



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I  
5 POST OFFICE SQUARE, SUITE 100  
BOSTON, MASSACHUSETTS 02109-3912

January 7, 2021

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 Calpine Corporation; Docket No. CAA-01-2021-0016

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 \$13,500 penalty.

Once the Final Order has been signed, I will file the fully executed ESA with the Regional Hearing Clerk, thereby resolving this matter. This settlement does not require Respondent to perform a supplemental environmental project and does not have any public notice requirements.

Respectfully submitted,

Steven Calder  
Enforcement Counsel  
U.S. EPA, Region 1

Enclosure

cc: Thad Hill, Calpine Corporation (by email: [thad.hill@calpine.com](mailto:thad.hill@calpine.com))  
Elizabeth E. Mack, Locke Lord LLP (by email: [emack@lockelord.com](mailto:emack@lockelord.com))  
Drew Meyer, EPA