

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION IX

** FILED **
12DEC2019 - 04:50PM
U.S.EPA - Region 09

In the matter of:) U.S. EPA Docket No.
)
) RCRA-09-2020- 0008
International Aerospace Coatings, Inc.)
13640 Phantom Street)
Victorville, CA 92394)
)
)
)
)
)
Respondent.)

CONSENT AGREEMENT

A. PRELIMINARY STATEMENT

1. This is a civil administrative enforcement action instituted pursuant to Section 3008(a)(1) of the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U.S.C. § 6928(a)(1), and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, as codified at 40 Code of Federal Regulations (C.F.R.) Part 22 ("Consolidated Rules").
2. Complainant is the United States Environmental Protection Agency, Region IX ("EPA").
3. Respondent is International Aerospace Coatings, Inc., a Washington corporation, headquartered at 5251 California Street, Suite 170 in Irvine, California ("Respondent").
4. This Consent Agreement and Final Order ("CA/FO"), pursuant to 40 C.F.R. §§ 22.13 and 22.18, simultaneously commences and concludes this proceeding, wherein EPA alleges that Respondent violated Section 3008 of RCRA, 42 U.S.C. § 6928, and state regulations adopted pursuant to the approved California hazardous waste management program.
5. The Parties agree that settling this action without the filing of a complaint or the adjudication of any issue of fact or law is in their respective interest and in the public interest.

B. STATUTORY AND REGULATORY FRAMEWORK

6. Subtitle C of RCRA requires the EPA Administrator to promulgate regulations establishing a hazardous waste management program. Section 3006 of RCRA, 42 U.S.C. § 6926, provides, *inter alia*, that authorized state hazardous waste management programs are carried out under Subtitle C of RCRA. Therefore, a violation of any requirement of

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law under an authorized state hazardous waste program is a violation of a requirement of Subtitle C of RCRA.

7. The State of California ("State") received authorization to administer the hazardous waste management program in lieu of the federal program pursuant to Section 3006 of RCRA, 42 U.S.C. § 6926, and 40 C.F.R. Part 271, on August 1, 1992. The authorized hazardous waste program is established pursuant to the Hazardous Waste Control Law, Chapter 6.5 of Division 20 of the California Health and Safety Code, and the regulations promulgated thereunder at Title 22, Division 4.5 of the California Code of Regulations, 22 C.C.R. §§ 66001 *et seq.* The State has been authorized for all the hazardous waste management regulations referenced in this CA/FO.
8. A violation of California's authorized hazardous waste program, found at Health & Safety Code § 25100 *et seq.*, constitutes a violation of Subtitle C of RCRA and, therefore, a person who violates California's authorized hazardous waste program is subject to the powers vested in the EPA Administrator by Section 3008 of RCRA, 42 U.S.C. § 6928.

C. EPA'S GENERAL ALLEGATIONS

9. Respondent owns and operates the facility located at 13640 Phantom Road, Victorville, California (the "Facility"). Respondent's primary operations at the Facility include stripping exterior paint from aircrafts and repainting them to customer specifications. Respondent is a large quantity generator of hazardous wastes as defined in California Health & Safety Code § 25117, and 22 C.C.R. §§ 66260.10 and 66261.3, with EPA ID No. CAR000158964.
10. On June 11, 2018 EPA conducted a compliance evaluation inspection ("CEI") at the Facility pursuant to Subtitle C of RCRA. Based upon the findings EPA made during the inspections, and additional information obtained subsequent to the inspections, EPA determined that Respondent violated California Health & Safety Code § 25100 *et seq.* and the regulations adopted pursuant thereto, as approved and authorized by the United States.
11. Section 3008 of RCRA, 42 U.S.C. § 6928, authorizes the EPA Administrator to issue orders assessing a civil penalty and/or requiring compliance immediately or within a specified time for violation of any requirement of Subtitle C of RCRA, Section 3001 of RCRA *et seq.*, 42 U.S.C. § 6921 *et seq.*
12. The Administrator has delegated enforcement authority under Section 3008 of RCRA, 42 U.S.C. § 6928, to the EPA Regional Administrators. The Regional Administrator, EPA Region IX, in turn, redelegate that authority to the Director of the Enforcement and Compliance Assurance Division, Region IX.

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13. Respondent is a "person" as defined in 22 C.C.R. § 66260.10 [*see also* 40 C.F.R. § 260.10].¹
14. Respondent is the "owner" of a facility as defined in 22 C.C.R. § 66260.10 [*see also* 40 C.F.R. § 260.10].
15. Respondent is the "operator" of a facility as defined in 22 C.C.R. § 66260.10 [*see also* 40 C.F.R. § 260.10].
16. Respondent is a "generator" of hazardous waste as defined in 22 C.C.R. § 66260.10 [*see also* 40 C.F.R. § 260.10].
17. Respondent is or has been engaged in "treatment," "storage," or "disposal" of "hazardous waste" as defined in 22 C.C.R. §§ 66260.10 and 66261.3 [*see also* 40 C.F.R. §§ 260.10 and 261.3].
18. At the Facility, Respondent generates and accumulates, or has generated and accumulated, "hazardous waste" as defined in California Health & Safety Code § 25117, and 22 C.C.R. §§ 66260.10 and 66261.3 [*see also* RCRA § 1004(5), and 40 C.F.R. §§ 260.10 and 261.3]. These hazardous wastes include but are not limited to the following RCRA hazardous waste codes: D001, D005, D007, D008, F003, F005 and F019.

D. EPA'S ALLEGED VIOLATIONS

COUNT I

Failure to Make a Hazardous Waste Determination

19. Paragraphs 1 through 18 above are incorporated herein by this reference as if they were set forth here in their entirety.
20. Pursuant to 22 C.C.R. § 66262.11, a person who generates a waste, as defined by 22 C.C.R. § 66261.2, must determine if that waste is a hazardous waste [*see also* 40 C.F.R. § 262.11].
21. During the CEI, EPA Inspectors observed Respondent managing residual solids from paint stripping operations and abandoned or discarded containers of expired coatings products as non-RCRA hazardous waste. Based on the constituents in the solid residuals and the coatings products, EPA determined that the wastes were D001, D005, D007 and/or F003 hazardous waste.

¹ All citations to the "C.C.R." refer to Division 4.5 of Title 22 of the California Code of Regulations. EPA is enforcing California hazardous waste management program requirements as approved and authorized by the United States. As a convenience, corresponding Federal citations are provided in brackets.

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22. Based on information gathered as part of CEI, EPA determined that on at least six occasions in 2018, Respondent shipped F019 hazardous waste off-site as non-RCRA hazardous waste. Respondent generates this waste from the treatment of process wastewaters containing spent alodining solutions that contained chromium.
23. Therefore, EPA alleges that Respondent violated 22 C.C.R. § 66262.11 [*see also* 40 C.F.R. § 262.11].

COUNT II

Failure to Label Hazardous Waste Containers

24. Paragraphs 1 through 18 above are incorporated herein by this reference as if they were set forth here in their entirety.
25. 22 C.C.R. § 66262.34(a) allows a generator to accumulate hazardous waste on-site for up to 90 days without a permit or interim status provided the generator complies with specified waste management practices [*see also* 40 C.F.R. § 262.17]. Generators who do not comply with the waste management requirements must either be eligible for interim status or obtain a permit in order to store hazardous waste at the facility pursuant to 22 C.C.R. § 66270.1 [*see also* 40 C.F.R. § 270.1].
26. In order to be eligible to accumulate hazardous waste for up to 90 days without a permit or interim status, generators must label containers of hazardous waste with the words “Hazardous Waste,” the container’s accumulation start date, the composition and physical state of the waste, the hazardous properties of the waste and the name and address of the person producing the waste, pursuant to 22 C.C.R. § 66262.34(f) [*see also* 40 C.F.R. § 262.17(a)(5)].
27. At the time of the CEI, Respondent did not have a permit or grant of interim status to store hazardous waste under 22 C.C.R. § 66270.1 [*see also* 40 C.F.R. § 270.1].
28. During the CEI, EPA Inspectors observed several containers accumulating hazardous waste that were not properly labeled and over 40 containers within the main accumulation area that were missing labels entirely.
29. Therefore, EPA alleges that Respondent violated 22 C.C.R. §§ 66262.34(f) and § 66270.1 [*see also* 40 C.F.R. §§ 262.17(a)(5) and 270.1].

COUNT III

Failure to Close Hazardous Waste Storage Containers

30. Paragraphs 1 through 18 above are incorporated herein by this reference as if they were set forth here in their entirety.
31. 22 C.C.R. § 66265.173(a) requires hazardous waste containers remain closed, except when it is necessary to add or remove waste [*see also* 40 C.F.R. § 262.17(a)(1)(iv)(B)].
32. During the CEI, EPA Inspectors observed over 20 containers of hazardous waste, that were not properly closed, including D001 and D007 hazardous waste. At the time of the inspection, Respondent's personnel were not adding or removing waste from the open hazardous waste accumulation containers.
33. Therefore, EPA alleges that Respondent violated 22 C.C.R. § 66265.173 [*see also* 40 C.F.R. § 262.17(a)(1)(iv)(A)].

COUNT IV

Failure to Provide Adequate Aisle Space

34. Paragraphs 1 through 18 above are incorporated herein by this reference as if they were set forth here in their entirety.
35. Pursuant to 22 C.C.R. §§ 66262.34(a)(4) and 66265.35, a generator that accumulates hazardous waste on-site must maintain aisle space in waste accumulation areas to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment in an emergency [*see also* 40 C.F.R. § 262.255].
36. During the CEI, the EPA Inspectors observed hazardous waste accumulation areas without adequate aisle space.
37. Therefore, EPA alleges that Respondent violated 22 C.C.R. §§ 66262.34(a)(4) and 66265.35 [*see also* 40 C.F.R. § 262.255].

COUNT V

Failure to Retain Copies of Signed Hazardous Waste Manifests

38. Paragraphs 1 through 18 above are incorporated herein by this reference as if they were set forth here in their entirety.
39. Pursuant to 22 C.C.R. § 66262.40(a), a generator must keep copies of each hazardous waste manifest, signed by the designated facility that received the waste, for at least three

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years from the date the waste was accepted by the initial transporter [*see also* 40 C.F.R. § 262.40(a)].

40. Pursuant to 22 C.C.R. § 66262.42(a), a generator who does not receive a copy of the signed manifest from the designated facility within 35 days of the date the waste was accepted by the initial transporter shall contact the transporter and/or the designated facility to determine the status of the hazardous waste [*see also* 40 C.F.R. § 262.42(a)(1)].
41. A generator who does not receive a copy of the signed manifest within 45 days of the date the waste was accepted by the initial transporter must submit an Exception Report to EPA in accordance with 22 C.C.R. § 66262.42(b) [*see also* 40 C.F.R. § 262.42(a)(2)].
42. Based on information gathered as part of CEI, EPA determined that Respondent had not retained signed copies of at least three 2017 hazardous waste manifests. EPA also determined that the Respondent had not followed up with the designated receiving facility to determine the status of the hazardous waste, nor had it filed an Exception Report with EPA within the requisite time frames.
43. Therefore, EPA alleges that Respondent violated 22 C.C.R. §§ 66262.40(a), 66262.42(a) and (b) [*see also* 40 C.F.R. §§ 262.40(a), 262.42(a)(1) and (2)].

COUNT VI

Failure to Properly Dispose of Hazardous Waste

44. Paragraphs 1 through 18 above are incorporated herein by this reference as if they were set forth here in their entirety.
45. 22 C.C.R. § 66270.1(c) requires a permit for transfer, treatment, storage and disposal of hazardous waste [*see also* 40 C.F.R. § 270.1(c)].
46. During the CEI, the EPA Inspectors observed containers inside a dumpster that held hazardous waste. Respondent indicated the containers are shipped to a company that recycles the containers as scrap metal.
47. 22 C.C.R. § 66261.7(e) provides that containers that previously held hazardous waste can be exempt from regulation, and reclaimed for scrap metal value, if they are empty. The containers observed were not empty.
48. Therefore, EPA alleges that Respondent illegally disposed of hazardous waste, a violation of 22 C.C.R. § 66270.1 [*see also* 40 C.F.R. § 270.1].

COUNT VII

Failure to Comply with Hazardous Waste Training Requirements

49. Paragraphs 1 through 18 above are incorporated herein by this reference as if they were set forth here in their entirety.
50. Pursuant to 22 C.C.R. §§ 66262.34(a)(4) and 66265.16, a generator that accumulates hazardous waste on-site must properly train employees who handle hazardous waste, and maintain records relating to each worker receiving training [*see also* 40 C.F.R. § 262.17(a)(7)].
51. At the time of the CEI, Respondent's training program failed to meet several of the requirements, including the requirement to maintain training records for its employees.
52. Therefore, EPA alleges that Respondent violated 22 C.C.R. §§ 66262.34(a)(4) and 66265.16 [*see also* 40 C.F.R. § 262.17(a)(7)].

E. CIVIL PENALTY

53. The Complainant proposes that Respondent be assessed, and Respondent agrees to pay EIGHTY-FIVE THOUSAND TWO HUNDRED TWELVE DOLLARS (\$85,212) as the civil penalty for the violations alleged herein.
54. The proposed penalty was calculated in accordance with the "June 2003 RCRA Civil Penalty Policy," and was adjusted for inflation by the Federal Civil Penalties Inflation Adjustment Act, as amended, and the Civil Monetary Penalty Inflation Adjustment Rule, 40 C.F.R. Part 19.

F. ADMISSIONS AND WAIVERS OF RIGHTS

55. For the purposes of this proceeding, Respondent admits and agrees that EPA has jurisdiction and authority over the subject matter of the action commenced in this CA/FO and over Respondent. Respondent consents to and agrees not to contest EPA's jurisdiction and authority to enter into and issue this CA/FO and to enforce its terms. Further, Respondent will not contest EPA's jurisdiction and authority to compel compliance with this CA/FO in any enforcement proceedings, either administrative or judicial, or to impose sanctions for violations of this CA/FO.
56. For the purposes of this proceeding, Respondent neither admits nor denies any allegations of fact or law set forth in Sections C and D of this CA/FO and does not admit any liability arising out of the occurrences alleged in this CA/FO. Respondent hereby waives any rights Respondent may have to contest the allegations and to appeal the proposed Final Order accompanying this Consent Agreement and made part of this CA/FO.

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G. PARTIES BOUND

57. This CA/FO shall apply to and be binding upon Respondent and its agents, successors and assigns, until the civil penalty required under Sections E and I has been paid in accordance with Section I, the compliance tasks required under Section H have been completed in accordance with Section H, and any delays in performance and/or stipulated penalties have been resolved. When those matters are concluded, this CA/FO shall terminate and constitute full settlement of the violations alleged herein.
58. No change in ownership or corporate, partnership or legal status relating to the Facility will in any way alter Respondent's obligations and responsibilities under this CA/FO.
59. The undersigned representative of Respondent hereby certifies that he or she is fully authorized by Respondent to enter into this CA/FO, to execute and to legally bind Respondent to it.

H. COMPLIANCE TASKS

60. All submissions to EPA in this Section shall be to John Schofield at Schofield.John@epa.gov.
61. Respondent will develop a hazardous waste determination Standard Operating Procedure (SOP) within ninety (90) days of the Effective Date of the CA/FO. The SOP must include the following: 1. person(s) and/or position(s) responsible for making hazardous wastes determinations; 2. process for determining the hazardous waste characteristics and/or listing of discarded, expired shelf-life or excess coatings, wastes generated from the clean-up or maintenance equipment used to apply coatings, and other wastes generated by the Respondent; 3. listing of Respondent's processes that generate potentially regulated hazardous wastes; 4. list and classification of hazardous wastes currently generated by the Respondent; and 5. procedures Respondent has implemented to reduce the amounts of hazardous wastes generated.

I. PAYMENT OF CIVIL PENALTY

62. Respondent consents to the assessment of and agrees to pay a civil penalty of EIGHTY-FIVE THOUSAND TWO HUNDRED TWELVE DOLLARS (\$85,212) in full settlement of the federal civil penalty claims set forth in this CA/FO.
63. Respondent shall submit payment of EIGHTY-FIVE THOUSAND TWO HUNDRED TWELVE DOLLARS (\$85,212) within ninety (90) calendar days of the Effective Date of this CA/FO, in accordance with one of the options set forth below. The Effective Date of this CA/FO is the date the Final Order, signed by the Regional Judicial Officer, is filed

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with the Regional Hearing Clerk. All payments shall indicate the name of the Facility, the Respondent's name and address, and the EPA docket number of this action.

Regular Mail:

Payment shall be made by certified or cashier's check payable to "Treasurer, United States of America," and sent as follows:
U.S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
PO Box 979077
St. Louis, MO 63197-9000

Overnight Mail:

Payment shall be made by certified or cashier's check payable to "Treasurer, United States of America," and sent as follows:
U.S. Environmental Protection Agency
Government Lockbox 979077
1005 Convention Plaza
Mail Station SL-MO-C2GL
St. Louis, MO 63101
Contact: Craig Steffen (513) 487-2091

Wire Transfers:

Wire transfers must be sent directly to the Federal Reserve Bank in New York City with the following information:
Federal Reserve Bank of New York
ABA = 021030004
Account = 68010727
SWIFT address = FRNYUS33
33 Liberty Street
New York, NY 10045
Beneficiary: US Environmental Protection Agency
*Note: Foreign banks **must** use a United States Bank to send a wire transfer to the US EPA.

ACH (also known as REX or remittance express):

US Treasury REX/Cashlink ACH Receiver
ABA: 051036706
Account Number: 310006, Environmental Protection Agency
CTX Format Transaction Code 22 – checking
Physical location of US Treasury Facility:
5700 Rivertech Court
Riverdale, MD 20737

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Remittance Express (REX): 1-866-234-5681

On Line Payment:

Payers can use their credit or debit cards (Visa, MasterCard, American Express & Discover) as well as checking account information to make payments.

This payment option can be accessed from the information below:

www.pay.gov

Enter "sfol.1" in the search field

Open form and complete required fields

If clarification regarding a particular method of payment remittance is needed, contact the EPA Cincinnati Finance Center at 513-487-2091.

64. At the time payment is made, a copy of the check shall be sent to:

Regional Hearing Clerk
Office of Regional Counsel (ORC-1)
U.S. Environmental Protection Agency - Region 9
75 Hawthorne Street
San Francisco, CA 94105

With an electronic copy to:

John Schofield (ENF 2-2)
Enforcement and Compliance Assurance Division
U.S. Environmental Protection Agency - Region 9
Schofield.John@epa.gov

And

Diane Prend (ORC-3-1)
Office of Regional Counsel
U.S. Environmental Protection Agency – Region 9
Prend.Diane@epa.gov

65. In accordance with the Debt Collection Act of 1982 and U.S. Treasury directive (TFRM 6-8000), any payment must be received by the due date set forth in this CA/FO to avoid additional charges. If payment is not received by the due date, interest will accrue from the Effective Date of this CA/FO at the current rate published by the United States Treasury as described at 40 C.F.R. § 13.11. In addition, a 6% per annum penalty assessed monthly will further apply on any principal amount not paid within ninety (90) calendar

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days of its due date. Respondent further will be liable for stipulated penalties as set forth below for any payment not received by its due date.

66. The penalties specified in this CA/FO shall represent civil penalties assessed by EPA and shall not be deducted by Respondent or any other person or entity for federal, state, or local taxation purposes.

J. DELAY IN PERFORMANCE/STIPULATED PENALTIES

67. In the event Respondent fails to meet any requirement set forth in this CA/FO, Respondent shall pay stipulated penalties as follows: up to FIVE HUNDRED DOLLARS (\$500) per day for first to fifteenth day of delay, up to ONE THOUSAND DOLLARS (\$1,000) per day for sixteenth to thirtieth day of delay, and up to THREE THOUSAND DOLLARS (\$3,000) per day for each day of delay thereafter. Compliance by Respondent shall include completion of any activity under this CA/FO in a manner acceptable to EPA and within the specified time schedules in and approved under this CA/FO.
68. All penalties and interest owed to EPA under this Section shall be due within thirty (30) days of receipt of a notification of noncompliance. Such notification shall describe the noncompliance and shall indicate the amount of penalties due. Interest at the current rate published by the United States Treasury, as described at 40 C.F.R. §13.11, shall begin to accrue on the unpaid balance at the end of the thirty-day period.
69. All penalties shall be remitted in the same manner described in Section I.
70. The payment of stipulated penalties shall not alter in any way Respondent's obligation to complete the performance required hereunder.
71. Notwithstanding any other provision of this Section, EPA may, in its unreviewable discretion, waive any portion of stipulated penalties that have accrued pursuant to this CA/FO.
72. The stipulated penalties set forth in this Section do not preclude EPA from pursuing any other remedies or sanctions that may be available to EPA because of Respondent's failure to comply with any of the requirements of this CA/FO.
73. The payment of stipulated penalties specified in the Section shall not be deducted by Respondent or any other person or entity for federal, state or local taxation purposes.

K. CERTIFICATION OF COMPLIANCE

74. In executing this CA/FO, subject to the provisions of Section H, above, Respondent

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certifies under penalty of law to EPA that it has fully complied with Section 3008 of RCRA, 42 U.S.C. § 6928, and its implementing regulations that formed the basis for the violations alleged in Section D, above.

75. This certification of compliance is based upon true, accurate, and complete information, which the signatory can verify personally or regarding which the signatory has inquired of the person or persons directly responsible for gathering the information.

L. RESERVATION OF RIGHTS

76. Except as addressed in this CA/FO, EPA hereby reserves all of its statutory and regulatory powers, authorities, rights and remedies, both legal and equitable, including the right to require that Respondent perform tasks in addition to those required by this CA/FO. EPA further reserves all of its statutory and regulatory powers, authorities, rights and remedies, both legal and equitable, which may pertain to Respondent's failure to comply with any of the requirements of this CA/FO, including without limitation, the assessment of penalties under Section 3008 of RCRA, 42 U.S.C. § 6928. This CA/FO shall not be construed as a covenant not to sue, release, waiver or limitation of any rights, remedies, powers or authorities, civil or criminal, which EPA has under RCRA, or any other statutory, regulatory or common law enforcement authority of the United States.
77. Compliance by Respondent with the terms of this CA/FO shall not relieve Respondent of its obligations to comply with RCRA or any other applicable local, State or federal laws and regulations.
78. The entry of this CA/FO and Respondent's consent to comply shall not limit or otherwise preclude EPA from taking additional enforcement actions should EPA determine that such actions are warranted except as they relate to Respondent's liability for federal civil penalties for the alleged violations and facts as set forth in Section D of this CA/FO.
79. This CA/FO is not intended to be nor shall it be construed as a permit. This CA/FO does not relieve Respondent of any obligation to obtain and comply with any local, State or federal permits.

M. OTHER CLAIMS

80. Nothing in this CA/FO shall constitute or be construed as a release from any other claim, 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 the Facility.

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N. MISCELLANEOUS

81. This CA/FO may be amended or modified only by written agreement executed by both EPA and Respondent.
82. The headings in this CA/FO are for convenience of reference only and shall not affect interpretation of this CA/FO.
83. Each party to this action shall bear its own costs and attorneys' fees.
84. EPA and Respondent consent to entry of this CA/FO without further notice.

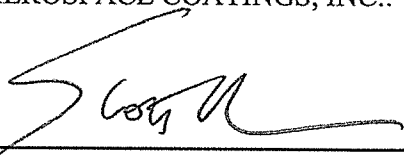
O. EFFECTIVE DATE

85. In accordance with 40 C.F.R. §§ 22.18(b)(3) and 22.31(b), this CA/FO shall be effective on the date that the Final Order contained in this CA/FO, having been approved and issued by the Regional Judicial Officer, is filed with the Regional Hearing Clerk.

IT IS SO AGREED.

FOR RESPONDENT INTERNATIONAL AEROSPACE COATINGS, INC.:

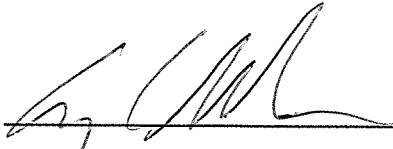
11/18/2019
Date



Scott Olson
Chief Compliance Officer and General Counsel

FOR COMPLAINANT U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION 9:

12/6/2019
Date



Amy C. Miller, Director
Enforcement and Compliance Assurance Division

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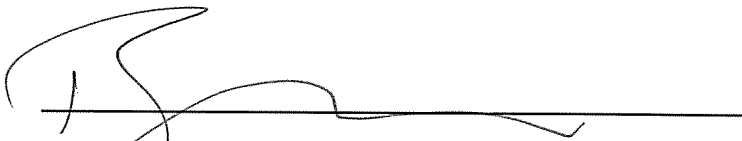
FINAL ORDER

IT IS HEREBY ORDERED that this Consent Agreement and Final Order pursuant to 40⁰⁰⁰⁸ C.F.R. Sections 22.13 and 22.18 (U.S. EPA Docket No. RCRA-09-2020-~~A~~) be entered and that Respondent pay a civil penalty of EIGHTY-FIVE THOUSAND TWO HUNDRED TWELVE DOLLARS (\$85,212) due within ninety (90) days of the Effective Date of this Consent Agreement and Final Order and implement the compliance tasks described in Section H, in accordance with all terms and conditions of this Consent Agreement and Final Order.

This Final Order shall be effective upon filing by the Regional Hearing Clerk.

December 12, 2019

Date


Beatrice Wong
Regional Judicial Officer
United States Environmental Protection Agency,
Region 9

CERTIFICATE OF SERVICE

I certify that the original of the fully executed Consent Agreement and Final Order in the matter of **International Aerospace Coatings, Inc. (Docket #: RCRA-09-2020-00 08)** was filed with the Regional Hearing Clerk, U.S. EPA, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, and that a true and correct copy of the same was sent to the following parties:

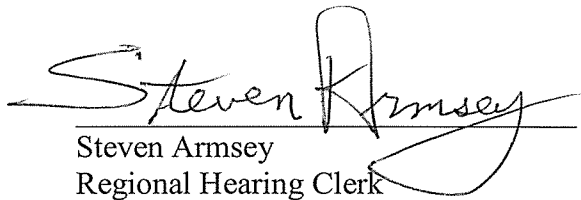
A copy was mailed via CERTIFIED MAIL to:

Scott Olson, Esq.
CCO/GC
International Aerospace Coatings, Inc.
5251 California Ave. #170
Irvine, CA 92617

CERTIFIED MAIL NUMBER: 7003 3110 0006 2000 9417

And additional copy was hand-delivered to the following U.S. EPA case attorney:

Diane Prend, Esq.
Office of Regional Counsel
U.S. EPA, Region IX
75 Hawthorne Street
San Francisco, CA 94105


Steven Armsey
Regional Hearing Clerk
U.S. EPA, Region IX

2019-12-12
Date