



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

JUN 09 2010

REPLY TO THE ATTENTION OF:

SC-6J

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Marty Cocorikis
Operations Coordinator
Stampede Meat, Inc.
7351 South 78th Avenue
Bridgeview, Illinois 60455

Re: Stampede Meat, Inc., Bridgeview, Illinois, Expedited Settlement Agreement
ESA Docket No: RMP-10-ESA-004
Docket No. **CAA-05-2010-0021** *BLH* 2751003A022

Dear Mr. Cocorikis:

Enclosed please find a copy of the fully executed Risk Management Plan Expedited Settlement Agreement (ESA) in resolution of the above case. The ESA is binding on EPA and the City of Chicago. EPA will take no further action against Respondent for the violations cited in the ESA. The ESA requires no further action on your part.

Please feel free to contact Silvia Palomo at (312)353-2172 if you have any questions regarding the enclosed document or if you have any other question about the program. Thank you for your assistance in resolving this matter.

Sincerely,

Mark J. Horwitz, Chief
Chemical Emergency
Preparedness & Prevention Section

Enclosure



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

BD#

2751003A022

REPLY TO THE ATTENTION OF:

CAA-05-2010-0021

EXPEDITED SETTLEMENT
AGREEMENT (ESA)

RECEIVED

JUN - 9 2010

DOCKET NO: RMP-10-ESA-004

This ESA is issued to: Stampede Meat, Inc.
At: 7351 South 78th Avenue, Bridgeview, Illinois
for violating Section 112(r)(7) of the Clean Air Act.

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

This Expedited Settlement Agreement (ESA) is being entered into by the United States Environmental Protection Agency (EPA), Region 5, by its duly delegated official, the Director, Superfund Division, and by Respondent pursuant to Section 113(a)(3) and (d) of the Clean Air Act, 42 U.S.C. § 7413(a)(3) and (d), and by 40 C.F.R. § 22.13(b). On February 23, 2009, EPA obtained the concurrence of the U.S. Department of Justice, pursuant to Section 113(d)(1) of the Act, 42 U.S.C. § 7413(d)(1), to pursue this administrative enforcement action.

ALLEGED VIOLATIONS

On June 2, 2008, an authorized representative of the EPA conducted a compliance inspection of the subject facility (Respondent) to determine compliance with the Risk Management Plan (RMP) regulations promulgated at 40 C.F.R. Part 68 under Section 112(r) of the Act. EPA found that the Respondent had violated regulations implementing Section 112(r) of the Act by failing to comply with the regulations as noted on the attached RISK MANAGEMENT PROGRAM VIOLATIONS CHECKLIST (CHECKLIST), which is hereby incorporated by reference.

SETTLEMENT

In consideration of Respondent's size of business, its full compliance history, its good faith effort to comply, and other factors as justice may require, and upon consideration of the entire record the parties enter into the ESA in order to settle the violations, described in the attached CHECKLIST for the total penalty amount of **\$3,750.00**.

This settlement is subject to the following terms and conditions:

The Respondent by signing below waives any objections that it may have regarding jurisdiction, neither admits nor denies the specific factual allegations contained herein and in the CHECKLIST, and consents to the assessment of the penalty as stated above. Respondent waives its rights to a hearing afforded by Section 113(d)(2)(A) of the Act, 42 U.S.C § 7413(d)(2)(A), and to appeal this ESA. Each party to this action shall bear its own costs and fees, if any. Respondent also certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that the Respondent has corrected the violations listed in the attached CHECKLIST and has sent a cashier's check or certified check (payable to the "Treasurer, United States of America") in the amount of **\$3,750.00** in payment of the full penalty amount to the following address:

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

The DOCKET NUMBER OF THIS ESA **must be included on the check.** (The DOCKET NUMBER is located at the top left corner of this ESA.)

This original ESA and a **copy of the check must be sent by certified mail to:**

Silvia Palomo
Chemical Emergency
Preparedness and Prevention Section (SC-6J)
U.S. Environmental Protection Agency
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

Upon Respondent's submission of the signed original ESA, EPA will take no further civil action against Respondent for the alleged violations of the Act referenced in the CHECKLIST. EPA does not waive any other enforcement action for any other violations of the Clean Air Act or any other statute.

If the signed original ESA **with an attached copy of the check** is not returned to the **EPA Region 5 office** at the above address in correct form by the Respondent within 45 days of the date of Respondent's receipt of it (90 days if an extension is granted), the proposed ESA is withdrawn, without prejudice to EPA's ability to file an enforcement action for the violations identified herein and in the CHECKLIST.

This ESA is binding on the parties signing below.

This ESA is effective upon filing with the Regional Hearing Clerk.

FOR RESPONDENT:

Signature: MCA

Date: 03-22-10

Name (print): MARTIN Coccardis

Title (print): Operations Coordinator

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FOR COMPLAINANT:

Michael Hams for R.K.

Date: 5/27/10

Richard C. Karl, Director
Superfund Division

**REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY**

I hereby ratify the ESA and incorporate it herein by reference. It is so ORDERED.

S.H.

Date: 4/june 2010

~~Bharat Mathur~~ Susan Hedman
Acting Regional Administrator

CAA-05-2010-0021

COPY

581437 (100/pkg Rev 01)

WACHOVIA OFFICIAL CHECK

WACHOVIA

0710675

Pay To-The Order Of

TREASURER, UNITED STATES OF AMERICA

* THREE THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND 00 CENTS

Wachovia Bank, National Association

STAMPEDE MEAT, INC

Remitter Docket No: RMP-10-ESA-004

1700774436

03/19/2010

\$ 3,750.00

Dollars

Step Monchocho

Authorized Signature

1700774436

64-7002-2011

HOLD DOCUMENT UP TO THE LIGHT TO VIEW TRUE WATERMARK

HOLD DOCUMENT UP TO THE LIGHT TO VIEW TRUE WATERMARK

⑈ 1700774436⑈ ⑆ 261170025⑆ 5079900000929⑈

CAA-05-2010-0021

RECEIVED

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BA # 2751003A022

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY