

EPA ENFORCEMENT ACCOUNTS RECEIVABLE CONTROL NUMBER FORM FOR ADMINISTRATIVE ACTIONS

This form was originated by Wanda I. Santiago for Timothy M. Conroy 9/28/17  
Name of Case Attorney Date

In the ORC (RAA) at 918-1113  
Office & Mail Code Phone number

Case Docket Number TSCA-01-2017-0043

Site-specific Superfund (SF) Acct. Number \_\_\_\_\_

This is an original debt  This is a modification

Name and address of Person and/or Company/Municipality making the payment:

University of Connecticut  
743 Mansfield Road  
Storrs, CT 06269-1177  
c/o Richard F. Orr

Total Dollar Amount of Receivable \$ 28,125 Due Date: 10/27/17

SEP due? Yes  No  Date Due \_\_\_\_\_

Installment Method (if applicable)

INSTALLMENTS OF:

- 1<sup>st</sup> \$ \_\_\_\_\_ on \_\_\_\_\_
- 2<sup>nd</sup> \$ \_\_\_\_\_ on \_\_\_\_\_
- 3<sup>rd</sup> \$ \_\_\_\_\_ on \_\_\_\_\_
- 4<sup>th</sup> \$ \_\_\_\_\_ on \_\_\_\_\_
- 5<sup>th</sup> \$ \_\_\_\_\_ on \_\_\_\_\_

For RHC Tracking Purposes:

Copy of Check Received by RHC \_\_\_\_\_ Notice Sent to Finance \_\_\_\_\_

**TO BE FILLED OUT BY LOCAL FINANCIAL MANAGEMENT OFFICE:**

IFMS Accounts Receivable Control Number \_\_\_\_\_

If you have any questions call: \_\_\_\_\_ Phone Number  
in the Financial Management Office



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
NEW ENGLAND REGION

September 27, 2017

Wanda Santiago  
Paralegal/Regional Hearing Clerk  
U.S. Environmental Protection Agency  
Region I  
5 Post Office Square  
Boston, Massachusetts 02109



**Re:** The University of Connecticut, Respondent  
**Docket No. TSCA-01-2017-0043**

Dear Ms. Santiago:

Enclosed for filing in the above-referenced matter, please find the original and one copy of the executed Consent Agreement and Final Order in this matter.

Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in blue ink that reads "Timothy M. Conway".

Timothy M. Conway  
Senior Enforcement Counsel

Enclosures

cc:

David J. Monz, Esquire

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 1

\_\_\_\_\_  
IN THE MATTER OF )  
 )  
 )  
University of Connecticut )  
Storrs, CT 06269 )  
 )  
Proceeding under Section )  
16(a) of the Toxic Substances Control Act )  
\_\_\_\_\_ )

Docket No. TSCA 01-2017-0043



CONSENT AGREEMENT

A. PRELIMINARY STATEMENT

1. This is an administrative penalty assessment proceeding brought under Section 16(a) of the Toxic Substances Control Act (“TSCA”), 15 U.S.C. § 2615(a), and Sections 22.13 and 22.18 of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (“Consolidated Rules”), as codified at 40 C.F.R. Part 22.
2. Complainant is the United States Environmental Protection Agency, Region 1 (the “EPA”). On the EPA’s behalf, Joanna Jerison, Legal Enforcement Manager, Office of Environmental Stewardship, is delegated the authority to settle civil administrative penalty proceedings under Section 16(a) of TSCA.
3. Respondent is the University of Connecticut (“UConn”). Respondent is a “person” as defined in 40 C.F.R. § 761.3.
4. Complainant and Respondent, having agreed that settlement of this action is in the public interest, consent to the entry of this consent agreement (“Consent Agreement” or “Agreement”) and the attached final order (“Final Order” or “Order”) without

adjudication of any issues of law or fact herein, and without admitting or denying specific factual allegations herein (see 40 C.F.R. § 22.18(b)(2)) , and Respondent agrees to comply with the terms of this Consent Agreement and Final Order.

#### B. JURISDICTION

5. This Consent Agreement is entered into under Section 16(a) of TSCA, 15 U.S.C. § 2615(a), and the Consolidated Rules, 40 C.F.R. Part 22.
6. This Consent Agreement simultaneously commences and concludes the cause of action described herein, pursuant to 40 C.F.R. §§ 22.13(b) and 22.18(b). The Regional Judicial Officer is authorized to ratify this Consent Agreement which memorializes a settlement between Complainant and Respondent. 40 C.F.R. §§ 22.4(b) and 22.18(b).

#### C. STATUTORY AND REGULATORY AUTHORITY

7. EPA promulgated regulations regarding polychlorinated biphenyls (“PCBs”) pursuant to Section 6(e) of TSCA, 15 U.S.C. § 2605(e) (“the PCB Regulations).
8. The PCB regulations “establish prohibitions of, and requirements for, the manufacturing, processing, distribution in commerce, use, disposal, storage, and marking of PCBs and PCB Items.” 40 C.F.R. § 761.1(a).
9. Pursuant to 40 C.F.R. § 761.3, the PCB Regulations define “PCB” as “any chemical substance that is limited to the biphenyl molecule that has been chlorinated to varying degrees or any combination of substances which contain such substance.” Pursuant to 40 C.F.R. § 761.3, the PCB Regulations define “PCB remediation waste” as “waste containing PCBs as a result of a spill, release, or other unauthorized disposal, at the following concentrations: Materials disposed of prior to April 18, 1978, that are currently at concentrations  $\geq$  50 ppm [parts per million] PCBs, regardless of the

concentration of the original spill; materials which are currently at any volume or concentration where the original source was  $\geq 500$  ppm PCBs beginning on April 18, 1978, or  $\geq 50$  ppm PCB beginning on July 2, 1979; and materials which are currently at any concentration if the PCBs are spilled or released from a source not authorized for use under this part.” PCB remediation waste can include environmental media containing PCBs, such as soil.

10. Pursuant to the general PCB disposal requirements of 40 C.F.R. § 761.50(a), *any person* [emphasis added] storing or disposing of PCB waste must do so in accordance with Subpart D of 40 CFR Part 761 (§§ 761.50-751.79). Forty C.F.R. § 761.50(b)(3) further specifies that PCB remediation waste is regulated for cleanup and disposal under Part 761.61.
11. Pursuant to 40 C.F.R. § 761.61(a)(4), PCB remediation waste that is soil is categorized as “Bulk Remediation Waste,” and pursuant to 40 C.F.R. § 761.61(a)(5)(i), any person cleaning up bulk PCB remediation waste shall do so to the levels in 40 C.F.R. § 761.61(a)(4)(i).
12. Forty C.F.R. § 761.61(a)(5)(ii) further prescribes that bulk PCB remediation waste with a PCB concentration of less than 50 ppm shall be disposed of in accordance with § 761.61(a)(5)(V)(A), which in turn lists the appropriate disposal facilities: 1) A facility permitted, licensed, or registered by a State to manage municipal solid waste subject to 40 C.F.R. Part 258; 2) A facility permitted, licensed, or registered by a State to manage non- municipal non-hazardous waste subject to 40 C.F.R. §§ 257.5 through 257.30, as applicable; 3) A hazardous waste landfill permitted by EPA under section 3004 of RCRA, or by a State authorized under section 3006 of RCRA; 4) A PCB disposal facility approved under this chapter.

13. Pursuant to 40 C.F.R. § 761.61(c), any person wishing to dispose of PCB bulk product waste in a manner other than prescribed in 40 C.F.R. 761.61(a) or (b) must obtain a risk-based disposal approval from EPA.
14. The Environmental Appeals Board further explored the extent of liability for PCB disposal violations in *In the Matter of City of Detroit Public Lighting Dept.*, finding that persons who cause or contribute to the cause of disposal have responsibility under TSCA for proper disposal of PCBs. *In the Matter of City of Detroit Public Lighting Dept.*, 3 E.A.D. 514, 523 (Feb. 6, 1991).
15. Section 16(a) of TSCA, 15 U.S.C. § 2615(a), authorizes the assessment of a civil administrative penalty of up to \$25,000 per day for each violation. Pursuant to the Debt Collection Improvement Act of 1996 (“DCIA”), 31 U.S.C. § 3701, 40 C.F.R. Part 19, and the Fed. Reg. 3633 (Jan. 12, 2017), violations that occurred between January 12, 2009 and November 2, 2015 are subject to penalties up to \$37,500 per day per violation.

#### D. ALLEGED VIOLATIONS OF LAW

16. Respondent UConn is a public university whose main campus is in Storrs, Connecticut.
17. In October 2008, ATC Associates Inc., an environmental consulting company (“ATC”), and UConn entered into a Contract for ATC to perform “On-Call Consultant Services Environmental Engineering” (“On-Call Contract”). The provisions of the On-Call Contract governed individual projects and Task Letters issued in accordance with the On-Call Contract.
18. On January 7, 2011, with respect to Grange, Hicks and Shippee Halls on the Storrs, Connecticut campus (collectively the “Facility”), UConn assigned ATC under Task

Letter 1 of the On-Call Contract to perform environmental consulting for UConn for a window replacement project (the "Facility Project"). ATC tasks under Task Letter 1 include, among other things, to perform testing and reporting of PCB caulking at the Facility, and to specify the abatement of PCBs at the Facility. The Facility Project, including the abatement of PCBs, took place on property owned and managed by UConn.

19. On January 31, 2012, under Task Letter 2 of the On-Call Contract, ATC prepared a Scope of Work for the Facility Project ("January 2012 Scope of Work"). The January 2012 Scope of Work included that ATC would perform "[a]dditional design services to prepare an additional specification section outlining the requirements for removal and disposal of caulking containing PCBs."
20. On June 11, 2012, under Task Letter #3 of the On-Call Contract, ATC prepared a project contract that included a Scope of Work ("June 2012 Scope of Work"). The June 2012 Scope of Work included, among other things, the following services to be provided by ATC: "[a]dditional design services to prepare specification sections outlining the remediation and encapsulation of PCB containing materials"; and "[p]repare PCB Abatement and Remediation Plans for submission to Connecticut DEEP and USEPA."
21. On April 13, 2012, ATC submitted to UConn PCB Abatement and Remediation Plans for Hicks and Shippee Halls. The PCB Abatement and Remediation Plan for Shippee Hall ("Shippee PCB Plan") provided the following:
  - a. That the Shippee PCB Plan "has been prepared in accordance and compliance with [EPA] notification and certification requirements for risk-based disposal of PCB remediation waste per 40 CFR 761.61(c);"

- b. The exterior window frame caulking and window glazing compound contain PCB concentrations equal to or greater than 50 parts per million (ppm);
- c. A determination that soil located around the perimeter of the building foundation contained PCB concentrations equal to or greater than 1 ppm, thereby classifying these materials as PCB Remediation Waste;
- d. A statement that “[f]ollowing completion of window replacement activities, the top twelve inches of soil located around the circumference of the building foundation will be removed as PCB Remediation Waste”;
- e. A statement that “[u]pon completion of the cleaning process all porous substrates classified as PCB Remediation Waste will be encapsulated”;
- f. An objective to ensure that PCB abatement and remediation activities conducted as part of the Facility Project at Shippee Hall are performed in accordance with and in compliance with TSCA and associated regulations at 40 C.F.R. Part 761;
- g. A commitment that documentation of the field activities “will be performed on a daily basis by the contractor and project inspector/engineer ... and will be summarized at the conclusion of the remediation in a Remedial Action Report,” to be filed within 30 days of the completion;
- h. General requirements including excavation, removal and off-site disposal of soil as PCB Remediation Waste;
- i. That the project inspector/engineer would maintain a daily log of on-site remedial activities, including waste transporter information; and
- j. That the Remedial Action Report would be prepared upon receipt of certifications of treatment/disposal from the treatment/disposal facility, and would include waste transport and treatment/disposal information, and copies of



waste manifests and bills of lading.

22. On or about April 16, 2012, ATC submitted to EPA for approval pursuant to 40 C.F.R. § 761.61(c) the PCB Abatement and Remediation Plans for Hicks and Shippee Halls referenced above in Paragraph 21 of this Agreement.
23. On November 26, 2012, UConn entered into a contract with A&A Window Products, Inc. (“A&A”) for A&A to perform certain activities in the Facility Project. On April 24, 2013, A&A entered into a subcontract with Dec-Tam to provide disposal services for the Facility Project.
24. During performance of the Facility Project work at Shippee Hall, A&A and Dec-Tam performed Facility Project work activities. ATC provided regular on-site project monitoring, and compiled daily site logs. UConn states that, based on the scope of ATC’s involvement in the Facility Project as described herein, UConn relied on ATC for the proper characterization and handling of all PCB waste.
25. During the performance of the Facility Project, soils containing PCBs and meeting the definition of PCB Remediation Waste were shipped for disposal to Minerva Enterprises, LLC (“Minerva”), a construction and demolition debris disposal facility. Minerva is not permitted, licensed, or registered to accept PCB Remediation Waste. Such shipments, for which a member of UConn’s Office of Environmental Health and Safety signed the PCB waste manifests as “generator”, included soil excavated at Shippee Hall shipped on September 5, 2013 to Minerva under Manifest numbers 28311 and 287709. Such soils were shipped to Minerva as PCB Bulk Product Waste.
26. According to ATC’s daily logs of on-site remedial activities, ATC’s project monitoring personnel were present on-site on September 5, 2013, including one monitor present for 8.5 hours that day.

27. During the Facility Project at Shippee Hall, there were no shipments manifested for disposal as PCB Remediation Waste.
28. On September 20, 2013, ATC submitted to UConn a Compliance Report for the Facility Project (“Compliance Report”). In its Report, ATC states as follows:
  - a. The scope of work for Shippee Hall included “[r]emoval of approximately the top 6 inches of PCB-containing soil (i.e. PCB Remediation Waste) from the foundation out 5 feet along the north, east and south sides of the building”;
  - b. ATC’s project monitors observed contractor work practices and performance;
  - c. ATC’s project monitors visually inspected work areas to verify that abatement operations were complete; and
  - d. ATC’s conclusion that “[b]ased on observation of contractor work practices and procedures ... PCB abatement was performed in accordance with applicable federal, state, and local regulations, and with project specifications.”
29. The PCB-contaminated soils excavated from around Shippee Hall were PCB Remediation Waste because they were released from a source not authorized for use under the PCB Regulations, specifically from exterior window caulking and glazing compounds that contained PCBs over 50 ppm. See 40 C.F.R. §§ 761.20(a) and 761.30.
30. Accordingly, Respondent’s failure to properly dispose of the PCB Remediation Waste violated Section 15 of TSCA and 40 C.F.R. §§ 761.50(a) and 761.61.

#### E. TERMS OF CONSENT AGREEMENT

31. For the purpose of this proceeding, as required by 40 C.F.R. § 22.18(b)(2),  
UConn:
  - a. admits that the EPA has jurisdiction over the subject matter alleged in this

Agreement;

- b. neither admits nor denies the specific factual allegations of Section D of this Agreement;
- c. consents to the assessment of a civil penalty as stated below;
- d. consents to the conditions specified in this Agreement;
- e. waives any right to contest the alleged violations of law set forth in Section D of this Agreement; and
- f. waives its rights to appeal the Order accompanying this Agreement.

32. For the purpose of this proceeding, UConn:

- a. acknowledges that this Agreement constitutes an enforcement action for purposes of considering UConn's respective compliance history in any subsequent enforcement actions;
- b. waives any and all remedies, claims for relief and otherwise available rights to judicial or administrative review that it may have with respect to any issue of fact or law set forth in this Order;
- c. consents to personal jurisdiction in any action to enforce this Agreement or Order, or both, in the United States District Court for the District of Connecticut; and
- d. waives any rights it may possess at law or in equity to challenge the authority of the EPA to bring a civil action in a United States District Court to compel compliance with the penalty provisions of the Agreement or Order, or both, and agrees that federal law shall govern in any such civil action.

33. Penalty Payment

- a. EPA is authorized to assess a civil penalty of \$37,500 per day per violation in this matter, applying the factors set forth in Section 16(a)(2)(B) of TSCA, 15 U.S.C. § 2615(a)(2)(B), and the 1990 Polychlorinated Biphenyls (PCB) Penalty Policy issued by EPA.
- b. In light of the particular facts and circumstances of this matter, with specific reference to the statutory factors of Section 16(a) of TSCA, 15 U.S.C. § 2615(a) and UConn's cooperation and prompt acceptance of responsibility, EPA has determined that it is fair and proper to assess a civil penalty for the violations alleged in Section D of this Agreement in the total amount of Twenty-eight Thousand, One Hundred and Twenty-five Dollars (\$28,125).
- c. Respondent agrees to pay the civil penalty of \$28,125 ("EPA Penalty") within 30 days of the Effective Date of this Agreement.
- d. UConn agrees to pay the EPA Penalty by submitting a bank, cashier's, or certified check, or by wire transfer. A check shall be payable to the order of the "Treasurer, United States of America." The payment shall be remitted as follows:

If by regular U.S. Mail:

U.S. Environmental Protection Agency  
Fines and Penalties  
Cincinnati Finance Center  
P.O. Box 979077  
St. Louis, MO 63197-9000

If by any overnight commercial carrier:

U.S. Bank  
1005 Convention Plaza  
Mail Station SL-MO-C2GL

St. Louis, Missouri 63101

If submitted by wire transfer:

Federal Reserve Bank of New York  
ABA = 021030004  
Account = 68010727  
SWIFT address = FRNYUS33  
33 Liberty Street  
New York, NY 10045

Respondent shall note the case name and docket number of this action on the check/wire transfer and in an accompanying cover letter, and shall simultaneously provide copies of the check/wire transfer and cover letter to:

Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region I  
5 Post Office Square  
Suite 100, Mail Code ORA18-1  
Boston, MA 02109-3912

and

Timothy M. Conway  
Senior Enforcement Counsel  
U.S. Environmental Protection Agency, Region I  
5 Post Office Square  
Suite 100, Mail Code OES4-03  
Boston, MA 02109

34. If the penalty assessed under this Agreement is not paid timely, the EPA may:
- a. request the Attorney General to bring a civil action in the United States District Court for the District of Connecticut to recover the amount assessed, plus interest at currently prevailing rates from the date of the Final Order pursuant to Section 16(a)(4) of TSCA, 15 U.S.C. § 2615(a)(4). Pursuant to 31 U.S.C. § 3717, EPA is entitled to assess interest and penalty on debts owed to the United States and a charge to cover the costs of processing and handling a delinquent claim. Interest will therefore begin to accrue on a civil or stipulated penalty if it is not paid by the

last date required. Interest will be assessed at the rate of the U.S. Treasury tax and loan rate in accordance with 31 C.F.R. § 901.9(b)(2). A charge will be assessed to cover the cost of debt collection, including processing and handling costs and attorney's fees. In addition, a non-payment penalty charge of six (6) percent per year compounded annually will be assessed on any portion of the debt which remains delinquent more than ninety (90) days after payment is due. Any such non-payment penalty charge on the debt will accrue from the date the penalty payment becomes due and is not paid, in accordance with 31 C.F.R. § 901.9(d).

- b. report the debt to a credit reporting agency or use a collection agency pursuant to 40 C.F.R. §§ 13.13 and 13.14; and
  - c. collect the debt by administrative offset (i.e., the withholding of money payable by the United States to, or held by the United States for, a person to satisfy the debt the person owes the Government), which includes, but is not limited to, referral to the Internal Revenue Service for offset against income tax refunds, 40 C.F.R. Part 13, Subparts C and H.
35. By signing this Agreement, Respondent acknowledges that this Agreement and Order will be fully releasable and available to the public.
36. By signing this Agreement, the undersigned representative of Complainant and the undersigned representative of Respondent certifies that he or she is fully authorized to execute and enter into the terms and conditions of this Agreement and has the legal capacity to bind the party he or she represents to this Agreement.
37. Except as qualified by Paragraph 34 each party shall bear its own attorney's fees, costs, and disbursements incurred in this proceeding, and specifically waives any right

to recover such costs from the other party pursuant to the Equal Access to Justice Act, 5 U.S.C. § 504, or other applicable law.

F. EFFECT OF CONSENT AGREEMENT AND ATTACHED FINAL ORDER

38. In accordance with 40 C.F.R. § 22.18(c), completion of the terms of this Consent Agreement and Final Order resolves Respondent's liability for federal civil penalties for the violations and facts specifically alleged in Section D of this Agreement. EPA reserves all its other criminal and civil enforcement authorities.
39. Penalties paid pursuant to this Agreement shall not be deductible for purposes of federal taxes.
40. The terms, conditions, and compliance requirements of this Agreement may not be modified or amended except upon the written agreement of both parties, and approval of the Regional Judicial Officer.
41. Except as set forth above in Paragraph 38, nothing in this Agreement shall relieve Respondent of the duty to comply with all applicable provisions of TSCA and other federal, state, or local laws or statutes, nor shall it restrict the EPA's authority to seek compliance with any applicable laws or regulations, nor shall it be construed to be a ruling on, or determination of, any issue related to any federal, state, or local permit.
42. Nothing herein shall be construed to limit the power of the EPA to undertake any action against Respondent or any person in response to conditions that may present an imminent and substantial endangerment to the public health, welfare, or the environment.
43. Nothing herein shall have the effect of preventing or in any way limiting UConn from

pursuing its remedies against any entity not a party to this Consent Agreement.

#### G. EFFECTIVE DATE

44. Respondent and Complainant agree to issuance of the attached Final Order. Upon filing, the EPA will transmit a copy of the filed Consent Agreement to Respondent. This Consent Agreement and attached Final Order shall become effective after execution of the Final Order by the Regional Judicial Officer, on the date of filing with the Hearing Clerk.



The foregoing Consent Agreement In the Matter of the University of Connecticut, Docket No. TSCA 01-2017-0043, is Hereby Stipulated, Agreed, and Approved for Entry.

FOR RESPONDENT UNIVERSITY OF CONNECTICUT

Signature  Date 9/14/17

Printed Name: **Scott A. Jordan**

Executive Vice President  
for Administration  
and Chief Financial Officer

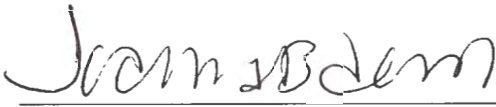
Title: \_\_\_\_\_

Address: \_\_\_\_\_

The foregoing Consent Agreement In the Matter of the University of Connecticut, Docket No. TSCA 01-2017-0043, is Hereby Stipulated, Agreed, and Approved for Entry.

FOR COMPLAINANT:

9/22/17  
DATE

  
Joanna Jerison, Legal Enforcement Manager  
Office of Environmental Stewardship  
U.S. Environmental Protection Agency – Region 1  
5 Post Office Square, Suite 100  
Boston, MA 02109-3912

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I

\_\_\_\_\_  
IN THE MATTER OF )  
 )  
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 )  
University of Connecticut )  
Storrs, CT 06269 )  
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Proceeding under Section )  
16(a) of the Toxic Substances Control Act )  
\_\_\_\_\_ )

Docket No. TSCA 01-2017-0043



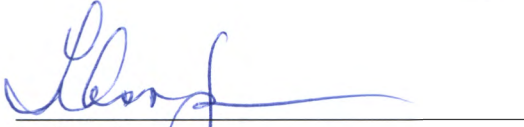
FINAL ORDER

In accordance with 40 C.F.R. § 22.18(b) of the United States Environmental Protection Agency’s Consolidated Rules of Practice, the parties to this matter have forwarded the foregoing executed Consent Agreement for final approval. Section 16(a) of TSCA, 15 U.S.C. § 2615(a), authorizes EPA to issue an administrative penalty to enforce the requirements of TSCA.

Pursuant to 40 C.F.R. § 22.18(b) of EPA’s Consolidated Rules of Practice, the Consent Agreement is incorporated by reference into this Final Order and is hereby ratified. Section 16(a)(2)(C) of TSCA, 15 U.S.C. § 2615(a)(2)(C), authorizes EPA to compromise the maximum civil penalty of \$37,500 per day per violation. EPA has made such a compromise by applying the penalty factors set forth in Section 16(a)(2)(B) of TSCA, 15 U.S.C. § 2615(a)(2)(B), to the facts and circumstances of this case, including Respondent’s relative lack of culpability and Respondent’s high degree of cooperation. Pursuant to these provisions, EPA has modified the maximum civil penalty. Respondent, the University of Connecticut, has consented to the terms of this Consent Agreement. The Respondent is ordered to pay the civil penalty amount in the total amount of \$28,125 in the manner indicated. The terms of the Consent Agreement will

become effective on the date it is filed with the Regional Hearing Clerk.

SO ORDERED THIS 26<sup>th</sup> DAY OF September 2017.

  
\_\_\_\_\_  
LeAnn Jensen  
Acting Regional Judicial Officer

CERTIFICATE OF SERVICE

I certify that the foregoing "Consent Agreement" and "Final Order," in the Matter of the University of Connecticut, Docket No. TSCA 01-2017-0043, were sent to the following persons on the date noted below:

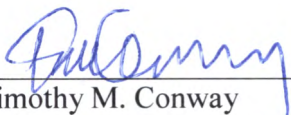
Original and One Copy  
(Hand-Delivered):

Wanda Santiago  
Regional Hearing Clerk  
U.S. Environmental Protection Agency - Region I  
5 Post Office Square  
Suite 100, ORA18-1  
Boston, MA 02109-3912

Copy, including  
(First class mail)

Richard F. Orr  
Vice President and General Counsel  
Office of the General Counsel  
University of Connecticut  
Budds Building  
343 Mansfield Road  
Storrs, CT 06269-1177

Dated: 9/27/17

  
\_\_\_\_\_  
Timothy M. Conway  
Senior Enforcement Counsel  
U.S. Environmental Protection Agency - Region I  
5 Post Office Square  
Suite 100, Mail Code OES04-3  
Boston, MA 02109-3912