



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

APR 10 2012

REPLY TO THE ATTENTION OF:

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Mr. Jason Meachum  
Owner  
Hartford Farm Supply, LLC  
d/b/a Paw Paw River Produce, LLC  
60930 52<sup>nd</sup> Avenue  
Hartford, Michigan 49057

Re: Hartford Farm Supply, LLC, d/b/a Paw Paw River Produce, LLC, Hartford, Michigan  
Consent Agreement and Final Order, Docket No. EPCRA-05-2012-0014

Dear Mr. Meachum:

Enclosed please find the fully executed Consent Agreement and Final Order (CAFO) in resolution of the above case. The U.S. Environmental Protection Agency has filed the other original CAFO with the Regional Hearing Clerk on APR 10 2012.

Please pay the Emergency Planning and Community Right-to-Know Act civil penalty in the amount of \$6,875 in the manner prescribed in paragraph 61, and reference your check with the billing document number 2751244E012 and the docket number EPCRA-05-2012-0014

Your payment is due on MAY 10 2012.

Please feel free to contact James Entzminger at (312) 886-4062 if you have any questions regarding the enclosed document. Please direct any legal questions to Kasey Barton, Assistant Regional Counsel, at (312) 886-7163. Thank you for your assistance in resolving this matter.

Sincerely,

Michael E. Hans, Chief  
Chemical Emergency Preparedness  
and Prevention Section

Enclosure

RECEIVED

APR 10 2012

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

REGIONAL HEARING CLERK  
U.S. ENVIRONMENTAL  
PROTECTION AGENCY

<b>In the Matter of:</b>	)	<b>Docket No. EPCRA-05-2012-0014</b>
	)	
<b>Hartford Farm Supply, LLC</b>	)	<b>Proceeding to Assess a Civil Penalty Under</b>
<b>d/b/a Paw Paw River Produce, LLC</b>	)	<b>Sections 325(c)(1) and (c)(2) of the</b>
<b>Hartford, Michigan</b>	)	<b>Emergency Planning and Community Right-</b>
	)	<b>to-Know Act of 1986, 42 U.S.C. § 11045(c)(1)</b>
<b>Respondent.</b>	)	<b>and (c)(2)</b>

**Consent Agreement and Final Order**

1. This is an administrative action commenced and concluded under Section 325(c)(1) and (c)(2) of the Emergency Planning and Community Right-to-Know Act of 1986 (EPCRA), 42 U.S.C. § 11045(c)(1) and (c)(2), and Sections 22.13(b) and 22.18(b)(2) and (3) 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. The Complainant is, by lawful delegation, the Director of the Superfund Division, United States Environmental Protection Agency (EPA), Region 5.

3. Respondent is Hartford Farm Supply, LLC, doing business as Paw Paw River Produce, LLC, a limited liability company doing business in the State of Michigan.

4. Where the parties agree to settle one or more causes of action before the filing of a complaint, the administrative action may be commenced and concluded simultaneously by the issuance of a consent agreement and final order (CAFO). 40 C.F.R. § 22.13(b).

5. The parties agree that settling this action without the filing of a complaint or the adjudication of any issue of fact or law is in their interest and in the public interest.

6. Respondent consents to the assessment of the civil penalty specified in this CAFO, and the terms of the CAFO.

### **Jurisdiction and Waiver of Right to Hearing**

7. Respondent admits the jurisdictional allegations in this CAFO and neither admits nor denies the general allegations in this CAFO.

8. Respondent waives its right to request a hearing as provided at 40 C.F.R. § 22.15(c), any right to contest the allegations in this CAFO, and its right to appeal this CAFO.

### **Statutory and Regulatory Background**

9. Section 311 of EPCRA, 42 U.S.C. § 11021, and its implementing regulations at 40 C.F.R. Part 370, require the owner or operator of a facility, which is required by the Occupational Safety and Health Act (OSHA) to prepare or have available a material safety data sheet (MSDS) for a hazardous chemical, to submit to the state emergency response commission (SERC), community emergency coordinator for the local emergency planning committee (LEPC), and the fire department with jurisdiction over the facility, an MSDS for each such hazardous chemical present at the facility at any one time in an amount equal to or greater than 10,000 pounds, and for each extremely hazardous chemical present at the facility in an amount equal to or greater than 500 pounds, or the threshold planning quantity (TPQ), whichever is lower, or to submit a list of such chemicals. The owner or operator must submit the required MSDS or list within three months after the owner or operator is first required to have the MSDS available or after the hazardous chemical requiring an MSDS first becomes present at the facility in an amount exceeding the threshold level.

10. Section 312(a) of EPCRA, 42 U.S.C. § 11022(a), and its implementing regulations at 40 C.F.R. Part 370, require the owner or operator of a facility, which is required by OSHA to prepare or have available an MSDS for a hazardous chemical, to submit to the SERC, community coordinator for the LEPC, and fire department with jurisdiction over the facility by

March 1, 1988, and annually thereafter, an emergency and hazardous chemical inventory form (Tier I or Tier II as described in 40 C.F.R. Part 370). The form must contain the information required by Section 312(d) of EPCRA, covering all hazardous chemicals present at the facility at any one time during the preceding year in amounts equal to or exceeding 10,000 pounds and all extremely hazardous chemicals present at the facility at any one time in amounts equal to or greater than 500 pounds or the threshold planning quantity designated by EPA at 40 C.F.R. Part 355, Appendices A and B, whichever is lower.

11. Sections 311 and 312(a) of EPCRA, 42 U.S.C. §§ 11021 and 11022(a), assist state and local committees in planning for emergencies and make information on chemical presence and hazards available to the public. A delay in reporting could result in harm to human health and the environment.

12. Federal regulations at 29 C.F.R. § 1910.1200(b)(1) require all employers to provide information to their employees about the hazardous chemicals to which they are exposed including, but not limited to, an MSDS.

13. Under 29 C.F.R. § 1910.1200(d)(3), chemicals listed in 29 C.F.R. Part 1910, Subpart Z are hazardous chemicals.

14. Section 325(c)(1) of EPCRA, 42 U.S.C. § 11045(c)(1), authorizes EPA to assess a civil penalty of up to \$25,000 per day of violation of EPCRA Section 312. The Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 note, and its implementing regulations at 40 C.F.R. Part 19 increased the statutory maximum penalty to \$32,500 per day of violation that occurred after March 15, 2004 through January 12, 2009, and to \$37,500 per day of violation for violations that occurred after January 12, 2009.

15. Section 325(c)(2) of EPCRA, 42 U.S.C. § 11045(c)(2), authorizes EPA to assess a civil penalty of up to \$10,000 per day of violation of EPCRA Section 311. The Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 note, and its implementing regulations at 40 C.F.R. Part 19 increased the statutory maximum penalty to \$11,000 per day of violation for violations that occurred after January 30, 1997 through January 12, 2009, and to \$16,000 per day of violation for violations that occurred after January 12, 2009.

#### **General Allegations**

16. Respondent is a “person” as that term is defined under Section 329(7) of EPCRA, 42 U.S.C. § 11049(7).

17. At all times relevant to this CAFO, Respondent was an owner or operator of the facility located at 59370 Red Arrow Highway, Hartford, Michigan (facility).

18. At all times relevant to this CAFO, Respondent was an employer at the facility.

19. Respondent’s facility consists of buildings, equipment, structures, and other stationary items which are located on a single site or on contiguous or adjacent sites, and which are owned or operated by the same person.

20. Respondent’s facility is a “facility” as that term is defined under Section 329(4) of EPCRA, 42 U.S.C. § 11049(4).

21. Anhydrous ammonia (CAS #7664-41-7) is listed as a toxic and hazardous substance under OSHA regulations at 29 C.F.R. Part 1910, Subpart Z, and 29 C.F.R. § 1910.1000, Table Z-1.

22. Anhydrous Ammonia (CAS #7664-41-7) is a “hazardous chemical” within the meaning of Section 311(e) of EPCRA, 42 U.S.C. § 11021(e), and 29 C.F.R. § 1910.1200(c).

23. Anhydrous ammonia (CAS #7664-41-7) is an "extremely hazardous substance" according to Section 302(a)(2) of EPCRA, 42 U.S.C. § 11002(a)(2).

24. Anhydrous ammonia (CAS #7664-41-7) has a minimum threshold level of 500 pounds, as provided in 40 C.F.R. Part 370.

25. The maximum amount of anhydrous ammonia present at the facility during calendar year 2007 was 4,000 pounds (lbs).

26. During at least one period of time in calendar year 2007, anhydrous ammonia was present at the facility in an amount equal to or greater than the minimum threshold level.

27. The maximum amount of anhydrous ammonia present at the facility during calendar year 2008 was 7,000 lbs.

28. During at least one period of time in calendar year 2008, anhydrous ammonia was present at the facility in an amount equal to or greater than the minimum threshold level.

29. The maximum amount of anhydrous ammonia present at the facility during calendar year 2009 was 7,000 lbs.

30. During at least one period of time in calendar year 2009, anhydrous ammonia was present at the facility in an amount equal to or greater than the minimum threshold level.

31. OSHA requires Respondent to prepare, or have available, an MSDS for anhydrous ammonia.

32. Section 311 of EPCRA required Respondent to submit to the SERC, LEPC, and fire department with jurisdiction over the facility on or before March 31, 2008, an MSDS or a list for anhydrous ammonia.

33. Section 312 of EPCRA required Respondent to submit to the SERC, LEPC, and fire department with jurisdiction over the facility, a completed emergency and hazardous chemical

inventory form including anhydrous ammonia on or before March 1, 2008, for calendar year 2007.

34. Section 312 of EPCRA required Respondent to submit to the SERC, LEPC, and fire department with jurisdiction over the facility, a completed emergency and hazardous chemical inventory form including anhydrous ammonia on or before March 1, 2009, for calendar year 2008.

35. Section 312 of EPCRA required Respondent to submit to the SERC, LEPC, and fire department with jurisdiction over the facility, a completed emergency and hazardous chemical inventory form including anhydrous ammonia on or before March 1, 2010, for calendar year 2009.

36. At all times relevant to this CAFO, the Michigan Citizen-Community Emergency Response Coordinating Council was the SERC for Michigan under Section 301(a) of EPCRA, 42 U.S.C. § 11001(a).

37. At all times relevant to this CAFO, the Van Buren County LEPC was the LEPC for Van Buren County, Michigan under Section 301(c) of EPCRA, 42 U.S.C. § 11001(c).

38. At all times relevant to this CAFO, the Hartford Fire Department was the fire department with jurisdiction over the facility.

#### **Count 1**

39. Complainant incorporates paragraphs 1 through 38 of this CAFO as if set forth in this paragraph.

40. Respondent submitted to the SERC an MSDS for anhydrous ammonia or a list for anhydrous ammonia on January 19, 2011.

41. Each day Respondent failed to submit to the SERC an MSDS or a list for anhydrous ammonia after March 31, 2008, constitutes a separate violation of Section 311 of EPCRA, 42 U.S.C. § 11021.

**Count 2**

42. Complainant incorporates paragraphs 1 through 38 of this CAFO as if set forth in this paragraph.

43. Respondent submitted to the Hartford Fire Department an MSDS for anhydrous ammonia or a list for anhydrous ammonia on January 19, 2011.

44. Each day Respondent failed to submit to the Hartford Fire Department an MSDS or a list for anhydrous ammonia after March 31, 2008, constitutes a separate violation of Section 311 of EPCRA, 42 U.S.C. § 11021.

**Count 3**

45. Complainant incorporates paragraphs 1 through 38 of this CAFO as if set forth in this paragraph.

46. On January 21, 2011, Respondent submitted to the SERC, the LEPC, and the Hartford Fire Department, a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia for calendar year 2007.

47. Each day Respondent failed to submit to the SERC, the LEPC, and the Hartford Fire Department, a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia after March 1, 2008, for calendar year 2007 constitutes a separate violation of Section 312(a) of EPCRA, 42 U.S.C. § 11022(a).



#### **Count 4**

48. Complainant incorporates paragraphs 1 through 38 of this CAFO as if set forth in this paragraph.

49. On January 21, 2011, Respondent submitted to the SERC, the LEPC, and the Hartford Fire Department, a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia for calendar year 2008.

50. Each day Respondent failed to submit to the SERC, the LEPC, and the Hartford Fire Department, a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia after March 1, 2009, for calendar year 2008 constitutes a separate violation of Section 312(a) of EPCRA, 42 U.S.C. § 11022(a).

#### **Count 5**

51. Complainant incorporates paragraphs 1 through 38 of this CAFO as if set forth in this paragraph.

52. On January 21, 2011, Respondent submitted to the SERC, a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia for calendar year 2009.

53. Each day Respondent failed to submit to the SERC a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia after March 1, 2010, for calendar year 2009 constitutes a separate violation of Section 312(a) of EPCRA, 42 U.S.C. § 11022(a).

#### **Count 6**

54. Complainant incorporates paragraphs 1 through 38 of this CAFO as if set forth in this paragraph.

55. On January 21, 2011, Respondent submitted to the LEPC a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia for calendar year 2009.

56. Each day Respondent failed to submit to the LEPC a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia after March 1, 2010, for calendar year 2009 constitutes a separate violation of Section 312(a) of EPCRA, 42 U.S.C. § 11022(a).

#### **Count 7**

57. Complainant incorporates paragraphs 1 through 38 of this CAFO as if set forth in this paragraph.

58. On January 21, 2011, Respondent submitted to the Hartford Fire Department a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia for calendar year 2009.

59. Each day Respondent failed to submit to the Hartford Fire Department a completed Emergency and Hazardous Chemical Inventory Form including anhydrous ammonia after March 1, 2010, for calendar year 2009 constitutes a separate violation of Section 312(a) of EPCRA, 42 U.S.C. § 11022(a).

#### **Civil Penalty**

60. Complainant has determined that an appropriate civil penalty to settle this action is \$6,875 for the EPCRA violations. In determining the penalty amount, Complainant considered the nature, circumstances, extent, and gravity of the violations. With respect to Respondent, Complainant considered its ability to pay, prior history of violations, economic benefit or savings resulting from the violations, and any other matters as justice may require. Complainant also considered EPA's Enforcement Response Policy for Sections 304, 311 and 312 of the

Emergency Planning and Community Right-to-Know Act and Section 103 of the Comprehensive Environmental Response, Compensation and Liability Act, dated September 30, 1999 (EPCRA/CERCLA Enforcement Response Policy).

61. Within 30 days after the effective date of this CAFO, Respondent must pay a \$6,875 civil penalty for the EPCRA violations. Respondent must pay the penalty by sending a cashier's or certified check, payable to "Treasurer, United States of America," to:

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

62. A transmittal letter, stating Respondent's name, the case name, Respondent's complete address, the case docket number, and the billing document number must accompany the payment. Respondent must send a copy of the check and transmittal letter to:

Regional Hearing Clerk (E-19J)  
U.S. EPA, Region 5  
77 West Jackson Blvd.  
Chicago, IL 60604

James Entzminger (SC-5J)  
Chemical Emergency Preparedness  
and Prevention Section  
U.S. EPA, Region 5  
77 West Jackson Blvd.  
Chicago, IL 60604

Kasey Barton (C-14J)  
Office of Regional Counsel  
U.S. EPA, Region 5  
77 West Jackson Blvd.  
Chicago, IL 60604

63. This civil penalty is not deductible for federal tax purposes.

64. If Respondent does not timely pay the civil penalty or any stipulated penalties due under paragraph 76, below, U.S. EPA may bring an action to collect any unpaid portion of the penalty with interest, handling charges, nonpayment penalties, and the United States enforcement expenses for the collection action. The validity, amount and appropriateness of the civil penalty are not reviewable in a collection action.

65. Pursuant to 31 C.F.R. § 901.9, Respondent must pay the following on any amount overdue under this CAFO. Interest will accrue on any amount overdue from the date the payment was due at a rate established pursuant to 31 U.S.C. § 3717. Respondent must pay a \$15 handling charge each month that any portion of the penalty is more than 30 days past due. In addition, U.S. EPA will assess a 6 percent per year penalty on any principal amount 90 days past due.

#### **Supplemental Environmental Project**

66. Respondent must complete a supplemental environmental project (SEP) designed to protect the environment or public health by purchasing and donating twenty-eight laptop computers and hardware support packages to the Van Buren County Sheriff's Office for use in the Office of Domestic Preparedness, located in Van Buren County, Paw Paw, Michigan.

67. Within 30 days after the effective date of this CAFO, Respondent will purchase and donate twenty-eight laptop computers and hardware support packages to the Van Buren County Sheriff's Office for use in the Office of Domestic Preparedness.

68. Respondent must spend at least \$20,625 to purchase and donate the laptop computers.

69. Respondent certifies as follows:

I certify that Hartford Farm Supply, LLC d/b/a Paw Paw River Produce, LLC is not required to perform or develop the SEP by any law, regulation, order, or agreement or as injunctive relief as of the date that I am signing this CAFO. I further certify that Hartford Farm Supply, LLC d/b/a Paw Paw River Produce, LLC has not received, and is not negotiating to receive, credit for the SEP in any other enforcement action.

I certify that Hartford Farm Supply, LLC d/b/a Paw Paw River Produce, LLC is not a party to any open federal financial assistance transaction that is funding or could be used to fund the same activity as the SEP. I further certify that, to the best of my knowledge and belief after reasonable inquiry, there is no such open federal financial transaction that is funding or could be used to fund the same activity as the SEP, nor has the same activity been described in an unsuccessful federal financial assistance transaction proposal submitted to U.S. EPA within two years of the date that I am signing this CAFO (unless the project was barred from funding as statutorily ineligible). For purposes of this certification, the term "open federal financial assistance transaction" refers to a grant, cooperative agreement, loan, federally-guaranteed loan guarantee or other mechanism for providing federal financial assistance whose performance period has not expired.

70. Respondent must maintain copies of the data for all reports submitted to U.S. EPA according to this CAFO. Respondent must provide the documentation of any underlying data to U.S. EPA within seven days of U.S. EPA's request for the information.

71. Within 60 days after the effective date of the CAFO, Respondent must submit a SEP completion report to U.S. EPA. This report must contain the following information:

- a. Detailed description of the SEP as completed;
- b. Description of any problems in completing the SEP and the actions taken to correct the problems;
- c. Itemized costs of goods and services used to complete the SEP documented by copies of invoices, purchase orders, or canceled checks that specifically identify and itemize the individual costs of the goods and services;
- d. Certified statement from the Van Buren County Sheriff's Office confirming the date of receipt of the laptop computers;

- e. Certification that Respondent has completed the SEP in compliance with this CAFO; and
- f. Description of the environmental and public health benefits resulting from the SEP (quantify the benefits and pollution reductions, if feasible).

72. Respondent must submit all notices and reports required by this CAFO by first class mail to James Entzminger of the Chemical Emergency Preparedness and Prevention Section at the address specified in paragraph 62, above.

73. In the report that Respondent submits as provided by this CAFO, it must certify that the report is true and complete by including the following statement signed by one of its officers:

I certify that I am familiar with the information in this document and that, based on my inquiry of those individuals responsible for obtaining the information, it is true and complete to the best of my knowledge. I know that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations.

74. Following receipt of the SEP completion report described in paragraph 71, above, U.S. EPA will notify Respondent in writing that:

- a. It has satisfactorily completed the SEP and the SEP report;
- b. There are deficiencies in the SEP as completed or in the SEP report and U.S. EPA will give Respondent 30 days to correct the deficiencies; or
- c. It has not satisfactorily completed the SEP or the SEP report and U.S. EPA will seek stipulated penalties under paragraph 76.

75. If U.S. EPA exercises option b, above, Respondent may object in writing to the deficiency notice within 10 days of receiving the notice. The parties will have 30 days from U.S. EPA's receipt of Respondent's objection to reach an agreement. If the parties cannot reach an agreement, U.S. EPA will give Respondent a written decision on its objection. Respondent will comply with any requirements that U.S. EPA imposes in its decision. If Respondent does not complete the SEP as required by U.S. EPA's decision, Respondent will pay stipulated

penalties to the United States under paragraph 76, below.

76. If Respondent violates any requirement of this CAFO relating to the SEP,

Respondent must pay stipulated penalties to the United States as follows:

- a. Except as provided in subparagraph b, below, if Respondent did not complete the SEP satisfactorily according to the requirements of this CAFO, including the schedule in paragraph 67, Respondent must pay a penalty of \$20,625.
- b. If Respondent did not complete the SEP satisfactorily, but U.S. EPA determines that Respondent made good faith and timely efforts to complete the SEP and certified, with supporting documents, that it spent at least 90 percent of the amount set forth in paragraph 68, Respondent will not be liable for any stipulated penalty under subparagraph a, above.
- c. If Respondent completed the SEP satisfactorily, but spent less than 90 percent of the amount set forth in paragraph 68, Respondent must pay a penalty of \$2,063.
- d. If Respondent did not submit timely the SEP completion report, Respondent must pay penalties in the following amounts for each day after the report was due until it submits the report:

<u>Penalty Per Violation Per Day</u>	<u>Period of Violation</u>
\$ 500	1st through 14th day
\$1,000	15th through 30th day
\$1,500	31st day and beyond

77. U.S. EPA's determinations of whether Respondent completed the SEP satisfactorily and whether Respondent made good faith and timely efforts to complete the SEP will bind Respondent.

78. Respondent must pay any stipulated penalties within 15 days of receiving U.S. EPA's written demand for the penalties. Respondent will use the method of payment specified in paragraph 61, above, and will pay interest, handling charges, and nonpayment penalties on any overdue amounts.

79. Any public statement that Respondent makes referring to the SEP must include the following language, "Respondent undertook this project under the settlement of the United States Environmental Protection Agency's enforcement action against Respondent for violations of EPCRA Sections 311 and 312."

80. Nothing in this CAFO is intended to nor will be construed to constitute U.S. EPA approval of the equipment or technology installed by Respondent in connection with the SEP under the terms of this CAFO.

81. For federal income tax purposes, Respondent will neither capitalize into inventory or basis, nor deduct any costs or expenditures incurred in performing the SEP.

#### **General Provisions**

82. This CAFO resolves only Respondent's liability for federal civil penalties for the violations alleged in the CAFO.

83. This CAFO does not affect the rights of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law.

84. Respondent certifies that it is complying with Sections 311 and 312 of EPCRA, 42 U.S.C. §§ 11021 and 11022.

85. This CAFO does not affect Respondent's responsibility to comply with EPCRA and other applicable federal, state and local laws, and regulations.

86. This CAFO is a "final order" for purposes of EPA's EPCRA/CERCLA Enforcement Response Policy.

87. The terms of this CAFO bind Respondent and its successors and assigns.

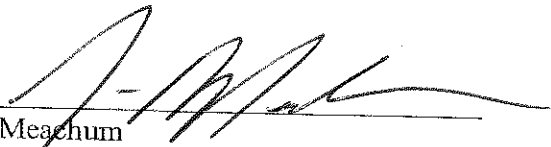
88. Each person signing this consent agreement certifies that he or she has the authority to sign for the party whom he or she represents and to bind that party to its terms.



89. Each party agrees to bear its own costs and attorney's fees in this action.
90. This CAFO constitutes the entire agreement between the parties.


**Hartford Farm Supply, LLC, d/b/a Paw Paw River Produce, LLC, Hartford, Michigan,  
Respondent**

3-9-12  
Date

  
\_\_\_\_\_  
Jason Meachum  
Owner  
Hartford Farm Supply, LLC d/b/a Paw Paw River  
Produce, LLC

**U.S. Environmental Protection Agency, Complainant**

4-3-12  
Date

  
\_\_\_\_\_  
Richard C. Karl  
Director  
Superfund Division  
U.S. Environmental Protection Agency  
Region 5

RECEIVED  
APR 10 2012

In the Matter of: Hartford Farm Supply, LLC, d/b/a Paw Paw River Produce, LLC,  
Hartford, Michigan  
Docket No. EPCRA-05-2012-0014

REGIONAL HEARING CLERK  
U.S. ENVIRONMENTAL  
PROTECTION AGENCY

**Final Order**

This Consent Agreement and Final Order, as agreed to by the parties, shall become effective immediately upon filing with the Regional Hearing Clerk. This Final Order concludes this proceeding pursuant to 40 C.F.R. §§ 22.18 and 22.31. IT IS SO ORDERED.

4-9-12

Date



Susan Hedman  
Regional Administrator  
U.S. Environmental Protection Agency  
Region 5

RECEIVED

In the Matter of: **Hartford Farm Supply, LLC, d/b/a Paw Paw River Produce, LLC,**  
**Hartford, Michigan**  
Docket No. EPCRA-05-2012-0014

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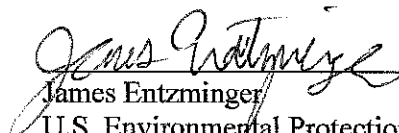
REGIONAL HEARING CLERK  
U.S. ENVIRONMENTAL  
PROTECTION AGENCY

Certificate of Service

I, James Entzminger, certify that I filed the original and a copy of the Consent Agreement and Final Order (CAFO) with the Regional Hearing Clerk, U. S. Environmental Protection Agency, Region 5, delivered a copy of the CAFO by intra-office mail to the Regional Judicial Officer, U.S. Environmental Protection Agency, Region 5, and mailed the second original CAFO by first-class, postage prepaid, certified mail, return receipt requested, to Respondent by placing it in the custody of the United States Postal Service addressed as follows:

Mr. Jason Meachum  
Owner  
Hartford Farm Supply, LLC  
d/b/a Paw Paw River Produce, LLC  
60930 52<sup>nd</sup> Avenue  
Hartford, Michigan 49057

on the 10 day of April, 2012

  
James Entzminger  
U.S. Environmental Protection Agency  
Region 5