

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION IX

****FILED****
28 JULY 2021
U.S.EPA - REGION IX

In the matter of)	U.S. EPA Docket No.
)	RCRA-09-2021- <u>0058</u>
)	
Analog Devices, Inc.)	
)	
)	CONSENT AGREEMENT AND
EPA ID NO. CAD981420821)	FINAL ORDER PURSUANT TO
)	40 C.F.R. SECTIONS 22.13 AND
<u>Respondent.</u>)	22.18

CONSENT AGREEMENT

A. PRELIMINARY STATEMENT

1. This is a civil administrative enforcement action instituted pursuant to Section 3008(a)(1) of the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U.S.C. § 6928(a)(1), and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 Code of Federal Regulations ("C.F.R.") Part 22. Complainant is the United States Environmental Protection Agency, Region 9 ("EPA"). Respondent is Analog Devices, Inc. ("Respondent").
2. Respondent owns and operates the Hillview manufacturing facility located at 275 South Hillview Drive in Milpitas, California, 95035 (the "Facility"). The Facility's EPA Identification Number is CAD981420821. Respondent fabricates wafers at the Facility.
3. On October 28, 2020, an inspector from EPA conducted an off-site Non-Financial Record Review inspection ("NRR") with Respondent representatives. On October 29, 2020, a RCRA Focused Compliance Inspection ("FCI") at the Facility was performed by the EPA inspector and a representative of the Santa Clara County Department of Environmental Health. The purpose of the NRR and FCI inspections was to determine the Facility's compliance with applicable federal environmental statutes and regulations, and, in particular, RCRA (as amended), the regulations in 40 C.F.R. Parts 261-265, 268, 273 and 279, and the regulations adopted by the California authorized program under RCRA in the California Code of Regulations ("C.C.R."), Title 22, Division 4.5 and the California

Health and Safety Code, Division 20.¹ Based upon the findings EPA made during the inspection, and additional information obtained subsequent to the inspection, EPA determined that Respondent had violated California Health & Safety Code § 25100 *et seq.* and the regulations adopted pursuant thereto, as approved and authorized by the United States.

4. This Consent Agreement and Final Order pursuant to 40 C.F.R. Sections 22.13 and 22.18 ("CA/FO") simultaneously commences and concludes this proceeding, wherein EPA alleges that Respondent failed to: (1) comply with air emission standards for equipment leaks at 22 C.C.R. §§ 66262.34(a)(1)(A) and 66265 Article 28 [*see also* 40 C.F.R. §§ 262.17(a)(1)(i) and 265 Subpart BB]; and (2) comply with air emission control requirements for the on-site 2,000-gallon hazardous waste (D001, F003) accumulation tank at 22 C.C.R. §§ 66262.34(a)(1)(A), 66265.1082(c), 66265.1084(c), 66265.1085(c), and 66265.1089 [*see also* 40 C.F.R. §§ 262.17(a)(1)(i) and 265 Subpart CC]. These are all in violation of Section 3001 *et seq.* of RCRA, 42 U.S.C. §§ 6921 *et seq.*, and state regulations adopted pursuant thereto.

B. JURISDICTION AND EPA'S GENERAL ALLEGATIONS

5. On August 1, 1992, the State of California received authorization to administer the hazardous waste management program in lieu of the federal program pursuant to § 3006 of RCRA, 42 U.S.C. § 6926, and 40 C.F.R. Part 271. The authorized program is established pursuant to the Hazardous Waste Control Law, Chapter 6.5 of Division 20 of the California Health and Safety Code, and the regulations promulgated thereunder at Title 22, Division 4.5 of the California Code of Regulations, 22 C.C.R. §§ 66001 *et seq.* The State of California has been authorized for all the regulations referenced in this CA/FO.
6. Respondent is a "person" as defined in 22 C.C.R. § 66260.10 [*see also* 40 C.F.R. § 260.10].
7. Respondent is the "operator" of a facility as defined in 22 C.C.R. § 66260.10 [*see also* 40 C.F.R. § 260.10].
8. Respondent is a large quantity "generator" of hazardous waste, generating greater than 1,000 kilograms of hazardous waste in one month. *See* 22 C.C.R. §§ 66260.10, 66262.34 [*see also* 40 C.F.R. §§ 260.10, 262.34].

¹ All citations to the "C.C.R." refer to Division 4.5 of Title 22 of the current California Code of Regulations. EPA is enforcing California hazardous waste management program requirements where approved and authorized by the United States. Corresponding Federal citations are provided in brackets.

9. Respondent is or has been engaged in “storage” of hazardous waste as defined in 22 C.C.R. § 66260.10 [*see also* 40 C.F.R. § 260.10].
10. Respondent generates and accumulates, or has generated and accumulated, materials that are “solid wastes” as defined in 22 C.C.R. §§ 66260.10 and 66261.2 [*see also* 40 C.F.R. § 261.2].
11. At the Facility, Respondent generates and accumulates, or has generated and accumulated, “hazardous waste” as defined in California Health & Safety Code § 25117, and 22 C.C.R. §§ 66260.10 and 66261.3 [*see also* RCRA § 1004(5), 42 U.S.C. § 6903, and 40 C.F.R. §§ 260.10 and 261.3]. These hazardous wastes include, but are not limited to, spent solvents (D001, F003), spent acids (D002, e.g., hydrofluoric acid), contaminated debris (e.g., wipes contaminated with isopropyl alcohol or acetone), universal waste-batteries, universal waste-fluorescent lamps, wastewater treatment sludge (filter cake) and bead blast media.
12. Section 3006 of RCRA, 42 U.S.C. § 6926, provides, *inter alia*, that authorized state hazardous waste programs are carried out under Subtitle C of RCRA. Therefore, a violation of any requirement of law under an authorized state hazardous waste program is a violation of a requirement of Subtitle C of RCRA.
13. A violation of California’s authorized hazardous waste program, found at California Health & Safety Code § 25100 *et seq.*, constitutes a violation of Subtitle C of RCRA and, therefore, a person who violates California’s authorized hazardous waste program is subject to the powers vested in the EPA Administrator by Section 3008 of RCRA, 42 U.S.C. § 6928.
14. Section 3008 of RCRA, 42 U.S.C. § 6928, authorizes the EPA Administrator to issue orders requiring compliance immediately or within a specified time for violation of any requirement of Subtitle C of RCRA, Section 3001 of RCRA *et seq.*, 42 U.S.C. § 6921 *et seq.*
15. The Administrator has delegated the authority under Section 3008 of RCRA, 42 U.S.C. § 6928, to the EPA Regional Administrator for Region IX, with delegation 8-9-A, last revised February 4, 2016. The Regional Administrator, EPA Region IX, has in turn redelegated this authority to the Director of the Enforcement Division (now the Enforcement and Compliance Assurance Division), EPA Region IX, with delegation R9 1200 TN 111, dated January 22, 2016.

C. ALLEGED VIOLATIONS

COUNT I

(Failure to comply with air emission standards for equipment leaks)

16. Paragraphs 1 through 15 above are incorporated herein by this reference as if they were set forth here in their entirety.
17. 22 C.C.R. § 66262.34 [*see also* 40 C.F.R. § 262.17(a)(1)(i)] allows generators of hazardous waste to accumulate such waste on-site for up to 90 days without a permit or grant of interim status provided that, among other things, the waste is accumulated in containers or tanks and the generator complies with the air emissions standards for equipment leaks found at 22 C.C.R. § 66265.1050 *et seq.* [*see also* 40 C.F.R. § 265.1050 *et seq.*].
18. 22 C.C.R. § 66265.1050 [*see also* 40 C.F.R. § 265.1050] indicates that the regulations in Title 22, Chapter 15, Article 28 (Air Emissions Standards for Equipment Leaks) apply to owners and operators of facilities that treat, store or dispose of hazardous waste and, specifically, to equipment that contains or contacts RCRA hazardous wastes with organic concentrations of at least 10 percent by weight that are managed in, among other things, “a unit that is exempt from permitting under the provisions of 66262.34(a) . . . and is not a recycling unit under the provisions of section 66261.6.” At the time of the inspection, wastes generated at the Facility contained more than 10% organic concentrations by weight and were managed in a unit that was exempt from permitting under the provisions of 22 C.C.R. § 66262.34(a) and was not a recycling unit under the provisions of 22 C.C.R. § 66261.6.
19. In accordance with 22 C.C.R. § 66265.1050(c) [*see also* 40 C.F.R. § 265.1050(c)], each piece of equipment “shall be marked in such a manner that it can be distinguished readily from other pieces of equipment.” At the time of the inspection, equipment at the Facility subject to this requirement (*e.g.*, flanges and valves), was not marked in such a manner as to readily distinguish it from other equipment.
20. In accordance with 22 C.C.R. § 66265.1057(a) [*see also* 40 C.F.R. § 265.1057(a)], each valve in gas/vapor or light liquid service “shall be monitored monthly to detect leaks by the methods specified in Section 66265.1063(b).” In accordance with 22 C.C.R. § 66265.1063(b), leak detection monitoring required by 22 C.C.R. §§ 66265.1052 through 66265.1062 shall comply with Reference Method 21 in 22 C.C.R. § 66260.11 [*see also* 40 C.F.R. Part 60]. At the time of the inspection, valves in gas/vapor or light liquid service at the Facility were not monitored monthly in accordance with 22 C.C.R. § 66265.1063(b)(4) [*see also* 40 CFR § 265.1063(b)(4)] and Reference Method 21.

21. In accordance with 22 C.C.R. § 66265.1064(b)(1) [*see also* 40 C.F.R. § 265.1064(b)(1)], owners and operators of equipment that contains or contacts RCRA hazardous wastes with organic concentrations of at least 10 percent by weight that are managed in, among other things, “a unit that is exempt from permitting under the provisions of 66262.34(a) . . . and is not a recycling unit under the provisions of section 66261.6,” must maintain certain records. For each such piece of equipment, they must maintain records reflecting: an equipment identification number and hazardous waste management unit identification; approximate locations within the facility; the type of equipment; percent-by-weight total organics in the hazardous waste stream at the equipment; the hazardous waste state at the equipment (*e.g.*, gas/vapor or liquid); and the method of compliance with the standard (*e.g.*, “monthly leak detection and repair” or “equipped with dual mechanical seals”). At the time of the inspection, the records required to be maintained in accordance with 22 C.C.R. § 66265.1064(b)(1) were not being maintained at the Facility.
22. Since Respondent failed to comply with the air emission standards for equipment leaks, 22 C.C.R. §§ 66262.34(a)(1)(A); 66265 Article 28 [*see also* 40 C.F.R. §§ 262.17(a)(1)(i); 265 Subpart BB], EPA alleges that Respondent did not meet the permit exemption requirements, and therefore Respondent stored waste without a permit, in violation of 22 C.C.R. § 66270.1 [*see also* 40 C.F.R. § 270.1].

COUNT II

(Failure to comply with air emission control requirements for tanks)

23. Paragraphs 1 through 15 above are incorporated herein by this reference as if they were set forth here in their entirety.
24. 22 C.C.R. § 66262.34 [*see also* 40 C.F.R. § 262.17(a)(1)(i)] allows generators of hazardous waste to accumulate such waste on-site for up to 90 days without a permit or grant of interim status provided that, among other things, the waste is accumulated in containers, tanks or surface impoundments and the generator complies with the air emissions standards found at 22 C.C.R. § 66265.1080 *et seq.* [*see also* 40 C.F.R. § 265.1080 *et seq.*].
25. 22 C.C.R. § 66265.1080 [*see also* 40 C.F.R. § 265.1080] indicates that the regulations in Title 22, Chapter 15, Article 28.5 (Air Emissions Standards for tanks) apply to owners and operators of facilities that treat, store or dispose of hazardous waste in certain tanks.
26. At the time of the inspection, Respondent had not determined if the liquid wastes generated at the Facility which is accumulated in the on-site 2,000-gallon hazardous waste accumulations tank meets or exceeds 500 parts per million by weight as required by 22 C.C.R. § 66265.1084 [*see also* 40 C.F.R. § 265.1084].

27. EPA determined that Level 1 controls specified by 22 C.C.R. § 66265.1085(c) [40 C.F.R. § 265.1085(c)] are appropriate for the Facility.
28. EPA determined that at the time of the inspection, Respondent had not established the settings for the pressure-vacuum relief valve to ensure that the device remains closed whenever the tank internal pressure is within the internal pressure operating range determined by the owner or operator based on the tank manufacturer recommendations, as required by 22 C.C.R. § 66265.1085(c)(3)(B) [*see also* 40 C.F.R. § 265.1085(c)(3)(ii)].
29. EPA determined that at the time of the inspection, Respondent had not developed and implemented a written plan and schedule to perform inspections and monitoring required by 22 C.C.R. § 66265.1089 [*see also* 40 C.F.R. § 265.1089].
30. Since Respondent failed to comply with the air emission control requirements for the on-site 2,000-gallon hazardous waste accumulation tank required by 22 C.C.R. §§ 66262.34(a)(1)(A), 66265.1082(c), 66265.1084(c), 66265.1085(c), and 66265.1089 [*see also* 40 C.F.R. §§ 262.17(a)(1)(i), and 265 Subpart CC], EPA alleges that Respondent did not meet the permit exemption requirements, and therefore Respondent stored waste without a permit, in violation of 22 C.C.R. § 66270.1 [*see also* 40 C.F.R. § 270.1].

D. CIVIL PENALTY

31. Section 3008(g) of RCRA, 42 U.S.C. § 6928(g), as adjusted by the Debt Collection Improvement Act of 1996 and the Civil Monetary Penalty Inflation Adjustment Rule, 40 C.F.R. Part 19, authorizes a civil penalty of up to seventy-six thousand seven hundred sixty-four dollars (\$76,764) per day for violations of Subtitle C of RCRA, 42 U.S.C. § 6921 *et seq.*, occurring after November 2, 2015, and assessed on or after January 13, 2020. Based upon the facts alleged herein and upon those factors which EPA must consider pursuant to Section 3008(a)(3) of RCRA, 42 U.S.C. § 6928(a)(3), and the 2003 RCRA Civil Penalty Policy (“Penalty Policy”), including the seriousness of the violations, any good faith efforts by Respondent to comply with applicable requirements, and any economic benefit accruing to Respondent, as well as such other matters as justice may require, EPA proposes that Respondent be assessed NINETY-ONE THOUSAND FOUR HUNDRED SEVENTY-NINE DOLLARS (\$91,479.00) as the civil penalty for the violations alleged herein. The proposed penalties were calculated in accordance with the Penalty Policy.

E. ADMISSIONS AND WAIVERS OF RIGHTS

32. In accordance with 40 C.F.R. § 22.18(b)(2) and for the purpose of this proceeding, Respondent: (i) admits that EPA has jurisdiction over the subject matter of this CA/FO and over Respondent; (ii) neither admits nor denies the specific factual allegations

contained in this CA/FO; (iii) consents to any and all conditions specified in this CA/FO and to the assessment of the civil administrative penalty under Section D of this CA/FO; (iv) waives any right to contest the allegations contained in Section B of the CA/FO; and (v) waives the right to appeal the proposed final order attached to this Consent Agreement and made part of this CA/FO.

F. PARTIES BOUND

33. This CA/FO shall apply to and be binding upon Respondent and its agents, successors and assigns, until such time as the civil penalty required under Sections D and H has been paid in accordance with Section H, the compliance tasks required under Section G have been completed in accordance with Section G, and any delays in performance and/or stipulated penalties have been resolved. When those matters are concluded, this CA/FO shall terminate and constitute full settlement of civil penalty liability for the violations alleged herein.
34. No change in ownership or corporate, partnership or legal status relating to the Facility will in any way alter Respondent's obligations and responsibilities under this CA/FO.
35. The undersigned representative of Respondent hereby certifies that he or she is fully authorized by Respondent to enter into this CA/FO, to execute and to legally bind Respondent to it.

G. COMPLIANCE TASKS

36. All submissions to EPA in this section shall be sent to John Schofield at schofield.john@epa.gov.
37. Within thirty (30) days of the Effective Date, Respondent shall submit to EPA documentation (e.g., photographs and work orders) that the sinks in the production area(s) have been equipped with either a plug and a valve or a double-block and bleed valve system.
38. Within thirty (30) days of the Effective Date, Respondent shall submit to EPA documentation that the Facility has calibrated its monitoring equipment pursuant to the applicable regulations (including using n-hexane and Method 21).
39. Within thirty (30) days of the Effective Date, Respondent shall submit to EPA documentation (e.g., photographs, computations, and pressure relief valve settings) that shows that the pressure relief valve for the 2,000-gallon hazardous waste solvent tank has been replaced and set in compliance with the applicable regulations.

H. PAYMENT OF CIVIL PENALTY

40. Respondent consents to the assessment of, and agrees to pay a civil penalty of, NINETY-ONE THOUSAND FOUR HUNDRED SEVENTY-NINE DOLLARS (\$91,479.00) in full settlement of the federal civil penalty claims set forth in this CA/FO.
41. Respondent shall submit payment of NINETY-ONE THOUSAND FOUR HUNDRED SEVENTY-NINE DOLLARS (\$91,479.00) within thirty (30) calendar days of the Effective Date of this CA/FO, in accordance with one of the options set forth below. The Effective Date of this CA/FO is the date the Final Order, signed by the Regional Judicial Officer, is filed with the Regional Hearing Clerk. All payments shall indicate the name of the Facility, EPA identification number of the Facility, the Respondent's name and address, and the EPA docket number of this action.

Regular Mail:

Payment shall be made by certified or cashier's check payable to "Treasurer of the United States" and sent as follows:

US Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
PO Box 979077
St. Louis, MO 63197-9000

Wire Transfers:

Wire transfers must be sent directly to the Federal Reserve Bank in New York City with the following information:

Federal Reserve Bank of New York
ABA = 021030004
Account = 68010727
SWIFT address = FRNYUS33
33 Liberty Street
New York, NY 10045
Field Tag 4200 of the Fedwire message should read "D 68010727 Environmental Protection Agency"

Overnight Mail:

U.S Environmental Protection Agency
Government Lock Box 979077
1005 Convention Plaza
Mail Station SL-MO-C2GL
St. Louis, MO 63101

ACH (also known as REX or remittance express):
Automated Clearinghouse (ACH) for receiving US currency:
US Treasury REX/Cashlink ACH Receiver
ABA: 051036706
Account Number: 310006, Environmental Protection Agency
CTX Format Transaction Code 22-checking

Physical location of US Treasury Facility:
5700 Rivertech Court
Riverdale, MD 20737
Remittance Express (REX): 1-866-234-5681

On Line Payment:
This payment option can be accessed from the information below:
www.pay.gov
Enter "sfo1.1" in the search field
Open form and complete required fields

If clarification regarding a particular method of payment remittance is needed, contact the EPA Cincinnati Finance Center at 513-487-2091.

42. At the time payment is made, a copy of the payment transmittal shall be sent via electronic mail with a transmittal letter, indicating Respondent's name, the case title, and docket number, to both:

Regional Hearing Clerk
Office of Regional Counsel
U.S. Environmental Protection Agency - Region 9
R9HearingClerk@epa.gov

and

John Schofield
Enforcement and Compliance Assurance Division
Hazardous Waste and Chemical Section
U.S. Environmental Protection Agency - Region 9
schofield.john@epa.gov

43. In accordance with the Debt Collection Act of 1982 and U.S. Treasury directive (TFRM 6-8000), each payment must be received by the due date set forth in this CA/FO to avoid additional charges. If payment is not received by the due date, interest will accrue from the Effective Date of this CA/FO at the current rate published by the United States

Treasury as described at 40 C.F.R. § 13.11. Respondent further will be liable for stipulated penalties as set forth below for any payment not received by its due date.

I. DELAY IN PERFORMANCE/STIPULATED PENALTIES

44. In the event Respondent fails to submit a payment to EPA by the time required in this CA/FO or complete the compliance tasks required by Section G above, Respondent shall pay stipulated penalties as follows: FIVE HUNDRED DOLLARS (\$500) per day for first to fifteenth day of delay, ONE THOUSAND DOLLARS (\$1000) per day for sixteenth to thirtieth day of delay, and THREE THOUSAND DOLLARS (\$3,000) per day for each day of delay thereafter.
45. The determination of whether Respondent has satisfactorily complied with the terms of this CA/FO and the determination of whether Respondent has made a good faith, timely effort to complete the tasks required by this CA/FO, are within the sole discretion of the Director, Enforcement and Compliance Assurance Division, EPA Region IX.
46. All penalties owed to EPA under this Section shall be due within thirty (30) days of receipt of a notification of noncompliance. Such notification shall describe the noncompliance and shall indicate the amount of penalties due. Interest at the current rate published by the United States Treasury, as described at 40 C.F.R. §13.11, shall begin to accrue on the unpaid balance at the end of the thirty (30)-day period.
47. All penalties shall be remitted in the same manner described in Section H.
48. The payment of stipulated penalties shall not alter in any way Respondent's obligations to complete performance required hereunder.
49. Notwithstanding any other provision of this Section, EPA may, in its unreviewable discretion, waive any portion of stipulated penalties that have accrued pursuant to this CA/FO.
50. The stipulated penalties set forth in this Section do not preclude EPA from pursuing any other remedies or sanctions which may be available to EPA by reason of Respondent's failure to comply with any of the requirements of this CA/FO.

J. CERTIFICATION OF COMPLIANCE

51. By signing this consent agreement, subject to the provisions of Section G, above Respondent certifies under penalty of law to EPA that the Respondent has fully complied with Section 3008 of RCRA, 42 U.S.C. § 6928, and its implementing regulations that formed the basis for the violations alleged in Section C, above.

52. This certification of compliance is based upon true, accurate, and complete information, which the signatory can verify personally or regarding which the signatory has inquired of the person or persons directly responsible for gathering the information.

K. RESERVATION OF RIGHTS

53. EPA hereby reserves all of its statutory and regulatory powers, authorities, rights and remedies, both legal and equitable, including the right to require that Respondent perform tasks in addition to those required by this CA/FO, except as to those civil penalties for the violations and facts alleged herein. EPA further reserves all of its statutory and regulatory powers, authorities, rights and remedies, both legal and equitable, which may pertain to Respondent's failure to comply with any of the requirements of this CA/FO, including without limitation, the assessment of penalties under Section 3008 of RCRA, 42 U.S.C. § 6928. This CA/FO shall not be construed as a covenant not to sue, release, waiver or limitation of any rights, remedies, powers or authorities, civil or criminal, which EPA has under RCRA (except as to those civil penalties for the violations and facts alleged herein); the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA"); or any other statutory, regulatory or common law enforcement authority of the United States.
54. Compliance by Respondent with the terms of this CA/FO shall not relieve Respondent of its obligations to comply with RCRA or any other applicable local, State or federal laws and regulations.
55. The entry of this CA/FO and Respondent's consent to comply shall not limit or otherwise preclude EPA from taking additional enforcement actions should EPA determine that such actions are warranted except as they relate to Respondent's liability for federal civil penalties for the specific alleged violations and facts as set forth in Section C of this CA/FO.
56. This CA/FO is not intended to be nor shall it be construed as a permit. This CA/FO does not relieve Respondent of any obligation to obtain and comply with any local, State or federal permits.

L. OTHER CLAIMS

57. Nothing in this CA/FO shall constitute or be construed as a release from any other claim, cause of action or demand in law or equity by or against any person, firm, partnership, entity or corporation for any liability it may have arising out of or relating in any way to the generation, storage, treatment, handling, transportation, release, or disposal of any hazardous constituents, hazardous substances, hazardous wastes, pollutants, or contaminants found at, taken to, or taken from the Facility.

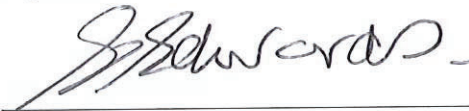
M. MISCELLANEOUS

58. This CA/FO may be amended or modified only by written agreement executed by both EPA and Respondent.
59. The headings in this CA/FO are for convenience of reference only and shall not affect interpretation of this CA/FO.
60. The Effective Date of this CA/FO is the date the Final Order, signed by the Regional Judicial Officer, is filed with the Regional Hearing Clerk.

In the matter of Analog Device, Inc.
Consent Agreement and Final Order

IT IS SO AGREED.

FOR RESPONDENT ANALOG DEVICES, INC.:



Gerry Edwards
General Manager

FOR COMPLAINANT U.S. ENVIRONMENTAL PROTECTION AGENCY, REGION IX:

AMY MILLER
BOWEN

Digitally signed by AMY
MILLER-BOWEN
Date: 2021.07.16 06:44:47
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Amy C. Miller-Bowen, Director
Enforcement and Compliance Assurance Division

In the matter of Analog Device, Inc.
Consent Agreement and Final Order

FINAL ORDER

IT IS HEREBY ORDERED that this Consent Agreement and Final Order pursuant to 40 C.F.R. Sections 22.13 and 22.18 (U.S. EPA Docket No. RCRA-09-2021-0058) be entered and that Respondent shall pay a civil penalty of NINETY-ONE THOUSAND FOUR HUNDRED SEVENTY-NINE DOLLARS (\$91,479.00) in accordance with all terms and conditions of the Consent Agreement and Final Order.

This Final Order shall be effective upon filing with the Regional Hearing Clerk.

**STEVEN
JAWGIEL**

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STEVEN JAWGIEL
Date: 2021.07.28 08:54:48
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Steven L. Jawgiel
Regional Judicial Officer
U.S. EPA, Region IX

In the matter of Analog Device, Inc.
Consent Agreement and Final Order

CERTIFICATE OF SERVICE

This is to certify that the original of the fully executed Consent Agreement and Final Order in the matter of Analog Devices, Inc. (Docket # : RCRA-09-2021-0058) was filed with the Regional Hearing Clerk and that a true and correct copy of the same was sent to the following parties.

RESPONDENT:

Gerry Edwards
General Manager
Analog Devices, Inc:
Email: Gerry.Edwards@analog.com

COMPLAINANT:

Rebekah Reynolds, Esq.
Office of Regional Counsel
U.S. EPA, Region IX
Email: Reynolds.Rebekah@epa.gov

Armsey ,
Steven

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Armsey, Steven
Date: 2021.07.28
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Steven Armsey
Regional Hearing Clerk
Office of Regional Counsel
U.S. EPA, Region IX