

Message Confirmation Report

AUG-10-2007 02:43 PM FRI

Fax Number : 9135517925
Name : W

Name/Number : 912025650044
Page : 8
Start Time : AUG-10-2007 02:42PM FRI
Elapsed Time : 01'08"
Mode : STD ECM
Results : [O.K]

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION VII
901 N. 5TH STREET
KANSAS CITY, KANSAS 66101

07/05/07 PM 2:11
LINDA L. HARRIS
ADMINISTRATIVE
REGIONAL HEARING CLERK

IN THE MATTER OF:)
)
Kawasaki Motors Manufacturing Corp., U.S.A.)
)
6600 NW 27th Street)
Lincoln, Nebraska 68524)
)
RCRA I.D. No. NED068652981)
)
Respondent.)
)
Proceeding under Section 3008(a) and (g) of)
The Resource Conservation and Recovery Act,)
as amended, 42 U.S.C. § 6928(a) and (g))
_____)

CONSENT AGREEMENT
AND FINAL ORDER

Docket No. RCRA-07-2006-0262

I. PRELIMINARY STATEMENT

This proceeding was initiated on or about September 28, 2006, when the United States Environmental Protection Agency, Region VII (Complainant or EPA) issued a Complaint, Compliance Order and Notice of Opportunity for Hearing (Complaint) to Kawasaki Motors Manufacturing Corp., U.S.A. (Respondent). Pursuant to Sections 3008(a) and (g) of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976 and the Hazardous and Solid Waste Amendments of 1984 (hereinafter known as RCRA), 42 U.S.C. § 6901, *et seq.*, the Complainant sought civil penalties for alleged violations of 42 U.S.C. § 6925 and 40 C.F.R. § 262.11.

Complainant and Respondent subsequently entered into negotiations in an attempt to settle the allegations contained in the Complaint. This Consent Agreement and Final Order (CAFO) is the result of such negotiations and resolves all issues relating to the administrative claims arising from the allegations in the Complaint.

CONSENT AGREEMENT

1. Respondent and EPA agree to the terms of this Consent Agreement and Final Order and Respondent agrees to comply with the terms of the Final Order portion of this Consent