



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

MAY 30 2012

REPLY TO THE ATTENTION OF:

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

Xiaodong Qu  
DaMenga Weaver  
DaMing International Metals, Inc.  
1465 East 17<sup>th</sup> Avenue  
Columbus, Ohio 43211

**Re: Finding of Violation**  
DaMing International Metals, Inc.  
Columbus, Ohio

Dear Mr. Qu and Mr. Weaver:

The U.S. Environmental Protection Agency is issuing the enclosed Finding of Violation (FOV) to DaMing International Metals, Inc. (you). We find that you have violated the Clean Air Act (CAA), 42 U.S.C. § 7401 *et seq.*, specifically the regulations for the Protection of Stratospheric Ozone located at 40 C.F.R. Part 82, Subpart F, at your Columbus, Ohio facility. EPA promulgated these regulations as required by Section 608 of the CAA, 42 U.S.C. § 7671g.

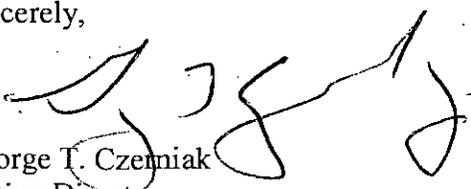
We have several enforcement options under Section 113(a)(3) of the CAA, 42 U.S.C. § 7413(a)(3). These options include issuing an administrative compliance order, issuing an administrative penalty order and bringing a judicial civil action.

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 EPA contact in this matter is Natalie Topinka. You may contact her at 312-886-3853 or topinka.natalie@epa.gov to request a conference. You should make the request within 10 calendar days following receipt of this letter. We should hold any conference within 30 calendar days following receipt of this letter.

Sincerely,



George T. Czerniak  
Acting Director  
Air and Radiation Division

Enclosure: SBREFA fact sheet

cc: Isaac Robinson, OEPA

---



**Factual Background**

3. DMI owns and operates a scrap metal recycling facility (the facility) at 1465 East 17th Avenue, Columbus, Ohio.
4. On October 31, 2011, under Section 114 of the CAA, 42 U.S.C. § 7414, EPA sent a Request for Information to DMI seeking information about the facility's compliance with the CAA. On January 25, 2012, DMI submitted a response to EPA.
5. In its January 25, 2012 response, DMI stated that it accepts for recycling at the facility appliance and MVAC components that once contained refrigerant, and that it had accepted such appliance and MVAC components for recycling within the past 12 months.
6. In its January 25, 2012 response, DMI stated that it does not use equipment for recovery of refrigerant from appliance or MVAC components that are brought to the facility.
7. In its January 25, 2012 response, DMI indicated that it did not have contracts with or require written statements from its suppliers verifying that all refrigerant had been properly recovered prior to delivery of the appliance components to the facility.

**Finding of Violations**

8. For the above reasons, EPA finds that DMI has violated 40 C.F.R. § 82.156(f) by failing to recover refrigerant from appliances or to verify that refrigerant had been recovered from appliances prior to accepting them for recycling.

\_\_\_\_\_  
Date

5/30/12

\_\_\_\_\_  
George T. Czerniak  
Acting Director  
Air and Radiation Division

**CERTIFICATE OF MAILING**

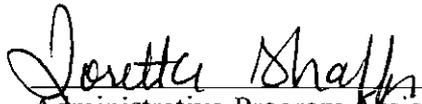
I, Loretta Shaffer, certify that I sent a Finding of Violation, No. EPA-5-12-OH-13, by Certified Mail, Return Receipt Requested, to:

Xiaodong Qu  
DaMenga Weaver  
DaMing International Metals, Inc.  
1465 East 17<sup>th</sup> Avenue  
Columbus, Ohio 43211

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

Isaac Robinson III, Manager  
Division of Air Pollution Control  
Ohio Environmental Protection Agency  
P.O. Box 1049  
Columbus, Ohio 43216-1049

On the 4 day of June, 2012

  
Administrative Program Assistant  
AECAB, PAS

CERTIFIED MAIL RECEIPT NUMBER: 7009 1680 0000 7667 5260