



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

BY EMAIL

Dated via electronic signature below

Ms. LeAnn Jensen
Regional Judicial Officer
U.S. EPA, Region 1 (Mail Code 4-MI)
5 Post Office Square, Suite 100
Boston, MA 02109-3912
Jensen.LeAnn@epa.gov

Re: *In the matter of Pine Tree Propane, LLC, Docket No. CAA 01-2023-0024*

Dear Ms. Jensen:

In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2), and simultaneously transmitted with this letter, please find an Expedited Settlement Agreement (“ESA”) and proposed final order settling the above-referenced action. The ESA has been signed by the parties and is now being submitted to you for approval. We apologize for formatting deficiencies in the penalty calculation attached to the ESA, but we did not want to engage in post-signature modification of the penalty calculation.

If signed by you, the ESA will resolve administrative civil penalty liability of the Respondent, Pine Tree Propane, LLC, for the alleged violations of Section 112(r)(7) of the Clean Air Act (“CAA”), 42 U.S.C. § 7412(r)(7) described in the ESA. The alleged violations occurred at Respondent’s facility located at 43 Propane Lane in Hermon, Maine.

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 \$10,320 penalty.

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. I will be submitting the

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Respondent's original signature to Regional Hearing Clerk when EPA receives it in the mail.
This settlement does not have any public notice requirements.

Thank you for your attention to this matter.

Respectfully submitted,

Catherine Smith

Senior Enforcement Counsel

cc (via email): Katie Foster, R.H. Foster Energy, LLC
 Andrew Meyer, EPA
 Mary Jane O'Donnell, EPA