September 1, 2026 9:37 am
USEPA – Region II
Regional Hearing Clerk

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2

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| In the Matter of | : | |
| | : | <u>CONSENT AGREEMENT</u> |
| Colgate-Palmolive Company, | : | <u>AND</u> |
| | : | <u>FINAL ORDER</u> |
| Respondent | : | |
| | : | Docket No. TSCA-02-2026-9242 |
| Proceeding under Section 16(a) of the | : | |
| Toxic Substances Control Act, as | : | |
| amended, 15 U.S.C. § 2615(a). | : | |
| ------------------------------------------------- | x | |

1. This administrative proceeding for the assessment of a civil penalty is being initiated pursuant to Section 16(a) of the Toxic Substances Control Act ("TSCA"), as amended, 15 U.S.C. § 2615(a). The United States Environmental Protection Agency ("EPA" or "Agency") under authority of TSCA has promulgated regulations governing, *inter alia*, the manufacture and importation of chemical substances, including requirements for reporting such activities to the EPA.

2. Section 16(a) of TSCA, 15 U.S.C. § 2615(a), authorizes the Administrator of EPA to enforce against persons who violate TSCA and its implementing regulations. That provision provides, in relevant part, that "[a]ny person who violated a provision of section 2614 or 2689 of this title [Sections 15 and 49 of TSCA, 15 U.S.C. §§ 2614 and 2689, respectively] shall be liable to the United States for a civil penalty…"

3. Complainant in this proceeding, the Director of the Enforcement and Compliance Assurance Division of EPA Region 2 ("Complainant"), has been delegated the authority to prosecute this proceeding.

4. Pursuant to 40 C.F.R. § 22.13(b) of 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, where parties agree to a settlement of one or more causes of action prior to the filing of an administrative complaint, a proceeding may be simultaneously commenced and concluded by the issuance of a Consent Agreement and Final Order ("CAFO") pursuant to 40 C.F.R. §§ 22.18(b)(2) and (3).

5. It has been agreed by the parties to this proceeding – Complainant and

Respondent Colgate-Palmolive Company – that settling this matter by entering into this Consent Agreement pursuant to 40 C.F.R. § 22.18(b)(2) is in the public interest and constitutes an appropriate means of resolving the claims of EPA, Region 2, against Respondent without the adjudication of any issues of law or fact herein.

## EPA FINDINGS OF FACT

6. Respondent was at all relevant times, and continues to be, a corporation existing under New York and New Jersey law.

7. Respondent's headquarters in the United States is, and was at all relevant times, located at 300 Park Avenue, New York, NY 10022 (the "Facility").

8. Respondent is engaged in, and at all relevant times has been engaged in, the commercial importation into the United States of various "chemical substances" within the meaning of Section 3(2) of TSCA, 15 U.S.C. § 2602(2). The transactions necessary to ensure the importations, including legal and logistical arrangements, were made and/or finalized at the Facility.

9. In one or more of the calendar years 2016, 2017, 2018, and 2019, Respondent imported for commercial purposes reportable quantities of the 47 chemical substances set forth in Appendix A, each such chemical substance identified by name and Chemical Abstract Services Registry Number (CASRN).

10. Pursuant to 40 CFR §§ 711.3 and 711.15(b)(2), the site of import for the substances set forth in Appendix A was the Facility.

11. Each of the 47 chemical substances listed in Appendix A was on the Master Inventory File (as defined in 40 C.F.R. § 711.3) as of June 1, 2020, and none was excluded from the 40 C.F.R. Part 711 Chemical Data Reporting ("CDR") requirements by 40 C.F.R. § 711.6.

12. On March 30, 2023, EPA conducted an inspection of Respondent's Piscataway, New Jersey facility while also requesting records of imports associated with the Facility.

13. At the time of the inspection, Respondent had not filed a CDR Form U for the 2020 reporting cycle.

14. On July 14, 2023, Respondent submitted a CDR Form U for the 2020 reporting cycle that included the 47 chemical substances listed in Appendix A.

15. On October 16, 2025, EPA notified Respondent that it had preliminarily identified that Respondent had failed to timely file a CDR Form U for the 2020 reporting cycle in violation of 40 C.F.R. §§ 711.5 and 711.20.

16. On December 3, 2025, representatives of EPA met with Respondent to describe

potential violations of the 2020 CDR requirements, to provide Respondent an opportunity to confer with EPA about those potential violations, and to facilitate resolution through settlement.

17. From December 3, 2025, to August 5, 2026, representatives of EPA reviewed additional information provided by the Respondent with respect to potential violations of the 2020 CDR requirements.

## CONCLUSIONS OF LAW

18. This is an action pursuant to Section 16(a)(1) of TSCA, 15 U.S.C. § 2615(a)(1), to assess a civil penalty against Respondent for violations of provisions of Section 15 of TSCA, 15 U.S.C. § 2614. This tribunal is vested with jurisdiction over this administrative proceeding pursuant to Section 16(a)(2) of TSCA, 15 U.S.C. § 2615(a)(2), and 40 C.F.R. § 22.1(a)(5).

19. Section 15(3)(B) of TSCA, 15 U.S.C. § 2614(3)(B), provides that it is unlawful for any person to fail or refuse to submit any reports, notices, or information required by TSCA, 15 U.S.C. § 2601 *et seq.*, or any rule promulgated thereunder. A failure or refusal to submit any such required reports, notices, or information constitutes a violation of Section 15(3)(B) of TSCA, 15 U.S.C. § 2614(3)(B).

20. Each of the CDR requirements codified in 40 C.F.R. Part 711 constitutes a rule promulgated under Section 8(a) of TSCA, 15 U.S.C. § 2607(a).

21. Any person who violates Section 15(3)(B) of TSCA, 15 U.S.C. § 2614(3)(B), shall be liable to the United States for a civil penalty pursuant to Section 16(a)(1) of TSCA, 15 U.S.C. § 2615(a)(1).

22. Respondent is, and was at all relevant times, a "person" within the meaning of 40 C.F.R. § 711.3, which adopts the definition of "person" contained in 40 C.F.R. § 704.3.

23. Respondent is, and was at all relevant times, an importer and a manufacturer of chemical substances within the meanings of 40 C.F.R. § 711.3 and 40 C.F.R. § 704.3.

24. Forty C.F.R. § 711.5 requires that "information must be reported" for "[a]ny chemical substance that is in the Master Inventory File at the beginning of the submission period described in [40 C.F.R.] § 711.20, unless the chemical substance is specifically excluded by [40 C.F.R.] § 711.6."

25. Pursuant to 40 C.F.R. § 711.8(a), "[a]ny person who manufactured (including imported) for commercial purposes 25,000 lbs. (11,340 kg) or more of a chemical substance described in [40 C.F.R.] § 711.5 at any single site owned or controlled by that person during any calendar year since the last principal reporting year" is subject to the reporting requirements.

26. Pursuant to 40 C.F.R. § 711.8(a), "[a]ny person who manufactured (including

imported) for commercial purposes any chemical substance that is the subject of a rule proposed or promulgated under TSCA section 5(a)(2), 5(b)(4), or 6, or is the subject of an order in effect under TSCA section 4, 5(e) or 5(f), or is the subject of relief that has been granted under a civil action under TSCA sections 5 or 7 is subject to reporting as described in § 711.8(a), except that the applicable production volume threshold is 2,500 lbs. (1,134 kg)."

27. The 2020 CDR submission period ended, and CDR submissions for that period were due, by January 29, 2021. 85 Fed. Reg. 75238 (November 25, 2020).

## ALLEGED VIOLATIONS

28. The Conclusions of Law and facts stated in the EPA Findings of Fact above are herein incorporated.

29. Each of the 47 chemicals identified in Appendix A is a "chemical substance" within the meaning of Section 3(2)(A) of TSCA, 15 U.S.C. § 2602(2)(A), and a "reportable chemical substance" within the meaning of 40 C.F.R. § 711.3.

30. Respondent's importation of each of the chemical substances listed in Appendix A was subject to the 40 C.F.R. Part 711 reporting requirements for the 2020 submission period.

31. Respondent's failures to timely report each of the chemical substances listed in Appendix A constitute failures to comply with the CDR requirements of 40 C.F.R. Part 711.

32. Each of Respondent's failures to comply with the CDR Requirements constitutes an unlawful act pursuant to Section 15(3) of TSCA, 15 U.S.C. § 2614(3), for which an individual penalty may be assessed.

## CONSENT AGREEMENT

33. Based on the foregoing, and pursuant to Section 16(a) of TSCA, 15 U.S.C. § 16(a), and 40 C.F.R. § 22.18, Respondent, for the purposes of this Consent Agreement and in the interest of settling this matter, knowingly and voluntarily agrees that by signing this Consent Agreement, it:

a. Admits the jurisdictional allegations set forth herein;

b. Neither admits nor denies the specific factual allegations stated above;

c. Consents to the assessment of the civil penalty as set forth below and agrees to pay the penalty in accordance with the terms of this Consent Agreement;

d. Agrees to the certification set forth in Paragraph 34 below;

e. Consents to the issuance of the Final Order incorporating all provisions of this

Consent Agreement;

f. Waives any right it might possess to obtain judicial or administrative review of the Final Order accompanying this Consent Agreement; and

g. 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 this Consent Agreement.

*Certifications and Acknowledgements*

34. Respondent certifies that it is in compliance with applicable requirements of 40 C.F.R. Part 711 and understands that it is obligated to maintain compliance with applicable requirements of that Part.

*Penalty*

35. Respondent agrees to pay a civil penalty in the amount of **nine hundred thirty thousand dollars ($930,000)** ("Assessed Penalty") within thirty (30) days from the date on which the Regional Judicial Officer of EPA Region 2 signs the Final Order accompanying this Consent Agreement ("the due date").

36. Respondent shall pay the Assessed Penalty and any interest, fees, and other charges due using any method, or combination of appropriate methods, as provided on the EPA website: *https://www.epa.gov/financial/makepayment*. For additional instructions see: *https://www.epa.gov/financial/additional-instructions-making-payments-epa*.

37. When making a payment, Respondent shall:

a. Identify every payment with Respondent's name and the docket number of this Agreement, TSCA-02-2026-9242,

b. Concurrently with any payment or within 24 hours of any payment, Respondent shall serve proof of such payment to the following person(s):

Karen Maples
Regional Hearing Clerk, Region 2
Region2_RegionalHearingClerk@epa.gov

Jesse Miller, Ph.D.
Case Officer, Region 2
miller.jessea@epa.gov

and

U.S. Environmental Protection Agency
Cincinnati Finance Division
CINWD_AcctsReceivable@epa.gov

"Proof of payment" means, as applicable, confirmation of credit card or debit card payment, or confirmation of wire or automated clearinghouse transfer, and any other information required to demonstrate that payment has been made according to EPA requirements, in the amount due, and identified with the appropriate docket number and Respondent's name.

38. Interest, Charges, and Penalties on Late Payments. Pursuant to 31 U.S.C. § 3717, 31 C.F.R. § 901.9, and 40 C.F.R. § 13.11, if Respondent fails to timely pay the full amount of the Assessed Penalty per this Agreement, EPA is authorized to recover, in addition to the amount of the unpaid Assessed Penalty, the following amounts.

a. Interest. Interest begins to accrue from the date the Regional Judicial Officer of EPA Region 2 signs the Final Order accompanying this Consent Agreement. If the Assessed Penalty is paid in full within thirty (30) days, interest accrued is waived. If the Assessed Penalty is not paid in full within thirty (30) days, interest will continue to accrue until any unpaid portion of the Assessed Penalty as well as any interest, penalties, and other charges are paid in full. To protect the interests of the United States the rate of interest is set at the IRS large corporate underpayment rate; any lower rate would fail to provide Respondent adequate incentive for timely payment.

b. Handling Charges. Respondent will be assessed monthly a charge to cover EPA's costs of processing and handling overdue debts. If Respondent fails to pay the Assessed Penalty in accordance with this Agreement, EPA will assess a charge to cover the costs of handling any unpaid amounts for the first thirty (30) day period following the date the Regional Judicial Officer of EPA Region 2 signs the Final Order accompanying this Consent Agreement. Additional handling charges will be assessed every thirty (30) days, or any portion thereof, until the unpaid portion of the Assessed Penalty as well as any accrued interest, penalties, and other charges are paid in full.

c. Late Payment Penalty. A late payment penalty of six percent (6%) per annumwill be assessed monthly on all debts, including any unpaid portion of the Assessed Penalty, interest, penalties, and other charges, that remain delinquent more than ninety (90) days. Any such amounts will accrue from the date the Regional Judicial Officer of EPA Region 2 signs the Final Order accompanying this Consent Agreement.

39. Late Penalty Actions. In addition to the amounts described in the prior Paragraph, if Respondent fails to timely pay any portion of the Assessed Penalty, interest, or other charges and penalties per this Agreement, EPA may take additional actions. Such actions EPA may take include, but are not limited to, the following.

a. Refer the debt to a credit reporting agency or a collection agency, per 40 C.F.R. §§ 13.13 and 13.14.

b. Collect the debt by administrative offset (*i.e.*, the withholding of money payable by the United States government to, or held by the United States government for, a person to satisfy the debt the person owes the United States government), which includes, but is not limited to, referral to the Internal Revenue Service for offset against income tax refunds, per 40 C.F.R. Part 13, Subparts C and H.

c. Suspend or revoke Respondent's licenses or other privileges, or suspend or disqualify Respondent from doing business with EPA or engaging in programs EPA sponsors or funds, per 40 C.F.R. § 13.17.

d. Refer this matter to the United States Department of Justice for litigation and collection, per 40 C.F.R. § 13.33.

40. Allocation of Payments. Pursuant to 31 C.F.R. § 901.9(f) and 40 C.F.R. § 13.11(d), a partial payment of debt will be applied first to outstanding handling charges, second to late penalty charges, third to accrued interest, and last to the principal that is the outstanding Assessed Penalty amount.

41. Tax Treatment of Penalties. Penalties, interest, and other charges paid pursuant to this Agreement shall not be deductible for purposes of federal taxes.

42. Pursuant to 26 U.S.C. § 6050X and 26 C.F.R. § 1.6050X-1, EPA is required to send to the Internal Revenue Service ("IRS") annually, a completed IRS Form 1098-F ("Fines, Penalties, and Other Amounts") with respect to any court order or settlement agreement (including administrative settlements), that require a payor to pay an aggregate amount that EPA reasonably believes will be equal to, or in excess of, $50,000 for the payor's violation of any law or the investigation or inquiry into the payor's potential violation of any law, including amounts paid for "restitution or remediation of property" or to come "into compliance with a law." EPA is further required to furnish a written statement, which provides the same information provided to the IRS, to each payor (*i.e.*, a copy of IRS Form 1098-F). Respondent's failure to comply with providing IRS Form W-9 or Tax Identification Number ("TIN"), as described below, may subject Respondent to a penalty, per 26 U.S.C. § 6723, 26 U.S.C. § 6724(d)(3), and 26 C.F.R. § 301.6723-1. To provide EPA with sufficient information to enable it to fulfill these obligations, Respondent shall complete the following actions as applicable:

a. Respondent shall complete an IRS Form W-9 ("Request for Taxpayer Identification Number and Certification"), which is available at *https://www.irs.gov/pub/irs-pdf/fw9.pdf*;

b. Respondent shall therein certify that its completed IRS Form W-9 includes Respondent's correct TIN or that Respondent has applied and is waiting for issuance of a TIN;

c. Respondent shall email its completed Form W-9 to EPA's Cincinnati Finance Division at *wise.milton@epa.gov*, on or before the date that Respondent's penalty payment is due pursuant to Paragraph 31 of the CAFO, or within 7 days should the order become effective between December 15 and December 31 of the calendar year. EPA recommends encrypting IRS Form W-9 email correspondence.

d. In the event that Respondent has certified in its completed IRS Form W-9 that it does not yet have a TIN but has applied for a TIN, Respondent shall provide EPA's Cincinnati Finance Division with Respondent's TIN, via email, within five (5) days of Respondent's receipt of a TIN issued by the IRS.

43. Full payment of the assessed penalty shall only resolve Respondent's liability for federal civil penalties for the alleged violations described in Paragraphs 6-32 above. Full payment of this penalty shall not in any case affect the right of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions or violations of law.

*General Provisions*

44. Nothing in this document is intended or shall be construed to waive, prejudice, or otherwise affect the right of EPA, or the United States, from pursuing any appropriate remedy, sanction or penalty prescribed by law against Respondent, if Respondent has made any material misrepresentations or has provided materially false information in any document submitted during this proceeding.

45. This CAFO is not intended, and shall not be construed, to waive, extinguish, or otherwise affect Respondent's obligation to comply with all applicable federal, state, and local 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. The CAFO does not waive, extinguish, or otherwise affect Respondent's obligation to comply with all applicable provisions of TSCA and the regulations promulgated thereunder.

46. Each party hereto agrees to bear its own costs and attorney's fees in this matter.

47. Respondent has read this Consent Agreement, understands its terms, and agrees that the provisions herein shall be binding upon Respondent and its successors and assigns. The signatory for Respondent certifies that: (a) they are duly and fully authorized to enter into and ratify this Consent Agreement and to accept the accompanying Final Order and all the terms,

provisions, and requirements set forth in this CAFO, and (b) they are duly and fully authorized to bind the party on behalf of which they are entering this CAFO to comply with and abide by all the terms, provisions, and requirements of this CAFO

48. Respondent consents to the use of electronic signatures in this matter and to service upon it of a copy of this Consent Agreement and Final Order by an EPA employee other than the Regional Hearing Clerk via email to designated representative:

Scott H. Reisch
Hogan Lovells Cadwalader, Counsel for Respondent
scott.reisch@hlc.com

Receipt of the fully executed CAFO by the designated representative shall constitute Respondent's receipt and acceptance of the CAFO. Except as the parties may otherwise agree in writing, EPA shall send any future written communications related to this matter (including any correspondence related to payment of the penalty) by email to this designated representative.

For Respondent, Colgate-Palmolive Company:

Stephan Habif

08/27/26

Stephan Habif — Date

Colgate-Palmolive Company
Chief Technology Officer

For Complainant, the U. S. Environmental Protection Agency:

Barbara McGarry
Digitally signed by Barbara McGarry
Date: 2026.08.31 12:33:52 -04'00'

for Doughlas McKenna, Director
Enforcement and Compliance Assurance Division
U.S. Environmental Protection Agency – Region 2

**FINAL ORDER**

The Regional Judicial Officer of the U.S. Environmental Protection Agency, Region 2, concurs in the foregoing Consent Agreement in the case of In the Matter of Colgate-Palmolive Company, Docket Number TSCA-02-2026-9242. Said Consent Agreement, having been duly accepted and entered into by the parties, is hereby ratified, incorporated into, and issued as this Final Order. The effective date of this Order shall be the date of filing with the Regional Hearing Clerk of EPA - Region 2 (40 C.F.R. § 22.31(b)). This Final Order is being entered pursuant to the authority of 40 C.F.R. § 22.18(b)(3).

DANA FRIEDMAN

Digitally signed by DANA FRIEDMAN
Date: 2026.08.31 14:41:22 -04'00'

Dana P. Friedman
Regional Judicial Officer
U.S. Environmental Protection Agency –
Region 2
290 Broadway, 16th Floor
New York, New York 10007-1866

**ATTACHMENT A**

| **CASRN** | **Systematic Name** |
|---|---|
| 61792-31-2 | Dodecanamide, N-[3-(dimethyloxidoamino)propyl]- |
| 6419-19-8 | Phosphonic acid, P,P',P''-[nitrilotris(methylene)]tris- |
| 8000-41-7 | Terpineol |
| 125-12-2 | Bicyclo[2.2.1]heptan-2-ol, 1,7,7-trimethyl-, 2-acetate, (1R,2R,4R)-rel- |
| 8002-09-3 | Oils, pine |
| 83926-73-2 | Cyclohexanepropanol, .alpha.,.alpha.-dimethyl- |
| 77-92-9 | 1,2,3-Propanetricarboxylic acid, 2-hydroxy- |
| 2235-54-3 | Sulfuric acid, monododecyl ester, ammonium salt (1:1) |
| 18479-58-8 | 7-Octen-2-ol, 2,6-dimethyl- |
| 157905-74-3 | Ethanaminium, 2-hydroxy-N,N-bis(2-hydroxyethyl)-N-methyl-, esters with C16-18 and C18-unsatd. fatty acids, Me sulfates (salts) |
| 101-84-8 | Benzene, 1,1'-oxybis- |
| 24851-98-7 | Cyclopentaneacetic acid, 3-oxo-2-pentyl-, methyl ester |
| 6413-10-1 | 1,3-Dioxolane-2-acetic acid, 2-methyl-, ethyl ester |
| 54464-57-2 | Ethanone, 1-(1,2,3,4,5,6,7,8-octahydro-2,3,8,8-tetramethyl-2-naphthalenyl)- |
| 50-21-5 | Propanoic acid, 2-hydroxy- |
| 32210-23-4 | Cyclohexanol, 4-(1,1-dimethylethyl)-, 1-acetate |
| 25265-71-8 | Propanol, oxybis- |
| 25155-30-0 | Benzenesulfonic acid, dodecyl-, sodium salt (1:1) |
| 142-19-8 | Heptanoic acid, 2-propen-1-yl ester |
| 140-11-4 | Acetic acid, phenylmethyl ester |
| 1222-05-5 | Cyclopenta[g]-2-benzopyran, 1,3,4,6,7,8-hexahydro-4,6,6,7,8,8-hexamethyl- |
| 110-41-8 | Undecanal, 2-methyl- |
| 118-58-1 | Benzoic acid, 2-hydroxy-, phenylmethyl ester |
| 142-92-7 | Acetic acid, hexyl ester |
| 91-64-5 | 2H-1-Benzopyran-2-one |
| 90-17-5 | Benzenemethanol, .alpha.-(trichloromethyl)-, 1-acetate |
| 88-41-5 | Cyclohexanol, 2-(1,1-dimethylethyl)-, 1-acetate |
| 85536-14-7 | Benzenesulfonic acid, 4-C10-13-sec-alkyl derivs. |
| 80-54-6 | Benzenepropanal, 4-(1,1-dimethylethyl)-.alpha.-methyl- |
| 80-26-2 | 3-Cyclohexene-1-methanol, .alpha.,.alpha.,4-trimethyl-, 1-acetate |
| 79-33-4 | Propanoic acid, 2-hydroxy-, (2S)- |
| 76-22-2 | Bicyclo[2.2.1]heptan-2-one, 1,7,7-trimethyl- |
| 72903-27-6 | 1,4-Cyclohexanedicarboxylic acid, 1,4-diethyl ester |
| 78-70-6 | 1,6-Octadien-3-ol, 3,7-dimethyl- |

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| 7722-84-1 | Hydrogen peroxide (H2O2) |
| 68584-26-9 | Benzenesulfonic acid, C10-16-alkyl derivs., magnesium salts |
| 68039-49-6 | 3-Cyclohexene-1-carboxaldehyde, 2,4-dimethyl- |
| 68-04-2 | 1,2,3-Propanetricarboxylic acid, 2-hydroxy-, sodium salt (1:3) |
| 64742-52-5 | Distillates (petroleum), hydrotreated heavy naphthenic |
| 61789-40-0 | 1-Propanaminium, 3-amino-N-(carboxymethyl)-N,N-dimethyl-, N-coco acyl derivs., inner salts |
| 60-12-8 | Benzeneethanol |
| 5392-40-5 | 2,6-Octadienal, 3,7-dimethyl- |
| 5413-60-5 | 4,7-Methano-1H-inden-6-ol, 3a,4,5,6,7,7a-hexahydro-, 6-acetate |
| 27176-87-0 | Benzenesulfonic acid, dodecyl- |
| 123-11-5 | Benzaldehyde, 4-methoxy- |
| 104-67-6 | 2(3H)-Furanone, 5-heptyldihydro- |
| 101-86-0 | Octanal, 2-(phenylmethylene)- |