



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

APR 21 2011

REPLY TO THE ATTENTION OF:

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Jeanna Cameron, Regulatory Affairs Coordinator
Lawson Products, Inc.
1666 East Touhy Avenue
Des Plaines, Illinois 60018

Re: Finding of Violation
Lawson Products, Inc.
Des Plaines, Illinois

Dear Ms. Cameron:

The U.S. Environmental Protection Agency is issuing the enclosed Finding of Violation (FOV) to Lawson Products, Inc. (Lawson). The FOV is being issued under Sections 183 and 111(e) of the Clean Air Act, 42 U.S.C. §§ 7511b and 7411(e). We find that you are in violation of the Clean Air Act, 42 U.S.C. § 7401 *et seq.*, the National Volatile Organic Compound Emission Standards for Aerosol Coatings at 40 C.F.R. Part 59, Subpart E.

Section 113 of the Clean Air Act, § 7413, gives us several enforcement options. These options include issuing an administrative compliance order, issuing an administrative penalty order, and bringing a judicial civil or criminal action.

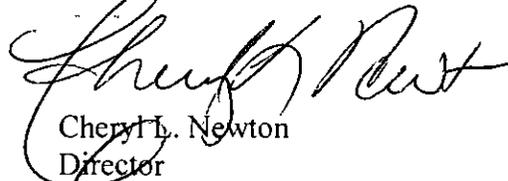
We are offering you an opportunity to confer with us about the violations alleged in the FOV. The conference will give you the opportunity to present information on the specific findings of violation, the efforts you have taken to comply, and the steps you will take to prevent future violations.

Please plan for your facility's technical and management personnel to attend the conference to discuss compliance measures and commitments. You may have an attorney represent you at this conference.

The technical contact in this matter is Dakota Prentice. You may call Dakota Prentice at (312) 886-6761 to request a conference. You should make the request as soon as possible, but no later

than 10 calendar days after you receive this letter. We should hold any conference within 30 calendar days of your receipt of this letter.

Sincerely,



Cheryl L. Newton
Director
Air and Radiation Division

Enclosure

cc: Ray Pilapil, Manager
Compliance and Systems Management Section
Illinois Environmental Protection Agency

**United States Environmental Protection Agency
Region 5**

IN THE MATTER OF:)	FINDING OF VIOLATION
)	
Lawson Products, Inc.,)	EPA-5-11-IL-14
Des Plaines, Illinois)	
)	
)	
Proceedings Pursuant to Section 113(a)(3))	
of the Clean Air Act,)	
42 U.S.C. § 7413(a)(3).)	

FINDING OF VIOLATION

The U. S. Environmental Protection Agency finds that Lawson Products, Inc. (Lawson) is violating Sections 183 and 111(e) of the Clean Air Act (Act), 42 U.S.C. §§ 7511b and 7411(e). Specifically, Lawson is violating the National Volatile Organic Compound Emission Standards for Aerosol Coatings at 40 C.F.R. Part 59, Subpart E, as follows:

Statutory and Regulatory Authority

1. Section 183(e) of the Act, 42 U.S.C. § 7511b(e), authorizes EPA to promulgate regulations establishing requirements regarding the manufacture of certain consumer or commercial products, the use of which may result in the release of volatile organic compounds (VOCs).
2. Pursuant to Section 183(e) of the Act, 42 U.S.C. § 7511b(e), on March 24, 2008, EPA promulgated National Volatile Organic Compound Emission Standards for Aerosol Coatings at 40 C.F.R. Part 59, Subpart E (40 C.F.R. §§ 59.500 through 59.516, and Table 1 through Table 2C).
3. 40 C.F.R. § 59.501(b)(2) states that if you are a distributor named on the label, you are a regulated entity responsible for compliance with all sections of this subpart except for the limits presented in Section 59.504.
4. 40 C.F.R. § 59.511(b) requires each regulated entity (manufacturer, distributor, or importer) of any aerosol coating subject to Subpart E to submit an initial notification report no later than July 31, 2009, or on or before the date it first manufactures, distributes, or import

aerosol coatings, whichever is later. Specific notification information requirements are outlined in 40 C.F.R. § 59.511(b)(1) through (b)(11).

5. Pursuant to 40 C.F.R. § 59.511(g), a manufacturer, distributor, or importer may choose to certify the records of a regulated entity for all or part of the purposes documented in 40 C.F.R. §§ 59.510 and 59.511 if appropriate documentation is submitted to EPA.

Factual Background

6. Lawson distributes various aerosol coating products. Lawson distributes aerosol coating products under Lawson brand names utilizing private label manufacturers.

7. Lawson submitted an initial notification document for 40 C.F.R. 59, Subpart E, dated March 1, 2011.

8. The initial notification document provided by Lawson stated that the private label manufacturers of the aerosol coating products would fulfill the notification, recordkeeping, and reporting responsibilities for Lawson required in 40 C.F.R. § 59.511(b)(4) through (b)(11).

9. No documentation from the private label companies referenced in Lawson's initial notification accompanied Lawson's notification, nor has such additional documentation been received by EPA.

Violations

10. Lawson is in violation of 40 C.F.R. § 59.511(b) by failing to submit an initial notification report by July 31, 2009, and for not providing the required notification information pursuant to 40 C.F.R. § 59.511(b)(1) through (b)(11).

11. Lawson is in violation of 40 C.F.R. § 59.511(g) for providing no supporting documentation as to any manufacturer, distributor, or importer who has certified that it will accept responsibility for the recordkeeping and reporting requirements on Lawson's behalf.

Date

Cheryl L. Newton
Director
Air and Radiation Division

CERTIFICATE OF MAILING

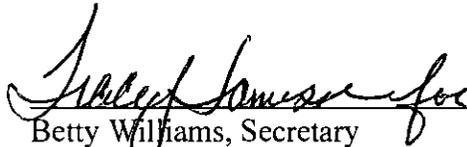
I, Betty Williams, do hereby certify that a Finding of Violation of the Clean Air Act was sent by Certified Mail, Return Receipt Requested, to:

Jeanna Cameron, Regulatory Affairs Coordinator
Lawson Products, Inc.
1666 East Touhy Avenue
Des Plaines, Illinois 60018

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

Ray Pilapil, Manager
Bureau of Air
Compliance and Enforcement Section
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Springfield, Illinois 62702

on the 26 day of April, 2011.


Betty Williams, Secretary
AECAS (IL/IN)

CERTIFIED MAIL RECEIPT NUMBER: 7009 1680 0000 7670 4465