



REGION 9

SAN FRANCISCO, CA 94105



EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO: CAA(112r)-09-2025-0034

This ESA is issued to: **AMVAC Chemical Corporation**
4100 East Washington Boulevard, Los Angeles, California 90023

For: Violation of Section 112(r)(7) of the Clean Air Act.
At: AMVAC Chemical Corporation
4100 East Washington Boulevard, Los Angeles, California 90023

This Expedited Settlement Agreement (“ESA”) is being entered into by the United States Environmental Protection Agency (“EPA”), Region IX, by its duly delegated official, Amy C. Miller-Bowen, Director, Enforcement and Compliance Assurance Division, and AMVAC Chemical Corporation (“Respondent”) pursuant to Section 113(a)(3) and (d) of the Clean Air Act (the “Act”), 42 U.S.C. § 7413(a)(3) and (d), and by 40 C.F.R. § 22.13(b). EPA has obtained the concurrence of the U.S. Department of Justice, pursuant to Section 113(d)(1) of the Act, 2 U.S.C. § 7413(d)(1), to pursue this administrative enforcement action.

ALLEGED VIOLATIONS

Following its June 29, 2023 inspection, EPA alleges Respondent’s failure to:

1. The Facility failed to maintain accurate P&IDs for the chlorine vaporizer, the chlorine scrubbing system, railcar station #3, and the MMA storage tank, in violation of 40 CFR § 68.65(d)(1)(ii). (Area of Concern 1 from the US EPA Inspection Report)
2. The Facility failed to correct its RMP within one month of a change of the emergency contact, in violation of 40 CFR § 68.195(b). (Area of Concern 4)
3. The Facility failed to conduct a PHA to identify, evaluate, and control the hazards involved in the process as the entirety of the PCNB process was not included in the PHA, in violation of 40 CFR § 68.67(a). (Area of Concern 5)
4. The Facility failed to evaluate all possible safety and health effects of the failure of controls in its 2019 PHA of the PCNB process, in violation of 40 CFR § 68.67(c)(7). (Area of Concern 6)

5. The Facility failed to implement its established written procedures to maintain the on-going integrity of process equipment, and the Facility failed to perform inspections and tests on process equipment, in violation of 40 CFR § 68.73(d)(1). (Area of Concern 7)
6. The Facility failed to implement inspection procedures for process piping consistent with recognized and generally accepted good engineering practices, in violation of 40 CFR § 68.73(d)(2). (Area of Concern 10)
7. The Facility failed to implement inspection procedures for process piping consistent with recognized and generally accepted good engineering practices, in violation of 40 CFR § 68.73(d)(2). (Area of Concern 11)

SETTLEMENT

The parties enter into this ESA in order to settle the violations described above for the total penalty amount of **\$8,000**.

This settlement is subject to the following terms and conditions:

1. In signing this Agreement, Respondent: (1) admits that Respondent is subject to CAA 112(r) and its implementing regulations; (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; (4) consents to the assessment of this penalty; (5) waives the opportunity for a hearing to contest any issues of fact or law set forth herein; (6) waives its right to appeal the Final Order accompanying this Agreement pursuant to Section 113(d)(2)(A) of the Act, 42 U.S.C § 7413(d)(2)(A); and (7) consents to electronic service of the filed ESA. 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.
2. Each party to this action shall bear its own attorney's fees and costs, if any.
3. Respondent must pay the civil penalty of \$8,000 using any method provided on the following website: <https://www.epa.gov/financial/makepayment>. Such payment shall identify Respondent by name and include the docket number assigned to this Agreement by the Regional Hearing Clerk.
4. Within 24 hours of payment, email proof of payment (e.g., a copy of the check or a statement of affirmation regarding electronic funds transfer), including Respondent's name, complete address, and docket number to the following:

Regional Hearing Clerk
U.S. Environmental Protection Agency, Region IX
75 Hawthorne Street
San Francisco, California 94105

FOR COMPLAINANT: Environmental Protection Agency

JOEL JONES

Digitally signed by JOEL JONES
Date: 2025.01.30 17:57:53 -08'00'

Date: _____

Joel Jones, Acting Director
Enforcement and Compliance Assurance Division
U.S. EPA Region IX

It is hereby ORDERED that this ESA be entered, and Respondent pays the above penalty.

_____ Date: _____

Beatrice Wong
Regional Judicial Officer
U.S. EPA Region IX

CERTIFICATE OF SERVICE

I hereby certify the attached Expedited Settlement Agreement and Final Order in the matter of AMVAC Chemical Corporation (Docket No. CAA(112r)-09-2025-0034) has been filed by the Regional Hearing Clerk, and was served on the parties, via electronic mail, as indicated below:

RESPONDENT: Abdel El Farra
Plant Manager
American Vanguard Corporation
4100 East Washington Boulevard
Commerce, California 90023
Abdele@amvac.com

COMPLAINANT: Andrew Helmlinger
Assistant Regional Counsel
U.S. EPA – Region IX
Hazardous Waste Section I (ORC-3-1)
75 Hawthorne Street
San Francisco, CA 94105
Helmlinger.Andrew@epa.gov

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Regional Hearing Clerk
U.S. EPA – Region IX