

United States Environmental Protection Agency
Region 5

IN THE MATTER OF:)
)
FirstEnergy Corporation) FINDING OF VIOLATION
Akron, Ohio)
) EPA-5-00-OH-17
)
Proceedings Pursuant to)
the Clean Air Act,)
42 U.S.C. §§ 7401 et seq.)

FINDING OF VIOLATION

The United States Environmental Protection Agency finds that FirstEnergy Corporation is violating an information request sent pursuant to Section 114 of the CAA to obtain information on the Niles, Burger, Ashtabula, Avon Lake, Eastlake, Lake Shore, Bay Shore and Acme coal-fired generating stations in Ohio.

Regulatory Authority

1. Section 114 of the CAA, 42 U.S.C. § 7414(a)(1)(G), authorizes the Administrator of EPA to require any person who owns or operates any emission source to "provide...information as the Administrator may reasonably require."

FirstEnergy's Operations

2. FirstEnergy and/or Ohio Edison, Cleveland Electric Illuminating Company, Toledo Edison Company and Duquesne Power and Light Company own and/or operate the following coal-fired electric utilities which are located in Ohio: Niles, Burger, Ashtabula, Avon Lake, Eastlake, Lake Shore, Bay Shore and Acme generating stations

3. The facilities, described in paragraph 2 above, are subject to the requirements at 42 U.S.C. § 7414.

Violations

4. FirstEnergy failed to submit documents to EPA in accordance with EPA's November 10, 1999, information request. The information request requires FirstEnergy to submit documents listed in an attachment to the request designated as items 1, 2, 3 and 12 through 24 within 30 days after receipt of the request. The information request also requires FirstEnergy to submit the remainder of the items in the attachment within 60 days after receipt of the request.

5. To date, FirstEnergy has failed to submit items 1 and 3-26 of the attachment to the information request.

6-14-00

Date



Bharat Mathur, Director
Air and Radiation Division

CERTIFICATE OF MAILING

I, Betty J. Williams, certify that I sent a Finding of Violation, No. EPA-5-00-OH-17, by Certified Mail, Return Receipt Requested, to:

Douglas J. Weber, Esq.
FirstEnergy Corporation
76 South Main Street
Akron, Ohio 44308

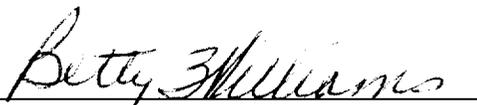
I also certify that I sent copies of the Finding of Violation by first class mail to:

Raymond L. Evans, Director
Environmental Monitoring and Reporting
FirstEnergy
76 South Main Street
Akron, Ohio 44308

Robert Hodanbosi, Chief
Division of Air Pollution Control
Ohio Environmental Protection Agency
P.O. Box 1049
Columbus, Ohio 43216-1049

Lynn Malcolm, Administrator
Akron Regional Air Quality Management District
146 South High Street, Room 904
Akron, Ohio 44308

on the 15th day of June, 2000.


Betty Williams, Secretary
AECAS, (IL/IN)

CERTIFIED MAIL RECEIPT NUMBER: 2177026415