

FILED

Feb 02, 2026

3:04 pm

U.S. EPA REGION 3
HEARING CLERK

In the Matter of:

Weaver Companies, Inc. : U.S. EPA Docket No. TSCA-03-2026-0008
4873 Division Highway :
East Earl, PA 17519 : Proceeding under Sections 16(a) and 409 of the
Respondent. : Toxic Substances Control Act,
: 15 U.S.C. §§ 2615(a) and 2689.
:

CONSENT AGREEMENT

PRELIMINARY STATEMENT

1. This Consent Agreement is entered into by the Director of the Enforcement and Compliance Assurance Division, U.S. Environmental Protection Agency, Region 3 ("Complainant") and Weaver Companies, Inc. ("Respondent") (collectively the "Parties"), pursuant to Sections 16(a) and 409 of the Toxic Substances Control Act ("TSCA"), 15 U.S.C. §§ 2615(a) and 2689, and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation, Termination or Suspension of Permits ("Consolidated Rules of Practice"), 40 C.F.R. Part 22. Section 16(a) of TSCA, 15 U.S.C. §§ 2615(a), authorizes the Administrator of the U.S. Environmental Protection Agency to assess penalties and undertake other actions required by this Consent Agreement. The Administrator has delegated this authority to the Regional Administrator who, in turn, has delegated the authority to enter into agreements concerning administrative penalties to the Complainant. This Consent Agreement and the attached Final Order (hereinafter jointly referred to as the "Consent Agreement and Final Order") resolve Complainant's civil penalty claims against Respondent under TSCA for the violations alleged herein.
2. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice, Complainant hereby simultaneously commences and resolves this administrative proceeding.

JURISDICTION

3. The U.S. Environmental Protection Agency ("EPA") has jurisdiction over the above-captioned matter, as described in Paragraph 1, above.

4. The Consolidated Rules of Practice govern this administrative adjudicatory proceeding pursuant to 40 C.F.R. § 22.1(a)(5).

GENERAL PROVISIONS

5. For purposes of this proceeding only, Respondent admits the jurisdictional allegations set forth in this Consent Agreement and Final Order.
6. Except as provided in Paragraph 5, above, Respondent neither admits nor denies the specific factual allegations set forth in this Consent Agreement.
7. Except as provided in Paragraph 5, above, Respondent neither admits nor denies the alleged violations of law set forth in this Consent Agreement.
8. Respondent agrees not to contest the jurisdiction of the EPA with respect to the execution of this Consent Agreement, the issuance of the attached Final Order, or the enforcement of this Consent Agreement and Final Order.
9. For purposes of this proceeding only, Respondent hereby expressly waives its right to contest the allegations set forth in this Consent Agreement and Final Order and waives its right to appeal the accompanying Final Order.
10. Respondent consents to the assessment of the civil penalty stated herein, to the issuance of any specified compliance order herein, and to any conditions specified herein.
11. Respondent shall bear its own costs and attorney's fees in connection with this proceeding.
12. By signing this Consent Agreement, Respondent 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 the Consent Agreement.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

13. In accordance with 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3) of the Consolidated Rules of Practice, Complainant alleges and adopts the Findings of Fact and Conclusions of Law set forth immediately below.
14. Congress passed the Residential Lead-Based Paint Hazard Reduction Act of 1992 (the "Act"), 42 U.S.C. §§ 4851 to 4856, to address the need to control exposure to lead-based paint hazards. The Act amended TSCA by adding Subchapter IV – Lead Exposure Reduction, TSCA Sections 401 to 412, 15 U.S.C. §§ 2681 to 2692.

15. Section 402(c) of TSCA, 15 U.S.C § 2682, required the Administrator of EPA to promulgate regulations for the certification of individuals engaged in renovation or remodeling activities in target housing, public buildings built before 1978, and commercial buildings.
16. Section 407 of TSCA, 15 U.S.C. § 2687 required that the regulations promulgated by the Administrator include such record keeping and reporting requirements as may be necessary to ensure the effective implementation of TSCA Subchapter IV.
17. Pursuant to 40 C.F.R. § 745.83, the term “firm” means “a company, partnership, corporation, sole proprietorship or individual doing business, association or other business entity; a Federal, State, Tribal or local government agency; or a nonprofit organization.”
18. Pursuant to 40 C.F.R. § 745.83, the term “renovation” means “the modification of any existing structure, or portion thereof that results in the disturbance of painted surfaces, unless that activity is performed as part of an abatement as defined by 40 C.F.R. § 745.223.”
19. Pursuant to Section 401(17) of TSCA, 15 U.S.C. § 2681(17), and 40 C.F.R. § 745.103, the term “target housing” means “any housing constructed prior to 1978, except housing for the elderly or persons with disabilities (unless any child who is less than 6 years of age resides or is expected to reside in such housing) or any 0-bedroom dwelling.”
20. Respondent is a Pennsylvania corporation that performs residential remodeling and renovation. Respondent does business from an office located at 4873 Division Highway, East Earl, Pennsylvania 17519.
21. Respondent is and was, at all times herein relevant, a “person” and a “firm,” that performed a “renovation” as those terms are defined at 40 C.F.R. § 745.83, during 2023, on three (3) residential properties located at: 564 Woodlea Lane, Berwyn, Pennsylvania; 222 Windermere Avenue, Wayne, Pennsylvania; and 420 Montgomery Avenue, Phoenixville, Pennsylvania.
22. The three (3) residences identified in the above Paragraph 21 were built before 1978 and are “target housing” as that term is defined in the above Paragraph 19.
23. Pursuant to 40 C.F.R. § 745.82(a), Respondent performed the renovations for compensation and was subject to the Act for the three (3) residences identified in the above Paragraph 21.
24. The renovations for compensation described in the above Paragraph 21, which Respondent was contracted to perform at the target housing in 2023, did not involve a renovation in which:

- (1) “a written determination ha[d] been made by an inspector or risk assessor. . . that the components affected by the renovation [we]re free of paint or other surface coatings that contain lead equal to or in excess of 1.0 milligrams/per square centimeter . . .,” as provided at 40 C.F.R. § 745.82(a)(1);
- (2) “a certified renovator, using an EPA recognized test kit. . . , ha[d] tested each component affected by the renovation and determined that the components [we]re free of paint or other surface coatings that contain lead equal to or in excess of 1.0 milligrams/per square centimeter . . .,” as provided at 40 C.F.R. § 745.82(a)(2); or
- (3) “a certified renovator ha[d] collected a paint chip sample from each painted component affected by the renovation and a laboratory recognized by EPA . . . ha[d] determined that the samples [we]re free of paint or other surface coatings that contain lead equal to or in excess of 1.0 milligrams/per square centimeter . . .,” as provided at 40 C.F.R. § 745.82(a)(3).

25. On July 17, 2024, EPA Inspectors conducted an inspection to determine Respondent’s level of compliance with the Lead Renovation, Repair and Painting Rule, 40 C.F.R. Part 745, Subpart E, (“RRP”), promulgated pursuant to the Act.

Count I
Failure to Obtain Required Firm Certification

26. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
27. Pursuant to 40 C.F.R. § 745.89(a) and 40 C.F.R. § 745.81(a)(2)(ii), a firm must obtain initial certification from EPA to perform renovations on target housing for compensation.
28. During 2023, Respondent performed renovations at the following target housing, without having an EPA firm certification pursuant to the requirements and provisions set forth at 40 C.F.R. § 745.89(a) and 40 C.F.R. § 745.81(a)(2)(ii): 564 Woodlea Lane, Berwyn, Pennsylvania; 222 Windermere Avenue, Wayne, Pennsylvania; and 420 Montgomery Avenue, Phoenixville, Pennsylvania.
29. Respondent’s performance of target housing renovations, without having the required firm certification from EPA constitutes a failure on the part of the Respondent to comply with the applicable RRP Rule requirement of 40 C.F.R. § 745.89(a) and 40 C.F.R. § 745.81(a)(2)(ii).
30. In failing to comply with the applicable 40 C.F.R. § 745.89(a) and 40 C.F.R.

§ 745.81(a)(2)(ii) RRP Rule requirement by its performance of the above-described target housing renovations, without having a current 40 C.F.R. § 745.89(a) lead-safe firm certification from EPA, Respondent violated 40 C.F.R. §745.87(a) and Section 409 of TSCA, 15 U.S.C. § 2689, and is subject to the assessment of penalties under Section 16(a) of TSCA, 15 U.S.C. § 2615(a).

Count II
Failure to Assign EPA Certified Renovators

31. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
32. Pursuant to the “firm responsibilities” set forth at 40 C.F.R. § 745.89(d)(2), firms performing renovations must ensure that: “[a] certified renovator is assigned to each renovation performed by the firm and discharges all of the certified renovator responsibilities identified in [40 C.F.R.] § 745.90.”
33. During 2023, Respondent performed renovations at the following target housing, without assigning a certified renovator as required by 40 C.F.R. § 745.89(d)(2): 564 Woodlea Lane, Berwyn, Pennsylvania; 222 Windermere Avenue, Wayne, Pennsylvania; and 420 Montgomery Avenue, Phoenixville, Pennsylvania.
34. Respondent’s performance of target housing renovations, without assigning a certified renovator, constitutes three (3) separate failures on the part of the Respondent to comply with the applicable RRP Rule requirement of 40 C.F.R. § 745.89(d)(2).
35. In failing to comply with the applicable 40 C.F.R. § 745.89(d)(2) RRP Rule requirement by its performance of the above-described target housing renovations, without assigning a certified renovator, Respondent committed three (3) violations of 40 C.F.R. §745.87(a) and Section 409 of TSCA, 15 U.S.C. § 2689, and is subject to the assessment of penalties under Section 16(a) of TSCA, 15 U.S.C. § 2615(a).

Count III
Failure to Obtain Acknowledgement of Receipt of EPA Pamphlet

36. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
37. Pursuant to 40 C.F.R. § 745.84(a)(1), firms are required to provide EPA’s *The Lead-Safe Certified Guide to Renovate Right* pamphlet, (“*Renovate Right* pamphlet”), to owners of dwelling units before beginning renovation activities, and obtain either a written acknowledgement of receipt from the owner or a certificate of mailing at least 7 days prior to the renovation.

38. During 2023, Respondent performed renovations at the following target housing, without obtaining a written acknowledgement or a certificate of mailing for receipt of the *Renovate Right* pamphlet pursuant to the requirements set forth at 40 C.F.R. 745.84(a)(1): 564 Woodlea Lane, Berwyn, Pennsylvania; 222 Windermere Avenue, Wayne, Pennsylvania; and 420 Montgomery Avenue, Phoenixville, Pennsylvania.
39. Respondent's performance of target housing renovations, without obtaining a written acknowledgement or a certificate of mailing for receipt of the *Renovate Right* pamphlet before beginning renovation activities, constitutes three (3) separate violations of the applicable RRP Rule requirement of 40 C.F.R. § 745.84(a)(1).
40. In failing to comply with the applicable 40 C.F.R. § 745.84(a)(1) RRP Rule requirement by its performance of the above-described target housing renovations, without obtaining a written acknowledgement or a certificate of mailing for receipt of the *Renovate Right* pamphlet before beginning renovation activities, Respondent committed three (3) violations of 40 C.F.R. § 745.87(a) and Section 409 of TSCA, 15 U.S.C. § 2689, and is subject to the assessment of penalties under Section 16(a) of TSCA, 15 U.S.C. § 2615(a).

Count IV

Failure to Retain Records Demonstrating Compliance with Work Practices

41. The information and allegations in the preceding paragraphs of this Consent Agreement are incorporated herein by reference.
42. Pursuant to 40 C.F.R. § 745.86(a), firms performing renovations are required to retain and, if requested, make available to EPA all records necessary to demonstrate compliance with the RRP regulations promulgated at 40 C.F.R. § 745, Subpart E, for a period of three years following completion of the renovation.
43. Section 40 C.F.R. § 745.86(b) specifies the types of records required to be retained pursuant to 40 C.F.R. § 745.86(a) and includes, but is not limited to, records documenting compliance with the work practice standards of 40 C.F.R. § 745.85(a) and post renovation cleaning verification requirements of 40 C.F.R. § 745.85(b).
44. At the time of the inspection, Respondent had failed to retain records documenting compliance with the RRP regulations promulgated at 40 C.F.R. § 745, Subpart E, including records documenting compliance with the work practice standards of 40 C.F.R. § 745.85(a) or post renovation cleaning verification requirements of 40 C.F.R. § 745.85(b) as required by 40 C.F.R. § 745.86(b)(6) for the renovations performed at each of the following three (3) target housing residences in 2023: 564 Woodlea Lane, Berwyn, Pennsylvania; 222 Windermere Avenue, Wayne, Pennsylvania; and 420 Montgomery Avenue, Phoenixville, Pennsylvania.

45. Respondent's failure to retain records documenting compliance with the work practice standards of 40 C.F.R. § 745.85(a) and post renovation cleaning verification requirements of 40 C.F.R. § 745.85(b), constitutes three (3) separate violations of the applicable RRP Rule requirement of 40 C.F.R. § 745.86(a).
46. In failing to comply with the applicable 40 C.F.R. § 745.86(a) RRP Rule requirement by not retaining records to document compliance with the work practice standards of 40 C.F.R. § 745.85(a) and post renovation cleaning verification requirements of 40 C.F.R. § 745.85(b), Respondent committed three (3) violations of 40 C.F.R. § 745.87(a) and Section 409 of TSCA, 15 U.S.C. § 2689, and is subject to the assessment of penalties under Section 16(a) of TSCA, 15 U.S.C. § 2615(a).

CIVIL PENALTY

47. In settlement of the EPA's claims for civil penalties for the violations alleged in this Consent Agreement, Respondent consents to the assessment of a civil penalty in the amount of **THIRTY THOUSAND SIX HUNDRED AND FIFTY-NINE** dollars (\$30,659), which Respondent shall be liable to pay in accordance with the terms set forth below.
48. In determining the amount of the civil penalty to be assessed, EPA has taken into account the factors specified in Section 16(a)(2)(B) of TSCA, 15 U.S.C. § 2615(a)(2)(B). After considering these factors, EPA has determined that an appropriate penalty to settle this action is \$30,659.
49. Respondent agrees to pay the civil penalty in the amount of \$30,659 ("Assessed Penalty") within thirty (30) days of the Effective Date of this Consent Agreement and Final Order.
50. 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>. Respondent acknowledges that EPA has provided adequate notification that, prior to the Effective Date, in accordance with Executive Order 14247: Modernizing Payments To and From America's Bank Account, EPA ceased accepting paper checks as a form of payment of civil penalties and EPA only accepts specific electronic methods of payments as provided on the above website.

51. When making a payment, Respondent shall:

- a. Identify every payment with Respondent's name and the docket number of this Consent Agreement, *i.e.*, **TSCA-03-2026-0008**,
- b. Concurrently with any payment or within 24 hours of any payment, Respondent shall serve Proof of Payment simultaneously **by email** to the following person(s):

T. Chris Minshall
Sr. Assistant Regional Counsel
minshall.chris@epa.gov,

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

and

U.S. EPA Region 3 Regional Hearing Clerk
R3_Hearing_Clerk@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 the EPA requirements, in the amount due, and identified with the appropriate docket number and Respondent's name.

52. Interest, Charges, and Penalties on Late Payments. Pursuant to 15 U.S.C. § 2615, 31 U.S.C. § 3717, 31 C.F.R. § 901.9, and 40 C.F.R. § 13.11, if Respondent fails to timely pay any portion of the Assessed Penalty per this Consent Agreement, the entire unpaid balance of the Assessed Penalty and all accrued interest shall become immediately due and owing, and the EPA is authorized to recover the following amounts.

a. Interest. Interest begins to accrue from the Effective Date. 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 standard 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 the EPA's costs of processing and handling overdue debts. If Respondent fails to pay the Assessed Penalty in accordance with this Consent Agreement, the EPA will assess a charge to cover the costs of handling any unpaid amounts for the first thirty (30) day period after the Effective Date. Additional handling charges will be assessed each subsequent 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 annum, will be assessed monthly on all debts, including any unpaid portion of the Assessed Penalty, interest, and other charges, that remain delinquent more than ninety (90) days.

53. 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 Consent Agreement, the EPA may take additional actions. Such actions may 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, 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 the EPA or engaging in programs the EPA sponsors or funds, 40 C.F.R. § 13.17.

d. Per 15 U.S.C. § 2615(a), the Attorney General will bring a civil action in the appropriate district court to recover the full remaining balance of the debt plus interest. In such an action, the validity, amount, and appropriateness of the Assessed Penalty shall not be subject to review.

54. 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.

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

56. Payment of the civil penalty is due and payable immediately upon receipt by Respondent of a true and correct copy of the fully executed and filed Consent

Agreement and Final Order. Receipt by Respondent or Respondent's legal counsel of such copy of the fully executed Consent Agreement and Final Order, with a date stamp indicating the date on which the Consent Agreement and Final Order was filed with the Regional Hearing Clerk, shall constitute receipt of written initial notice that a debt is owed the EPA by Respondent in accordance with 40 C.F.R. § 13.9(a).

57. The Parties consent to service of the Final Order by e-mail at the following valid email addresses: minshall.chris@epa.gov (for Complainant), and matthew.karmel@offitkurman.com (for Respondent).

GENERAL SETTLEMENT CONDITIONS

58. By signing this Consent Agreement, Respondent acknowledges that this Consent Agreement and Final Order will be available to the public and represents that, to the best of Respondent's knowledge and belief, this Consent Agreement and Final Order does not contain any confidential business information or personally identifiable information from Respondent.
59. Respondent certifies that any information or representation it has supplied or made to the EPA concerning this matter was, at the time of submission true, accurate, and complete and that there has been no material change regarding the truthfulness, accuracy or completeness of such information or representation. The EPA shall have the right to institute further actions to recover appropriate relief if the EPA obtains evidence that any information provided and/or representations made by Respondent to the EPA regarding matters relevant to this Consent Agreement and Final Order, including information about Respondent's ability to pay a penalty, are false or, in any material respect, are inaccurate. This right shall be in addition to all other rights and causes of action that the EPA may have, civil or criminal, under law or equity in such event. Respondent and its officers, directors and agents are aware that the submission of false or misleading information to the United States government may subject a person to separate civil and/or criminal liability.

CERTIFICATION OF COMPLIANCE

60. Respondent certifies to the EPA, upon personal investigation and to the best of its knowledge and belief, that it currently is in compliance with regard to the violations alleged in this Consent Agreement.

OTHER APPLICABLE LAWS

61. Nothing in this Consent Agreement and Final Order shall relieve Respondent of its obligation to comply with all applicable federal, state, and local laws and regulations, nor shall it restrict the EPA's authority to seek compliance with any applicable laws or regulations, nor shall it be construed to be a ruling on the validity of any federal, state or local permit. This Consent Agreement and Final Order does not constitute a waiver,

suspension or modification of the requirements of the TSCA, or any regulations promulgated thereunder.

RESERVATION OF RIGHTS

62. This Consent Agreement and Final Order resolves only the EPA's claims for civil penalties for the specific violation[s] alleged against Respondent in this Consent Agreement and Final Order. The EPA reserves the right to commence action against any person, including Respondent, in response to any condition which the EPA determines may present an imminent and substantial endangerment to the public health, public welfare, or the environment. This settlement is subject to all limitations on the scope of resolution and to the reservation of rights set forth in Section 22.18(c) of the Consolidated Rules of Practice, 40 C.F.R. § 22.18(c). The EPA reserves any rights and remedies available to it under TSCA, the regulations promulgated thereunder and any other federal law or regulation to enforce the terms of this Consent Agreement and Final Order after its effective date.

EXECUTION /PARTIES BOUND

63. This Consent Agreement and Final Order shall apply to and be binding upon the EPA, the Respondent and the officers, directors, employees, contractors, successors, agents and assigns of Respondent. By providing the signature below, the person who signs this Consent Agreement on behalf of Respondent is acknowledging that the person signing is fully authorized by the Respondent to execute this Consent Agreement and to legally bind Respondent to the terms and conditions of this Consent Agreement and Final Order.

EFFECTIVE DATE

64. The effective date of this Consent Agreement and Final Order ("Effective Date") is the date on which the Final Order, signed by the Regional Administrator of the EPA, Region 3, or the Regional Administrator's designee, the Regional Judicial Officer, is filed along with the Consent Agreement with the Regional Hearing Clerk pursuant to the Consolidated Rules of Practice.

ENTIRE AGREEMENT

65. This Consent Agreement and Final Order constitutes the entire agreement and understanding between the Parties regarding settlement of all claims for civil penalties pertaining to the specific violations alleged herein and there are no representations, warranties, covenants, terms, or conditions agreed upon between the Parties other than those expressed in this Consent Agreement and Final Order.

For Respondent: Weaver Companies, Inc.

Date: 12/18/2025

By: 

Kevin D. Esh
Director of Operations

For the Complainant:

After reviewing the Consent Agreement and other pertinent matters, I, the undersigned Acting Director of the Enforcement & Compliance Assurance Division of the United States Environmental Protection Agency, Region 3, agree to the terms and conditions of this Consent Agreement and recommend that the Regional Administrator, or the Regional Administrator's designee, the Regional Judicial Officer, issue the attached Final Order.

By: _____

[Digital Signature and Date]

Andrea Bain, Acting Director
Enforcement & Compliance Assurance Division
U.S. EPA – Region 3
Complainant

Attorney for Complainant:

By: _____

[Digital Signature and Date]

T. Chris Minshall
Sr. Assistant Regional Counsel
U.S. EPA – Region 3

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 3
Philadelphia, Pennsylvania 19103

FILED
Feb 02, 2026
3:05 pm

U.S. EPA REGION 3'
HEARING CLERK

In the Matter of:

Weaver Companies, Inc.
4873 Division Highway
East Earl, PA 17519

Respondent.

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: U.S. EPA Docket No. TSCA-03-2026-0008
:
: Proceeding under Sections 16(a) and 409 of the
: Toxic Substances Control Act,
: 15 U.S.C. §§ 2615(a) and 2689.
:

FINAL ORDER

Complainant, the Director of the Enforcement and Compliance Assurance Division, U.S. Environmental Protection Agency, Region 3, and Respondent, Weaver Companies, Inc. have executed a document entitled "Consent Agreement," which I hereby ratify as a Consent Agreement in accordance with the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits ("Consolidated Rules of Practice"), 40 C.F.R. Part 22 (with specific reference to [Sections 22.13(b) and 22.18(b)(2) and (3)]. The terms of the foregoing Consent Agreement are accepted by the undersigned and incorporated into this Final Order as if fully set forth at length herein.

NOW, THEREFORE, PURSUANT TO Section 16(a) of TSCA, 15 U.S.C. § 2615(a), and Section 22.18(b)(3) of the Consolidated Rules of Practice, **IT IS HEREBY ORDERED** that Respondent pay a civil penalty in the amount of **THIRTY THOUSAND SIX HUNDRED AND FIFTY-NINE DOLLARS (\$30,659)**, in accordance with the payment provisions set forth in the Consent Agreement and in 40 C.F.R. § 22.31(c), and comply with the terms and conditions of the Consent Agreement.

This Final Order constitutes the final Agency action in this proceeding. This Final Order shall not in any case affect the right of the Agency or the United States to pursue appropriate injunctive or other equitable relief, or criminal sanctions for any violations of the law. This Final Order resolves only those causes of action alleged in the Consent Agreement and does not waive, extinguish or otherwise affect Respondent's obligation to comply with all applicable provisions of TSCA and the regulations promulgated thereunder.

The effective date of the foregoing Consent Agreement and this Final Order is the date on which this Final Order is filed with the Regional Hearing Clerk.

By: _____

Regional Judicial and Presiding Officer
U.S. EPA Region 3

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 3
Philadelphia, Pennsylvania 19103

In the Matter of:

Weaver Companies, Inc. : U.S. EPA Docket No. TSCA-03-2026-0008
4873 Division Highway : Proceeding under Sections 16(a) and 409 of the
East Earl, PA 17519 : Toxic Substances Control Act,
Respondent. : 15 U.S.C. §§ 2615(a) and 2689.
:

CERTIFICATE OF SERVICE

I certify that the foregoing ***Consent Agreement and Final Order*** was filed with the EPA Region 3 Regional Hearing Clerk on the date that has been electronically stamped on the ***Consent Agreement and Final Order***. I further certify that on the date set forth below, I caused to be served a true and correct copy of the foregoing to each of the following persons, in the manner specified below, at the following addresses:

Copies served via email to:

Kevin D. Esh, Director of Operations
Weaver Companies, Inc.
kevine@weaverco.com
4873 Division Highway
East Earl, PA 17519

Matthew Karmel, Principal
Offit Kurman
matthew.karmel@offitkurman.com
590 Madison Avenue, 6th Floor
New York, NY 10022

T. Chris Minshall
Senior Assistant Regional Counsel
U.S. EPA, Region 3
minshall.chris@epa.gov

Kyla L. Townsend-McIntyre
Enforcement and Compliance Assurance Div.
U.S. EPA, Region 3
townsend.kyla@epa.gov

[Digital Signature and Date]
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 3