

63. 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.

64. Respondent and EPA agree to conciliate this matter without the necessity of a formal hearing and to bear their respective costs and attorney's fees.

65. Respondent certifies by the signing of this Consent Agreement and Final Order that it is presently in compliance with all requirements of 40 C.F.R. Part 745, Subpart E.

66. Respondent consents to the issuance of the Final Order hereinafter recited and consent(s) to the payment of a civil penalty as specified in the Final Order.

67. The effect of settlement described herein is conditioned upon the accuracy of Respondent's representations to EPA, as memorialized in this Consent Agreement and Final Order.

68. Respondent agrees that, in settlement of the claims alleged in this CAFO, Respondent shall pay a mitigated penalty of Two Thousand One Hundred Ninety-Eight Dollars (\$2,198) as set forth in Paragraph 1 of the Final Order. Payment of this civil penalty in full and the performance of the Supplemental Environmental Project (SEP) described below shall resolve all civil and administrative claims for all violations of Section 409 of TSCA, 15 U.S.C. 2689 and 40 C.F.R. Subpart E alleged in this document.

69. In settlement of this matter, Respondent agrees to complete the following

Supplemental Environmental Project (SEP), which the parties agree is intended to secure significant environmental and/or public health benefits:

Respondent shall perform a lead-based paint abatement consisting of replacing a total of 28 windows at Grace United Community Ministries in Kansas City, Missouri. A more detailed description of this SEP is attached hereto and marked "Exhibit 1"

70. The total expenditure for the SEP shall be not less than Nineteen Thousand Seven Hundred Eighty-Two Dollars (\$19,782) and the SEP shall be completed no later than 120 days from effective date of the final order. All work required to complete the SEP shall be performed in compliance with all federal, state, and local laws and regulations.

71. Respondent agrees that the abatement work on the SEP project referenced above will be performed by entities licensed and/or certified by the state of Missouri to perform lead-based paint abatement activities. Respondent is responsible for ensuring that the entity or entities performing the SEP project described above receive a copy of this Consent Agreement and Final Order (CAFO) and all attachments pertaining to the SEP project including the EPA approved SEP Work Plan, if applicable. Respondent is responsible for any failure to complete the SEP in accordance with all applicable terms of this agreement.

72. Within thirty (30) days of the effective date of the Final Order, and prior to beginning work on the SEP, Respondent shall send a notice to the Missouri Department of Health and Senior Services, at the contact below, informing the state of Missouri of Respondent's intent to perform this lead-based paint abatement SEP and requesting procedural information pertaining to performance of the SEP. A copy of this letter shall be sent to EPA at the contact listed below.

73. Within thirty (30) days of completion of the SEP, Respondent shall submit a SEP Completion Report to EPA, with a copy to the state agency identified below. The SEP

Completion Report shall contain the following:

- a. A detailed description of the SEP as implemented;
- b. Itemized costs, documented by copies of purchase orders, receipts or canceled checks;
- c. The final abatement clearance report, as required by state law; and
- d. The following certification signed by Respondent:

I certify under penalty of law that I have examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining the information, the information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment.

- e. The report shall be directed to the following:

As to EPA:

Cassandra Mance
Toxics and Pesticides Branch
Water, Wetlands and Pesticide Division
11201 Renner Boulevard
Lenexa, KS 66219.

As to the state of Missouri:

Chris Silva
Missouri Department of Health and Senior Services
930 Wildwood
Jefferson City, MO 65109

74. Respondent agrees to the payment of stipulated penalties as follows:
 - a. In the event Respondent fails to comply with any of the terms or provisions of this Agreement relating to the performance of the SEP, above, and/or to the extent that the actual

expenditures for the SEP do not equal or exceed the cost of the SEP described in this CAFO, Respondent shall be liable for stipulated penalties according to the provisions set forth below:

(1) If the SEP is not completed satisfactorily and timely pursuant to the requirements set forth in this CAFO, Respondent shall be liable for and shall pay a stipulated penalty to the United States in the amount of Nineteen Thousand Seven Hundred Eighty-Two Dollars (\$19,782).

(2) If the SEP is satisfactorily completed, but the Respondent spends less than Nineteen Thousand Seven Hundred Eighty-Two Dollars (\$19,782) on the SEP, Respondent shall pay as a stipulated penalty to the United States the amount of Nineteen Thousand Seven Hundred Eighty-Two Dollars (\$19,782) minus the amount that Respondent can demonstrate it spent upon the satisfactorily completed SEP.

b. If Respondent fails to timely and completely submit the SEP Completion Report required by this CAFO, Respondent shall be liable for and shall pay a stipulated penalty in the amount of One Hundred Dollars (\$100.00) for each day after the due date until a complete report is submitted.

c. EPA shall determine whether the SEP has been satisfactorily completed and whether the Respondent has made a good faith, timely effort to implement the SEP.

d. Stipulated penalties shall begin to accrue on the day after performance is due, and shall continue to accrue through the final day of the completion of the SEP or other resolution under this CAFO.

e. Respondent shall pay stipulated penalties not more than fifteen (15) days after receipt of written demand by EPA for such penalties. Method of payment shall be in accordance with the provisions set forth in Paragraph 1 the Final Order portion of this Consent

Agreement and Final Order.

75. Respondent certifies that he is not required to perform or develop the SEP by any federal, state or local law or regulation; nor is Respondent required to perform or develop the SEP by agreement, grant or as injunctive relief in this or any other case or to comply with state or local requirements. Respondent further certifies that he has not received, and is not presently negotiating to receive, credit in any other enforcement action for the SEP.

76. Respondent further certifies that, to the best of his knowledge and belief after reasonable inquiry, there is no such open federal financial transaction that is funding or could be used to fund the same activity as the SEP, nor has the same activity been described in an unsuccessful federal financial assistance transaction proposal submitted to EPA within two years of the date of this settlement (unless the project was barred from funding as statutorily ineligible). For the purposes of this certification, the term "open federal financial assistance transaction" refers to a grant, cooperative agreement, loan, federally-guaranteed loan guarantee or other mechanism for providing federal financial assistance whose performance period has not yet expired.

77. For federal income tax purposes, Respondent agrees that he will neither capitalize into inventory or basis nor deduct any costs or expenditures incurred in performing the SEP.

78. Any public statement, oral or written, in print, film or other media, made by Respondent making reference to the SEP shall include the following language: "This project was undertaken in connection with the settlement of an enforcement action taken by the United States Environmental Protection Agency."

79. Respondent understands that his failure to timely pay any portion of the civil penalty described in Paragraph 1 of the Final Order below or any portion of a stipulated penalty

described in this Consent Agreement and Final Order may result in the commencement of a civil action in Federal District Court to recover the full remaining balance, along with penalties and accumulated interest. In such case, interest shall accrue thereon at the applicable statutory rate on the unpaid balance until such civil or stipulated penalty and any accrued interest are paid in full. A late payment handling charge of \$15 will be imposed after thirty (30) days and an additional \$15 will be charge for each subsequent thirty (30) day period. Additionally, as provided by 31 U.S.C. § 3717(e)(2), a six percent (6%) per annum penalty (late charge) may be assessed on any amount not paid within ninety (90) days of the due date.

Section VII

Final Order

Pursuant to the provisions of the Toxic Substances Control Act (TSCA), 15 U.S.C. §§ 2601-2692, and based upon the information set forth in the Consent Agreement accompanying this Final Order, **IT IS HEREBY ORDERED THAT:**

1. Respondent shall pay a civil penalty of Two Thousand One Hundred Ninety-Eight Dollars (\$2,198) within thirty (30) days of the effective date of this Final Order. The payment shall be made at the address below. The payment shall identify Respondent by name and docket number and shall be by certified or cashier's check made payable to the "United States Treasury" and sent to:

U. S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
PO Box 979077
St. Louis, MO 63197-9000

Wire transfers should be directed to the Federal Reserve Bank of New York:

Federal Reserve Bank of New York
ABA = 021030004
Account = 68010727
SWIFT address = FRNYUS33
33 Liberty Street
New York, NY 10045
Field Tag 4200 of the Fedwire message should read
"D 68010727 Environmental Protection Agency"

2. A copy of the check or other information confirming payment shall simultaneously be sent to the following:

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

and

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

3. Respondent shall complete the Supplemental Environmental Project in accordance with the provisions set forth in the Consent Agreement and shall be liable for any stipulated penalty for failure to complete such project as specified in the Consent Agreement.

4. Respondent and Complainant shall each bear their own costs and attorneys' fees incurred as a result of this matter.

RESPONDENT
BORDNER INSTALLATION GROUP, INC.

Date: 8/24/15

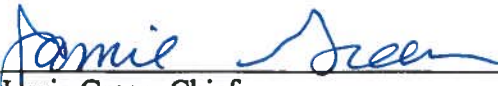
by Bud Fleeros

Vice President

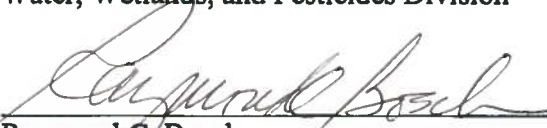
TITLE

COMPLAINANT
U. S. ENVIRONMENTAL PROTECTION AGENCY

Date: 8-26-2015


By: 
Jamie Green, Chief
Toxics and Pesticides Branch
Water, Wetlands, and Pesticides Division

Date: 8-26-2015

By: 
Raymond C. Bosch
Attorney Advisor
Office of Regional Counsel

IT IS SO ORDERED. This Order shall become effective immediately.

Date: 9-9-15



KARINA BORROMEO
Regional Judicial Officer
U.S. Environmental Protection Agency, Region 7

Patterson's Home Improvement
11238 NW County Rd 15002
Drexel, MO 64742
816-806-3011

Exhibit 1

Bid For: Bordner Installation Group
Job Location: Grace United Ministries
801 Benton Blvd,
KCMO, 64124
Contacts Phone: 816-358-2102

We propose for the amount of \$20,000.00 to:

- Remove and replace 28 windows, using lead safe practices, and wrap the outside with white trim coil.
- 20 of the 28 windows will be vinyl replacement double hung inserts. They will have the woodgrain look on the inside and be white on the outside. They will have Lo-E and argon, no grids, and half-screens.
- The other 8 windows will be the fiberglass exterior wood interior replacement double hung inserts. The windows will be white on the outside and will need to be stained on the inside.
- We will be responsible for safe removal of all lead bearing materials. They will be wrapped in 6-mil plastic, sealed and disposed of properly.

**The staining is not included for this price. **

We will require half down at contract signing and the rest will be due upon completion.

This price is an estimate and should not be considered binding in any way.

Joe Patterson - Contractor

IN THE MATTER OF Bordner Installation Group Inc, Respondent
Docket No. TSCA-07-2015-0020

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Order was sent this day in the following manner to the addressees:

Copy by email to Attorney for Complainant:

bosch.raymond@epa.gov

Copy by First Class Mail to:

Bud Fleenor, Vice President
Bordner Installation Group Inc.
11950 East 350 Highway
Raytown, Missouri 64138

9/9/15

A handwritten signature in black ink that reads "Kathy Robinson". The signature is written in a cursive style with a horizontal line underneath the name.

Kathy Robinson
Hearing Clerk, Region 7