



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET  
ATLANTA, GEORGIA 30303-8960

MAR 15 2013

**VIA CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Mr. Patrick Kania  
605 South Market Street  
Lancaster, South Carolina 29720

Re: Evans Petroleum Co., Inc.  
Consent Agreement and Final Order (CAFO)  
Docket No. RCRA-UST-04-2013-0001

Dear Mr. Kania:

Enclosed please find a copy of the executed Consent Agreement and Final Order (CA/FO) as filed with the Regional Hearing Clerk (RHC) in the above-referenced matter. The CAFO is effective on the date it is filed with the RHC, and the penalty due date is calculated from that effective date.

If you have any questions, please feel free to contact me at (404) 562-9685.

Sincerely,

A handwritten signature in cursive script that reads "Colleen E. Michuda".

Colleen E. Michuda  
Associate Regional Counsel  
Office of Environmental Accountability

Enclosure

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4

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EPA REGION IV

2013 MAR 15 AM 9:06  
HEARING CLERK

IN THE MATTER OF: ) Docket No.: RCRA-UST-04-2013-006  
)  
Evans Petroleum Co., Inc. ) Proceeding under Section 9006  
605 South Market Street ) of the Resource Conservation  
Lancaster, South Carolina 29720 ) and Recovery Act, as amended  
) 42 U.S.C. § 6991e  
RESPONDENT. )  
\_\_\_\_\_ )

CONSENT AGREEMENT

I. NATURE OF THE ACTION

1. This is a civil administrative enforcement action, ordering compliance with the requirements of the State Underground Petroleum Environmental Response Bank Act (SUPERB), S.C. Code Ann. §§ 44-2-10 et seq. (Subtitle I of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §§ 6991 et seq.). This action is seeking injunctive relief and civil penalties pursuant to Section 9006 of RCRA, 42 U.S.C. § 6991e, for alleged violations of SUPERB and its corresponding regulations, set forth at S.C. Code Ann. Regs. 61-92, Part 280 (2000) (Subtitle I of RCRA and its corresponding regulations, set forth at Title 40 of the Code of Federal Regulations (40 C.F.R.), Part 280).

2. The *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits*, 40 C.F.R. Part 22, provide that where the parties agree to settlement of one or more causes of action before the filing of a complaint, a proceeding may be simultaneously commenced and concluded by the issuance of a Consent Agreement and Final Order (CAFO). 40 C.F.R. §§ 22.13 and 22.18(b)(2).

3. The parties have conferred for the purpose of settlement pursuant to 40 C.F.R. § 22.18, and desire to settle this action. Accordingly, before any testimony has been taken upon the pleadings and without any admission of violation or adjudication of any issue of fact or law, and in accordance with 40 C.F.R. § 22.13(b), the parties have agreed to the execution of this CAFO, and Respondent hereby agrees to comply with the terms of this CAFO.

II. THE PARTIES

4. Complainant is the Director, RCRA Division, Region 4, United States Environmental Protection Agency (EPA). Complainant is authorized to issue the instant CAFO pursuant to Section 9006 of RCRA, 42 U.S.C. § 6991e, and applicable delegations of authority.



5. Respondent is Evans Petroleum Co., Inc., the owner of the underground storage tank (UST) systems located at the following facilities: (1) 903 Mart, 2160 Flat Creek Road, Lancaster, South Carolina 29720; (2) Twin Pines Convenience Mart, 1483 Charlotte Highway, Lancaster, South Carolina 29720; and (3) Hwy 5 Grocery and Grill, 443 Rock Hill Highway, Lancaster, South Carolina 29720 (hereinafter, collectively, "the Facilities").

### III. PRELIMINARY STATEMENTS

6. Pursuant to Section 9004 of RCRA, 42 U.S.C. § 6991c, the State of South Carolina (the State) received final authorization from EPA to carry out a state UST program in lieu of the federal UST program. The requirements of the authorized state program are found at S.C. Code Ann. Regs. 61-92, Part 280.

7. Although EPA has granted the State of South Carolina authority to enforce its own UST program, EPA retains jurisdiction and authority to initiate independent enforcement actions in South Carolina pursuant to Section 9006 of RCRA, 42 U.S.C. § 6991e. This authority is exercised by EPA in the manner set forth in the Memorandum of Agreement between EPA and the State.

8. Pursuant to Section 9006(a)(2) of RCRA, 42 U.S.C. § 6991e(a)(2), Complainant has given notice of this action to the State of South Carolina prior to issuing this CAFO.

9. Section 44-2-50 of the South Carolina Annotated Code, S.C. Code Ann. § 44-2-50 (Section 9003 of RCRA, 42 U.S.C. § 6991b), authorizes the promulgation of release detection, prevention, and corrective action regulations applicable to all owners and operators of USTs as may be necessary to protect human health and the environment. These regulations are found at S.C. Code Ann. Regs. 61-92, Part 280 (40 C.F.R. Part 280).

10. Pursuant to S.C. Code Ann. Regs. 61-92.280.70(a), which requires compliance with S.C. Code Ann. Regs. 61-92.280.31(a) (40 C.F.R. §280.70(a), which requires compliance with 40 C.F.R. § 280.31(a)), in order to prevent releases from corrosion of steel UST systems, all corrosion protection systems must be operated and maintained to continuously provide corrosion protection to the metal components of that portion of the tank and piping that routinely contain regulated substances and are in contact with the ground, including during temporary closure.

11. Pursuant to S.C. Code Ann. Regs. 61-92.280.70(a), which requires compliance with S.C. Code Ann. Regs. 61-92.280.41 (40 C.F.R. § 280.70(a), which requires compliance with 40 C.F.R. § 280.41), when a UST system is temporarily closed, owners and operators must continue to perform release detection in accordance with S.C. Code Ann. Regs. 61-92, Part 280, Subpart D (40 C.F.R. Part 280, Subpart D), unless the tank is empty.

12. Pursuant to S.C. Code Ann. Regs. 61-92.280.40(a)(1) (40 C.F.R. § 280.40(a)(1)), owners and operators of new and existing UST systems must provide a method, or combination of methods, of release detection that can detect a release from any portion of the tank and the connected underground piping that routinely contains product.

13. Pursuant to S.C. Code Ann. Regs. 61-92.280.45(b) (40 C.F.R. § 280.45(b)), all UST system owners and operators must maintain the results of sampling, testing or monitoring for release detection for at least one (1) year.

14. Pursuant to S.C. Code Ann. Regs. 61-92.280.31(c) (40 C.F.R. § 280.31(c)), all owners and operators of steel UST systems with an impressed current corrosion protection system must be inspected every 60 days to ensure the equipment is running properly.

15. Pursuant to S.C. Code Ann. Regs. 61-92.280.20(c)(1)(i) (40 C.F.R. § 280.20(c)(1)(i)), in order to prevent spilling associated with product transfer to the UST system, owners and operators must use spill prevention equipment that will prevent release of product to the environment when the transfer hose is detached from the fill pipe.

#### IV. ALLEGATIONS AND DETERMINATIONS

16. Respondent is a “person” as defined in S.C. Code Ann. Regs. 61-92.280.12 (40 C.F.R. § 280.12).

17. Respondent is the “owner” of “underground storage tanks” used as “petroleum UST systems” as those terms are defined in S.C. Code Ann. Regs. 61-92.280.12 (40 C.F.R. § 280.12).

18. Gasoline, kerosene, diesel, and racing fuel are “regulated substances” as defined in S.C. Code Ann. Regs. 61-92.280.12 (40 C.F.R. § 280.12).

19. On March 7, 2011, EPA conducted a compliance inspection (CI) of Respondent’s petroleum UST systems located at 903 Mart, 2160 Flat Creek Road, Lancaster, South Carolina 29720. 903 Mart is a gasoline service station with a convenience store and grill. The facility has three (3) cathodically protected (CP) steel tanks with an impressed current system that were installed on June 25, 1987. Tanks #1-3 are 6,000-gallon gasoline USTs. The facility had a fire event on October 25, 2010, which destroyed the Mart portion of the facility. The facility was placed in temporary closure and the dispensers were removed.

20. At the time of the CI at 903 Mart, the facility had an impressed current system to provide corrosion protection for the UST systems; however, because the fire destroyed the Mart portion of the facility which housed the rectifier unit for the impressed current system, there was no power to the facility during the March 7, 2011, inspection and, as such, the rectifier unit was non-operational.

21. EPA therefore alleges that Respondent violated Section 44-2-50 of the South Carolina Annotated Code, S.C. Code Ann. § 44-2-50 (Section 9003 of RCRA, 42 U.S.C. § 6991b), and S.C. Code Ann. Regs. 61-92.280.70(a), which requires compliance with



S.C. Code Ann. Regs. 61-92.280.31(a) (40 C.F.R. § 280.70(a), which requires compliance with 40 C.F.R. § 280.31(a)), by failing to operate and maintain corrosion protection continuously while in temporary closure.

22. At the time of the CI at 903 Mart, Tank #3 contained three (3) inches of product. Although the facility had an automatic tank gauging system (ATG) to perform release detection, the facility was not operating the ATG system at the time of the inspection.

23. EPA therefore alleges that Respondent violated Section 44-2-50 of the South Carolina Annotated Code, S.C. Code Ann. § 44-2-50 (Section 9003 of RCRA, 42 U.S.C. § 6991b), and S.C. Code Ann. Regs. 61-92.280.70(a), which requires compliance with S.C. Code Ann. Regs. 61-92.280.41 (40 C.F.R. § 280.70(a), which requires compliance with 40 C.F.R. § 280.41), by failing to perform release detection during temporary closure.

24. On March 9, 2011, EPA conducted a CI of Respondent's petroleum UST systems located at Twin Pines Convenience Mart, 1483 Charlotte Highway, Lancaster, South Carolina 29720. Twin Pines Convenience Mart is a gasoline service station with a convenience store and grill. The facility has five (5) cathodically protected (CP) steel tanks with an impressed current system that were installed on August 14, 1989. Tanks #1-3 are 8,000-gallon gasoline USTs. Tank #4 is an 8,000-gallon UST storing diesel, and Tank #5 is a 4,000-gallon UST storing racing fuel.

25. At the time of the CI at the Twin Pines Convenience Mart, the facility utilized an automatic tank gauging (ATG) system to perform release detection; however, Tank #5 (storing racing fuel) could not yield a passing test for nine (9) of the twelve (12) months preceding the CI on March 9, 2011.

26. EPA therefore alleges that Respondent violated Section 44-2-50 of the South Carolina Annotated Code, S.C. Code Ann. § 44-2-50 (Section 9003 of RCRA, 42 U.S.C. § 6991b), and S.C. Code Ann. Regs. 61-92.280.40(a)(1) (40 C.F.R. § 280.40(a)(1)), by failing to provide an adequate method of release detection for Tank #5.

27. At the time of the CI at the Twin Pines Convenience Mart, release detection records were missing for all five (5) tanks for the months of March and April 2010.

28. EPA therefore alleges that Respondent violated Section 44-2-50 of the South Carolina Annotated Code, S.C. Code Ann. § 44-2-50 (Section 9003 of RCRA, 42 U.S.C. § 6991b), and S.C. Code Ann. Regs. 61-92.280.45(b) (40 C.F.R. § 280.45(b)), by failing to maintain the results of sampling, testing or monitoring for release detection for at least one (1) year.

29. At the time of the CI at the Twin Pines Convenience Mart, documentation provided indicated that the impressed current system was inspected on the average of every 90 days.

30. EPA therefore alleges that Respondent violated Section 44-2-50 of the South Carolina Annotated Code, S.C. Code Ann. § 44-2-50 (Section 9003 of RCRA, 42 U.S.C. § 6991b), and S.C. Code Ann. Regs. 61-92.280.31(c) (40 C.F.R. § 280.31(c)), by failing to inspect the impressed current system every 60 days.

31. At the time of the CI at the Twin Pines Convenience Mart, the spill bucket on Tank #4 had a hole about three (3) inches from the top and could therefore cause product to seep into the ground in the event that product is released during delivery of product to Tank #4.

32. EPA therefore alleges that Respondent violated Section 44-2-50 of the South Carolina Annotated Code, S.C. Code Ann. § 44-2-50 (Section 9003 of RCRA, 42 U.S.C. § 6991b), and S.C. Code Ann. Regs. 61-92.280.20(c)(1)(i) (40 C.F.R. § 280.20(c)(1)(i)), by failing to provide adequate spill prevention equipment for Tank #4.

33. On June 6, 2011, EPA conducted a CI of Respondent's petroleum UST systems located at HWY 5 Grocery and Grill, 443 Rock Hill Highway, Lancaster, South Carolina 29720. Hwy 5 Grocery and Grill is a former gas station with a grocery and grill. The facility has five (5) cathodically protected (CP) steel tanks with an impressed current system that were installed on January 6, 1976. Tanks #1-3 are 4,000-gallon USTs storing gasoline. Tank #4 is a 2,000-gallon UST storing kerosene, and Tank #5 is a 2,000-gallon UST storing diesel. At the time of the CI, the facility was no longer dispensing fuel and the USTs had been in temporary closure since April 9, 2010.

34. At the time of the CI at HWY 5 Grocery and Grill, four (4) out of the (5) USTs had two (2) or more inches of product. Although the facility had an automatic tank gauging system (ATG) to perform release detection, the facility was not operating the ATG system at the time of the inspection.

35. EPA therefore alleges that Respondent violated Section 44-2-50 of the South Carolina Annotated Code, S.C. Code Ann. § 44-2-50 (Section 9003 of RCRA, 42 U.S.C. § 6991b), and S.C. Code Ann. Regs. 61-92.280.70(a), which requires compliance with S.C. Code Ann. Regs. 61-92.280.41 (40 C.F.R. § 280.70(a), which requires compliance with 40 C.F.R. § 280.41), by failing to perform release detection during temporary closure.



## V. TERMS OF AGREEMENT

Based on the foregoing, the parties agree to the following:

36. Respondent has submitted information demonstrating that all the alleged violations identified in this CAFO have been corrected and the Facilities identified in this CAFO are in compliance with the above cited regulations.

Within thirty (30) calendar days of receipt of the executed copy of this CAFO, Respondent shall submit to EPA a certification signed by an authorized representative stating that the Facilities are in compliance with federal and state UST regulations. This certification shall read as follows:

“I certify under penalty of law that, to the best of my knowledge and belief, the USTs located at (1) 903 Mart, 2160 Flat Creek Road, Lancaster, South Carolina 29720; (2) Twin Pines Convenience Mart, 1483 Charlotte Highway, Lancaster, South Carolina 29720; and (3) Hwy 5 Grocery and Grill, 443 Rock Hill Highway, Lancaster, South Carolina 29720, which are the subject of this CAFO, Docket No. RCRA-UST-04-2013-0001, are in compliance with the cited UST requirements of S.C. Code Ann. Regs., R. 61-92.280 (40 C.F.R. Part 280).

All work was done under my direction or supervision according to a system designed to assure that qualified personnel implemented and completed the required tasks. This certification is based on my inquiry of the person(s) who performed the tasks, or those persons directly responsible for the person(s) who performed the tasks. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”

This certification shall be sent to EPA at the address below:

William E. Truman  
Chief, Underground Storage Tank Section  
U.S. Environmental Protection Agency, Region 4  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, SW  
Atlanta, Georgia 30303  
(404) 562-9457

37. For the purposes of this CAFO, Respondent admits the jurisdictional allegations set forth above pursuant to Section 9006 of RCRA, 42 U.S.C. § 6991e.

38. Pursuant to 40 C.F.R. § 22.18(b)(2), Respondent neither admits nor denies the factual allegations set forth above.

39. Pursuant to 40 C.F.R. § 22.18(b)(2), Respondent waives any right to contest the EPA allegations and its right to appeal the CAFO.

40. Respondent waives its right to challenge the validity of this CAFO and the settlement of the matters addressed in this CAFO on the basis of any issue related to the Paperwork Reduction Act.

41. Respondent waives any right it may have pursuant to 40 C.F.R. § 22.8 to participate in any communication addressed to EPA officials where the purpose of such communication is to persuade such officials to accept and issue this CAFO.

42. The parties agree that the settlement of this matter is in the public interest and that this CAFO is consistent with the applicable requirements of SUPERB (RCRA Subtitle I).

43. The parties agree that compliance with the terms of this CAFO shall resolve Respondent's liability for civil penalties for the violations and facts alleged and stipulated to in this CAFO.

44. The parties agree that they will pay their own costs and attorney's fees.

#### VI. PAYMENT OF CIVIL PENALTY

45. Respondent consents to the payment of a civil penalty in the amount of **TWENTY-ONE THOUSAND, THREE HUNDRED DOLLARS (\$21,300.00)**, payable within thirty (30) calendar days of the effective date of this CAFO.

46. Payment shall be made by cashier's or certified check, or by Automated Clearing House (ACH) (also known as REX or remittance express). If paying by check, the check shall be payable to: **Treasurer, United States of America**. Respondent's name and the docket number for this matter shall be referenced on the face of the check. If Respondent sends payment by the U.S. Postal Service, payment shall be sent to:

United States Environmental Protection Agency  
**Fines and Penalties**  
Cincinnati Finance Center  
P.O. Box 979077  
St. Louis, Missouri 63197-9000



If Respondent sends payment by non-U.S. Postal express mail delivery, the payment shall be sent to:

U.S. Bank  
Government Lockbox 979077  
**U.S. EPA Fines and Penalties**  
1005 Convention Plaza  
Mail Station SL-MO-C2GL  
St. Louis, Missouri 63101  
(314) 418-1028

If paying by ACH, Respondent shall remit payment to:

PNC Bank  
ABA: 051036706  
Account Number: 310006  
CTX Format Transaction Code 22 - checking  
Environmental Protection Agency  
308 17<sup>th</sup> Street, NW  
Washington, D.C. 20074  
Contact: Jessee White, (301) 887-6548

47. Respondent shall submit a copy of the payment to:

Patricia A. Bullock  
Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region 4  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, SW  
Atlanta, Georgia 30303

and to:

William E. Truman  
Chief, Underground Storage Tank Section  
U.S. Environmental Protection Agency, Region 4  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, SW  
Atlanta, Georgia 30303

48. If Respondent fails to remit the civil penalty as agreed to herein, EPA is required to assess interest, penalties, and a charge to cover the costs of processing and handling the delinquent claim. Interest, at the statutory judgment rate provided for in 31 U.S.C. § 3717, will

begin to accrue on the civil penalty if not paid as specified above. Pursuant to 31 U.S.C. § 3717, Respondent must pay the following amounts on any amount overdue:

- (a) Interest. Any unpaid portion of a civil penalty or stipulated penalty must bear interest at the rate established by the Secretary of the Treasury pursuant to 31 U.S.C. § 3717(a)(1). Interest will therefore begin to accrue on a civil penalty or stipulated penalty if it is not paid by the last date required. Interest will be assessed at the rate of the United States Treasury tax and loan rate in accordance with 4 C.F.R. § 102.13(c).
  - (b) Monthly Handling Charge. Respondent must pay a late payment handling charge of \$15.00 on any late payment, with an additional charge of \$15.00 for each subsequent thirty (30) calendar-day period over which an unpaid balance remains.
  - (c) Non-Payment Penalty. On any portion of a civil penalty or stipulated penalty more than ninety (90) calendar days past due, Respondent must pay a non-payment penalty of six percent (6%) per annum, which will accrue from the date the penalty payment became due and is not paid. This non-payment is in addition to charges which may accrue under subparagraphs (a) and (b).
49. Penalties paid pursuant to this CAFO are not tax deductible under 26 U.S.C. § 162(f).

## VII. PARTIES BOUND

50. This CAFO shall be binding upon Respondent and its successors and assigns. Respondent shall cause its officers, directors, employees, agents, and all persons, including independent contractors, contractors, and consultants acting under or for Respondent, to comply with the provisions hereof in connection with any activity subject to this CAFO.

51. No change in ownership, partnership, corporate, or legal status relating to the Facilities will in any way alter Respondent's obligations and responsibilities under this CAFO.

52. The undersigned representative of Respondent hereby certifies that she or he is fully authorized to enter into this CAFO and to execute and legally bind Respondent to it.

## VIII. RESERVATION OF RIGHTS

53. Notwithstanding any other provision of this CAFO, an enforcement action may be brought pursuant to Section 9003(h) of RCRA, 42 U.S.C. § 6991b(h), or other statutory authority, should EPA find that the release of regulated substances from a UST may have occurred and implementation of any corrective action is needed to address such release.



54. Complainant reserves the right to take enforcement action against Respondent for any future violations of RCRA or SUPERB and their implementing regulations and to enforce the terms and conditions of this CAFO.

55. Except as provided above, nothing in this CAFO shall constitute a release from any claim (civil or criminal), cause of action, or demand in law or equity for any liability Respondent may have arising out of or relating in any way to Respondent's management of the USTs located at the Facilities.

56. The provisions of this CAFO shall be deemed satisfied when Respondent has fully fulfilled the payment and certification obligations required by this CAFO.

#### IX. OTHER APPLICABLE LAWS

57. All actions required to be taken pursuant to this CAFO shall be undertaken in accordance with the requirements of all applicable laws and regulations. Respondent shall obtain or cause its representatives to obtain all necessary permits and approvals as required.

#### X. SERVICE OF DOCUMENTS

58. A copy of any legal documents that Respondent files in this action should be sent to the following attorney who represents EPA in this matter and who is authorized to receive service for EPA in this proceeding:

Colleen E. Michuda  
Associate Regional Counsel  
U.S. Environmental Protection Agency, Region 4  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, SW  
Atlanta, Georgia 30303

#### XI. SEVERABILITY

59. It is the intent of the parties that the provisions of this CAFO are severable. If any provision or authority of this CAFO or the application of this CAFO to any party or circumstance is held by any judicial or administrative authority to be invalid or unenforceable, the application of such provisions to other parties or circumstances and the remainder of the CAFO shall remain in force and shall not be affected thereby.

#### XII. EFFECTIVE DATE

60. The effective date of this CAFO shall be the date on which the CAFO is filed with the Regional Hearing Clerk.

**AGREED AND CONSENTED TO:**

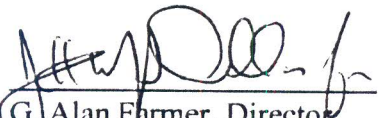
**Evans Petroleum Co., Inc.  
Respondent**

By: 

Dated: 2-26-13

Print Title: GM

**U.S. Environmental Protection Agency  
Complainant**

By:   
G. Alan Farmer, Director  
RCRA Division  
U.S. EPA, Region 4

Dated: 3-11-13



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4**

<b>IN THE MATTER OF:</b>	)	<b>Docket No.: RCRA-UST-04-2013-0001</b>
	)	
<b>Evans Petroleum Co., Inc.</b>	)	<b>Proceeding under Section 9006</b>
<b>605 South Market Street</b>	)	<b>of the Resource Conservation</b>
<b>Lancaster, South Carolina 29720</b>	)	<b>and Recovery Act, as amended</b>
	)	<b>42 U.S.C. § 6991e</b>
	)	
<b>RESPONDENT.</b>	)	
_____	)	

**FINAL ORDER**

The foregoing Consent Agreement is hereby approved, ratified and incorporated by reference into this Final Order 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. The Respondent is hereby ORDERED to comply with all of the terms of the foregoing Consent Agreement effective immediately upon filing of this Consent Agreement and Final Order with the Regional Hearing Clerk. This Order disposes of matters under RCRA Subtitle I pursuant to 40 C.F.R. §§ 22.18 and 22.31.

**BEING AGREED, IT IS SO ORDERED** this 14 day of March, 2013.

**BY:** Susan B. Schub  
**Susan B. Schub**  
**Regional Judicial Officer**  
**United States Environmental Protection Agency, Region 4**

I hereby certify that I have this day served a true and correct copy of the foregoing Consent Agreement and the attached Final Order (CAFO), in the Matter of Evans Petroleum Co., Inc., Docket Number: RCRA-UST-04-2013-0001, on the parties listed below in the manner indicated:

Colleen E. Michuda,  
Associate Regional Counsel  
U.S. Environmental Protection Agency  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, SW  
Atlanta, Georgia 30303

(Via EPA's internal mail)

Quantindra Smith  
RCRA Division  
U.S. Environmental Protection Agency  
Sam Nunn Atlanta Federal center  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303


(Via EPA's internal mail)

Evans Petroleum Co., Inc.  
605 South Market Street  
Lancaster, South Carolina 29720

(Via Certified Mail- Return Receipt Requested)

Date:

3-15-13



Patricia Bullock, Regional Hearing Clerk  
U.S. Environmental Protection Agency  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
(404) 562-9511