



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD

CHICAGO, IL 60604-3590

MAR 15 2018

REPLY TO THE ATTENTION OF:  
LC-17J

**CERTIFIED MAIL 7014 2870 0001 9577 6961**  
**RETURNED RECEIPT REQUESTED**

Mr. Patrick Beal  
Chief Executive Officer  
Detroit Training Center, Inc.  
277 Gratiot Avenue, Suite 210  
Detroit, Michigan 48226

Re: Expedited Settlement Agreement and Final Order - In the Matter of:  
Detroit Training Center, Inc., Docket No. TSCA-05-2018-0003

Dear Mr. Beal:

Enclosed please find a copy of a fully executed Expedited Settlement Agreement and Final Order (ESA) in resolution of the above case. This document was filed on March 15, 2018 with the Regional Hearing Clerk.

The civil penalty in the amount of \$400 is to be paid in the manner described in paragraphs 7 and 8. Please be certain that the docket number is written on both the transmittal letter and on the check. Payment is due within 30 days of the filing date.

Thank you for your cooperation in resolving this matter.

Sincerely,

A handwritten signature in cursive script that reads "Christina Saldivar".

Christina Saldivar  
Pesticides and Toxics Compliance Section

Enclosure

cc: Richard Murawski, (C-14J)

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 5



IN THE MATTER OF: )

Detroit Training Center, Inc. )  
Detroit, Michigan )

Respondent. )  
 )  
 )

Docket No. TSCA-05-2018-0003

EXPEDITED SETTLEMENT  
AGREEMENT AND  
FINAL ORDER

MICRO-BUSINESS EXPEDITED SETTLEMENT AGREEMENT AND FINAL ORDER

1. The United States Environmental Protection Agency (EPA) alleges that Detroit Training Center, Inc. (Respondent) failed to comply with regulations promulgated under Section 402 of the Toxic Substances Control Act (TSCA), 15 U.S.C. § 2682, in violation of Section 409 of TSCA, 15 U.S.C. § 2689.
2. Respondent, Detroit Training Center, Inc., is a corporation organized under the laws of the State of Michigan which owns and operates a training facility at 277 Gratiot Avenue, Suite 210, Detroit, Michigan 48226.
3. Specifically, EPA alleges that beginning on, or about, July 8, 2016 to June 16, 2017, the Respondent's training program provided, offered, or claimed to provide EPA accredited lead-based paint activities courses or renovator or dust sampling courses in violation of TSCA as follows:
  - a. Respondent's training program's training manager failed to provide EPA with notification of all renovator, dust sampling technician, or lead-based paint activities courses offered at least 7 business days prior to the start of any renovator, dust sampling technician, or lead-based paint activities course, pursuant to 40 C.F.R. § 745.225(c)(13)(i), in violation of Section 409 of TSCA, 15 U.S.C. § 2689.
  - b. Respondent's training program's training manager failed to provide EPA with notification following completion of renovator, dust sampling technician, or lead-based paint activities courses, pursuant to 40 C.F.R. § 745.225(c)(14), in violation of Section 409 of TSCA, 15 U.S.C. § 2689.
4. EPA and Respondent agree that settlement of this matter for a civil penalty of \$400 is in the public interest.
5. EPA is authorized to enter into this Expedited Settlement Agreement and Final Order (Agreement) pursuant to Section 16 of TSCA and 40 C.F.R. §§ 22.13(b) and 22.18(b)(2)-(3).
6. In signing this Agreement, Respondent: (1) admits that Respondent is subject to 40 C.F.R. § 745.225(a); (2) admits that EPA has jurisdiction over Respondent and Respondent's conduct as alleged herein; (3) neither admits nor denies the factual allegations contained herein; and (4) consents to the assessment of this penalty.

7. Within 30 days after the effective date of this Agreement, Respondent shall pay a civil penalty of \$400 for the TSCA violations identified in this Agreement by sending a cashier's or certified check, payable to "Treasurer, United States of America" to:

U.S. EPA  
Fines and Penalties  
Cincinnati Finance Center  
P.O. Box 979077  
St. Louis, Missouri 63197-9000

The check must state the case title ("In the Matter of: Detroit Training Center, Inc."), and the docket number of this Agreement.

8. Respondent must send a notice of payment when it pays the penalty that states Respondent's name, complete address, and the case docket number (along with a photocopy of the check) to the following addresses:

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

Christina Saldivar (LC-17J)  
Pesticides and Toxics Compliance Section  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604

Richard Murawski (C-14J)  
Office of Regional Counsel  
U.S. EPA, Region 5  
77 West Jackson Boulevard  
Chicago, Illinois 60604

9. This civil penalty is not deductible for federal tax purposes.
10. If Respondent does not pay timely the civil penalty, EPA may refer this matter to the Attorney General who will recover such amount, plus interest, in the appropriate district court of the United States under Section 16(a) of TSCA, 15 U.S.C. § 2615(a). The validity, amount and appropriateness of the civil penalty are not reviewable in a collection action.
11. Pursuant to 31 C.F.R. § 901.9, Respondent must pay the following on any amount overdue under this Agreement. Interest will accrue on any amount overdue 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, Respondent must pay a 6 percent per year penalty on any principal amount 90 days past due.
12. This Agreement resolves only Respondent's liability for federal civil penalties for the violations alleged in the Agreement.

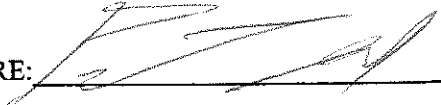
13. This Agreement does not affect the rights of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law.
14. EPA reserves all of its rights to take enforcement action for any other past, present, or future violations by Respondent of TSCA, any other federal statute or regulation, or this Agreement.
15. This Agreement does not affect Respondent's responsibility to comply with TSCA, 15 U.S.C. § 2601 *et seq.*, and other applicable federal, state, and local laws.
16. Respondent certifies that it is complying with Section 402 of TSCA, 15 U.S.C. § 2682, and its implementing regulations at 40 C.F.R. Part 745.
17. The terms of this Agreement bind Respondent, and its successors and assigns.
18. Each person signing this 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.
19. Upon signing and returning this Agreement to EPA, Respondent waives any and all remedies, claims for relief and other available rights to judicial or administrative review Respondent may have with respect to any issue of fact or law set forth in this Expedited Settlement Agreement, including the opportunity for a hearing or appeal pursuant to TSCA and 40 C.F.R. Part 22 and any right of judicial review under Chapter 7 of the Administrative Procedure Act, 5 U.S.C. §§ 701 -706.
20. Each party shall bear its own costs and fees, if any.
21. This Agreement is binding on the parties signing below, and in accordance with 40 C.F.R. § 22.31(b) is effective upon filing.

IT IS SO AGREED.

Detroit Training Center, Inc.


NAME (print): Patrick Beal

TITLE (print): CEO

SIGNATURE: 

DATE: 2/14/2018

APPROVED BY EPA:



DATE: 3/12/2018

~~Margaret M. Guerriero~~ Micheal D. Harris  
 Director  
 Land and Chemicals Division  
 United States Environmental Protection Agency  
 Region 5

FINAL ORDER

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

IT IS SO ORDERED.

March 13, 2018  
Date

Ann L. Coyle  
Ann L. Coyle  
Regional Judicial Officer  
United States Environmental Protection Agency  
Region 5

In the Matter of Detroit Training Center, Inc.  
Docket Number: TSCA-05-2018-0003

**CERTIFICATE OF SERVICE**

I certify that I served a true and correct copy of the foregoing **Expedited Settlement Agreement and Final Order**, which was filed on March 15, 2018, this day in the following manner to the addressees:

Copy by Certified Mail  
Return Receipt Requested:

Mr. Patrick Beal  
Detroit Training Center, Inc.  
277 Gratiot Avenue, Suite 210  
Detroit, Michigan 48226

Copy by e-mail to  
Attorney of Complainant:

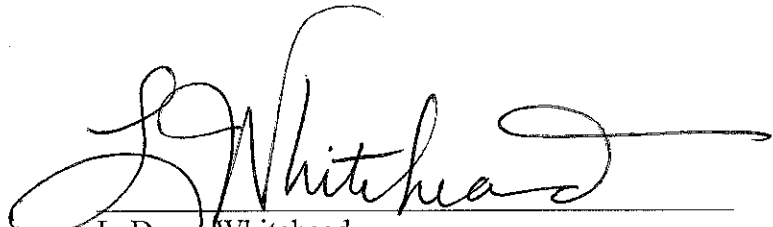
Richard Murawski  
Murawski.richard@epa.gov

Copy by e-mail to  
Regional Judicial Officer:

Ann Coyle  
coyle.ann@epa.gov

Dated:

March 15, 2018



LaDawn Whitehead  
Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region 5