

**FILED**

**February 3, 2026**

**6:23AM**

**U.S. EPA REGION 7**

**HEARING CLERK**

**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 7**

**In the Matter of:**

Amcor Flexibles North America, Inc.  
1400 East O’Neal Street  
Centerville, Iowa 52544  
EPA ID IAD984621383,

**Respondent.**

**Docket No. RCRA-07-2026-0060**

**EXPEDITED SETTLEMENT  
AGREEMENT AND FINAL ORDER**

**EXPEDITED SETTLEMENT AGREEMENT**

- 1) The U.S. Environmental Protection Agency (“EPA”) is authorized to enter into this Expedited Settlement Agreement (“Agreement” or “ESA”) pursuant to Section 3008(a) of the Resource Conservation and Recovery Act (“RCRA”), 42 U.S.C. § 6928(a), and 40 C.F.R. § 22.13(b).
- 2) The EPA has provided the State of Iowa with notice of the referenced violations of Subtitle C of RCRA as required by Section 3008(a)(2).
- 3) Amcor Flexibles North America, Inc. (“Respondent”) is the owner or operator of the facility located at 1400 East O’Neal Street, Centerville, Iowa 52544 (“Facility”). The EPA inspected the Facility, on July 8, 2025. As a result of the findings during the inspection and additional investigation, the EPA alleges that Respondent violated the following requirements of the RCRA hazardous waste management program:
  - a. **Failure to accumulate solvent-contaminated wipes in closed and labeled containers - Title 40 C.F.R. § 261.4(a)(26)(i)** requires that solvent-contaminated wipes that are sent for cleaning and reuse, when accumulated, stored, and transported, are contained in a non-leaking, closed container that is labeled “Excluded Solvent-Contaminated Wipes.” At the time of the EPA inspection, Respondent was accumulating solvent-contaminated wipes in six containers that were not closed and were not labeled with the words “Excluded Solvent-Contaminated Wipes.” (NOPF 6 and 7, CEI report pages 8-9, photographs 21, 22, 27, and 29)
  - b. **Failure to Close Satellite Accumulation Containers - Title 40 C.F.R. § 262.15(a)(4)** requires that for a large quantity generator (LQG) satellite containers holding hazardous waste must be closed at all times, except when adding, removing, or consolidating waste; or when temporary venting of a container is necessary. At the time of the EPA inspection, Respondent was accumulating hazardous waste in numerous satellite accumulation containers, but

seven containers were not closed. (NOPF 3, CEI report pages 10-11, Photographs 38 and 40)

- c. **Failure to Inspect Central Accumulation Containers - Title 40 C.F.R. § 262.17(a)(1)(v)** requires an LQG to, at least weekly, inspect CAAs. At the time of the EPA inspection, Respondent did not have inspection records for the periods January 10 through 24, 2024, and August 7 through 21, 2024. (NOPF 9, CEI report page 13, Attachment 14)
  - d. **Failure to describe, in writing, skills, qualifications, and duties of each hazardous waste job title – 40 C.F.R. 262.17(a)(7)(iv)(B)** requires an LQG to maintain a written job description for each position listed under 40 C.F.R. 262.17(a)(7)(iv)(A) of personnel positions at the facility related to hazardous waste management. This description must include the requisite skill, education, or other qualifications, and duties of facility personnel assigned to each position. (NOPF 4, CEI report pages 14-15)
  - e. **Failure to prepare written descriptions of the type and amount of introductory and continuing training, - 40 C.F.R. 262.17(a)(7)(iv)(C)** requires an LQG to maintain a written description of the type and amount of both introductory and continuing training that will be given to each person filling a position listed under 40 C.F.R. 262.17(a)(7)(iv)(A) of personnel positions at the facility related to hazardous waste management. (NOPF 5, CEI report pages 14-15)
  - f. Because Respondent failed to comply with the generator requirements as set forth in Paragraphs (a) through (e) above, Respondent was not authorized to accumulate hazardous waste at its facility for any length of time, and therefore was operating a hazardous waste storage facility without a permit in violation of Section 3005 of RCRA, 42 U.S.C. § 6925.
- 4) In determining the amount of the penalty to be assessed, EPA has taken into account the factors specified in Section 3008 of RCRA, 42 U.S.C. § 6928. After considering these factors, EPA has determined and Respondent agrees that settlement of this matter for a civil penalty of six thousand two hundred fifty dollars (\$6,250.00) is in the public interest.
  - 5) Respondent shall pay the penalty within thirty (30) days of the effective date of the Final Order. Such payment shall identify Respondent by name and docket number and shall be made using any payment method provided at <http://www.epa.gov/financial/makepayment>. For instructions for wire transfers and additional information, see <https://www.epa.gov/financial/additional-instructions-making-payments-epa>.
  - 6) A copy of the information confirming payment shall simultaneously be emailed to the following:

Regional Hearing Clerk  
[R7\\_Hearing\\_Clerk\\_Filings@epa.gov](mailto:R7_Hearing_Clerk_Filings@epa.gov); and

Milady Peters, Paralegal  
[peters.milady@epa.gov](mailto:peters.milady@epa.gov).

- 7) In signing this Agreement, Respondent: (a) admits that Respondent is subject to RCRA and its implementing regulations; (b) admits that 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) consents to electronic service of the filed ESA to the following email address: [John.Cohrs@amcor.com](mailto:John.Cohrs@amcor.com). Respondent understands that the ESA will become publicly available upon filing.
- 8) By its signature below Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that: (a) the alleged violations have been corrected, and (b) it is presently in compliance with all requirements of RCRA, 42 U.S.C. § 6901 *et. seq.*, its implementing regulations, and any permit issued pursuant to RCRA.
- 9) By signing this Agreement, Respondent waives any rights or defenses that Respondent has or may have for this matter to be resolved in federal court, including, but not limited to any right to a jury trial, and waives any right to challenge the lawfulness of the final order accompanying the Expedited Settlement Agreement.
- 10) The undersigned representative of Respondent certifies that he or she is fully authorized to enter the terms and conditions of this Expedited Settlement Agreement and to execute and legally bind Respondent to it.
- 11) Full payment of the civil penalty shall only resolve Respondent's liability for federal civil penalties for the violations alleged herein. The EPA reserves the right to take any enforcement action with respect to any other past, present, or future violations of RCRA or any other applicable law.
- 12) The penalty specified herein shall represent civil penalties assessed by EPA and shall not be deductible for purposes of Federal, State and local taxes.
- 13) Each party shall bear its own costs and fees, if any.
- 14) This Agreement is binding on the parties signing below.

IT IS SO AGREED,

FREDERICK J SUEDEMAN

Name (print)

V.P. OF OPERATIONS

Title (print)

*FJ Suede*

Signature

12/31/25

Date

APPROVED BY EPA:

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Alyse Stoy  
Acting Director  
Enforcement and Compliance Assurance Division

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Date

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Kelley Catlin, Attorney  
Office of Regional Counsel

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Date

FINAL ORDER

Pursuant to the authority of Section 3008(a) of RCRA, 42 U.S.C. § 6928(a), and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. Part 22, the foregoing Expedited Settlement Agreement resolving this matter is hereby ratified and incorporated by reference into this Final Order.

Respondent is ORDERED to comply with all of the terms of the Expedited Settlement Agreement. In accordance with 40 C.F.R. § 22.31(b), the effective date of the foregoing Expedited Settlement Agreement and this Final Order is the date on which this Final Order is filed with the Regional Hearing Clerk.

IT IS SO ORDERED.

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Karina Borromeo  
Regional Judicial Officer

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Date

**CERTIFICATE OF SERVICE**  
**To be completed by EPA**

I certify that that a true and correct copy of the foregoing Expedited Settlement Agreement and Final Order, in the matter of Amcor Flexibles North America, Inc., EPA Docket No. RCRA-07-2026-0060, was sent this day in the following manner to the following addressees:

Copy via e-mail to Complainant:

Kelley Catlin, Office of Regional Counsel  
[catlin.kelley@epa.gov](mailto:catlin.kelley@epa.gov)

Koba Butkovich, Enforcement and Compliance Assurance Division  
[butkovich.koba@epa.gov](mailto:butkovich.koba@epa.gov)

Milady Peters, Office of Regional Counsel  
[peters.milady@epa.gov](mailto:peters.milady@epa.gov)

Copy via e-mail to Respondent:

Mitch Cohrs, EHS Manager  
Amcor Flexibles North America, Inc.  
1400 East O'Neal Street  
Centerville, Iowa 52544  
[John.Cohrs@amcor.com](mailto:John.Cohrs@amcor.com)

Copy via e-mail to the State of Iowa:

Ed Tormey, Administrator ([ed.tormey@dnr.iowa.gov](mailto:ed.tormey@dnr.iowa.gov))  
Environmental Services Division  
Iowa Department of Natural Resources

Mike Sullivan, Section Supervisor ([michael.sullivan@dnr.iowa.gov](mailto:michael.sullivan@dnr.iowa.gov))  
Solid Waste and Contaminated Sites Section  
Iowa Department of Natural Resources

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2026.

\_\_\_\_\_  
Signed