



REGION 9

SAN FRANCISCO, CA 94105

April 27, 2026

Delivered via email to:

Tim Nestler
Senior Vice-President and General Counsel
Wilbur-Ellis Company, LLC
4582 S. Ulster Street Parkway, Suite 400
Denver, CO 80237

Re: Consent Agreement and Final Order: In re: Wilbur-Ellis Company, LLC.

Dear Tim Nestler:

Please find enclosed a pdf copy of the executed Consent Agreement and Final Order (CAFO) concerning violations of the Toxic Substances Control Act (TSCA), 15 U.S.C. § 2611, and its implementing regulations alleged against Wilbur-Ellis Company, LLC. Under the terms of the CAFO, payment of a penalty of \$630,737 to the U.S. Environmental Protection Agency is due within 30 calendar days of the effective date (stamped filing date) of this CAFO. Your completion of all actions specified in the CAFO will close this case.

If you have any questions, please contact Savannah Merritt in the Toxics Section at merritt.savannah.l@epa.gov or (213) 244-1837.

Sincerely,

Matt Salazar, PE
Manager, Toxics Section
Enforcement and Compliance Assurance Division
U.S. EPA Region IX

Enclosure: Consent Agreement and Final Order

Cc: Ryan Carra, Esq.
Allyn Stern, Esq.