

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 10

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EPA - REGION 10

In the Matter of:)
) DOCKET NO. TSCA-10-2017-0059
)
Mr. Randy Majors)
Lighthouse Homes and Remodeling) **EXPEDITED SETTLEMENT**
4018 E Race Court) **AGREEMENT AND**
Meridian Idaho 83646) **FINAL ORDER**
)
Respondent.)
_____)

EXPEDITED SETTLEMENT AGREEMENT and FINAL ORDER

1. The U.S. Environmental Protections Agency (“EPA”) alleges that Lighthouse Homes and Remodeling (“Respondent”) failed to comply with Section 402(c) of the U.S. Toxic Substances Control Act, 42 U.S.C. § 2601 et seq. (TSCA).

2. Under Section 402(c) of TSCA, Respondent was required to: (1) obtain initial firm certification from the EPA to perform, offer, or claims to perform renovations for compensation under 40 C.F.R. § 745.89(a), pursuant to 40 C.F.R. § 745.81(a)(2)(ii) and; (2) maintain copies of their course completion certificate(s) (proof of renovator certification) at the work site pursuant to 40 C.F.R. § 745.90(b)(7).

3. The EPA and Respondent agree that settlement of this matter for a civil penalty of **\$400** is in the public interest.

4. Not more than thirty (30) calendar days after the effective date of the Final Order, respondent shall deposit the civil penalty amount listed in paragraph 3 by one of the following methods.

6. The EPA is authorized to enter into this Expedited Settlement Agreement (“Agreement”), and this proceeding for the assessment of a civil penalty is simultaneously commenced and concluded, pursuant to Section 16 of TSCA and 40 C.F.R. § 22.13(b).

Jennifer Sulcer, Compliance Officer
U.S. Environmental Protection Agency
Region 10, Mail Stop OCE-101
1200 Sixth Avenue, Suite 900
Seattle, WA 98101

By written notice to Respondent, the EPA may change the address and/or person listed above.

7. If Respondent fails to make the payment in a timely manner as required by Paragraph 4, then Respondent shall pay a stipulated penalty of \$37,500 per calendar day for every day the civil penalty payment is late, unless the EPA in writing excuses or mitigates the stipulated penalty if the EPA determines that the failure to comply occurred despite Respondent’s exercise of good faith and due diligence.

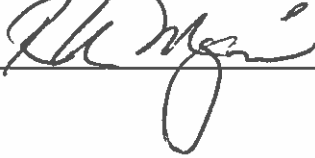
8. In signing this Agreement, Respondent: (a) admits that Respondent is subject to the requirement(s) in Paragraph 2 (above); (b) admits that the EPA has jurisdiction over Respondent and Respondent’s conduct as alleged herein; (c) neither admits nor denies the factual allegations contained herein; (d) consents to the assessment of this penalty; and (e) waives any right to contest the allegations contained herein, and its right to appeal the proposed Final Order attached hereto.

9. By its signature below, Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that Respondent: (a) has corrected the alleged violation(s), (b) agrees to provide a deposit for payment of the civil penalty set forth in Paragraph 4; (c) agrees to submit a true and accurate proof of deposit for payment of said civil penalty to the EPA upon entry of the Final Order attached hereto.

IT IS SO AGREED,

Name (print): RANDYK. MAJORS

Title (print): OWNER

Signature: 

Date: 3/08/2017

APPROVED BY EPA:


Edward J. Kowalski, Director
Office of Compliance and Enforcement
EPA Region 10

Date: 3/02/2017



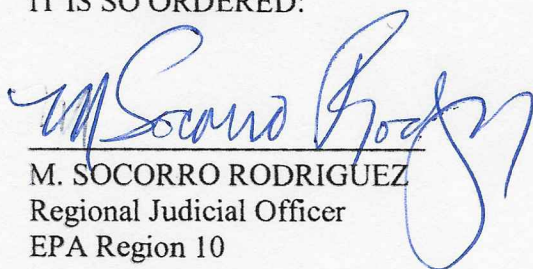
FINAL ORDER

Pursuant to the authority of Section 16 of TSCA, 15 U.S.C. § 2615, and according to the terms of this Agreement, IT IS HEREBY ORDERED THAT:

1. Lighthouse Homes and Remodeling ("Respondent") shall comply with all terms of the Expedited Settlement Agreement;
2. Respondent is assessed a civil penalty of (\$400); and
3. Respondent shall, in accordance with the payment provisions set forth in the Expedited Settlement Agreement, make payment via certified or cashier's check, money order, or through a wire transfer as described in the Expedited Settlement Agreement.

This Agreement shall be effective upon the filing of the Final Order by the Regional Hearing Clerk for the EPA, Region 10. Unless otherwise stated, all time periods stated herein shall be calculated in calendar days from such date.

IT IS SO ORDERED:


M. SOCORRO RODRIGUEZ
Regional Judicial Officer
EPA Region 10

Date March 30, 2017

Certificate of Service

The undersigned certifies that the original of the attached **EXPEDITED SETTLEMENT AGREEMENT AND FINAL ORDER, In the Matter of: Mr. Randy Majors, Lighthouse Homes and Remodeling, Docket No.: TSCA-10-2017-0059**, was filed with the Regional Hearing Clerk and served on the addressees in the following manner on the date specified below:

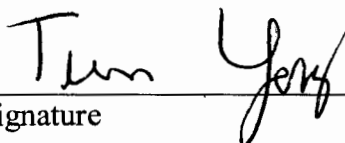
The undersigned certifies that a true and correct copy of the document was delivered to:

Jennifer Sulcer, Lead-Based Paint Compliance Officer
U.S. Environmental Protection Agency
Region 10, Mail Stop OCE-100
1200 Sixth Avenue, Suite 900
Seattle, WA 98101

Further, the undersigned certifies that a true and correct copy of the aforementioned document was placed in the United States mail certified/return receipt to:

Mr. Randy Majors
Lighthouse Homes and Remodeling
4018 E. Race Court
Meridian, Idaho 83646

DATED this 31 day of March, 2017



Signature

Teresa Young
Regional Hearing Clerk
EPA Region 10