

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG.11
2013 JUL -9 A 11:11
REGIONAL HEARING
CLERK

IN THE MATTER OF SARTORIUS STEDIM FILTERS INC. RESPONDENT PROCEEDING UNDER SECTION 3008 OF THE SOLID WASTE DISPOSAL ACT AS AMENDED	COMPLAINT, COMPLIANCE ORDER AND NOTICE OF OPORTUNITY FOR HEARING DOCKET NO. RCRA-02-2013-7102
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AMSWER TO THE COMPLAINT

TO THE REGIONAL ADMINISTRATOR

Here comes Respondent, Sartorius Stedim Filter, Inc., represented by the undersigned attorney Who's **ALLEGES, PRAYS AND REQUEST AS FOLLOWS:**

1. Statements 1 to 5 of the Complaint do not require an affirmative answer from Respondent.
2. Statements 6 to 16 of Complaint do not require an affirmative answer from Respondent.
3. Statement 17 of the Complaint does not require an affirmative answer from Respondent.
4. Statements 18 to 20 of the Complaint do not require an affirmative answer from Respondent.
5. Statement 21 of the Complaint is accepted.
6. Statement 22 of the Complaint does not require an affirmative answer from Respondent.
7. Statement 23 of the Complaint does not require affirmative answer from Respondent.
8. Statement 24 to 26 of the Complaint is accepted.
9. Statement 27 to 32 of the Complaint (Count 1) is accepted.
10. Statement 33 to 38 of the Complaint (Count 2) is accepted.
11. Statement 39 to 44 of the Complaint (Count 3) is accepted.
12. Statement 25 to 48 of the Complaint (Count 4) does not require affirmative answer from Respondent.
13. Statement 49 to 50 of the Complaint (Court 4) is denied.

AFFIRMATIVE DEFENSES

1. Sartorius respectfully understand that Count four (4) of the Complaint does not proceed because the tank is not vented to the atmosphere and is not covered by subpart CC of the 40CFR Part 265.
2. Since 1987, Sartorius connects the vent system from the HW storage tank to the Recovery System that is closed to the storage tank.
3. Sartorius respectfully understands that Count Number 4 was a result of a misinterpretation performed by our personnel that was with EPA inspector. There is the possibility that the information provided during the inspection was not clearly explained to the inspector. We are requesting a re-evaluation of the technical issues arise by us for this count.

I Certify that copy of this Answer to the Complaint was sent to Ms. Amy R. Chester, Assistant Regional Counsel, USEPA, 290 Broadway, Ave. 16th Floor, New York, NY 10007-1866, Regional Hearing Clerk, USEPA, 290 Broadway Ave. 16th Floor, New York, NY. 10007-1866.

In Ponce, Puerto Rico today June 24, 2013.



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