



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  
Global Recycling, Inc.  
1465 East 17<sup>th</sup> Avenue  
Columbus, Ohio 43211

**Re: Finding of Violation**  
Global Recycling, Inc.  
Columbus, Ohio

Dear Mr. Qu and Mr. Weaver:

The U.S. Environmental Protection Agency is issuing the enclosed Finding of Violation (FOV) to Global Recycling, 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.

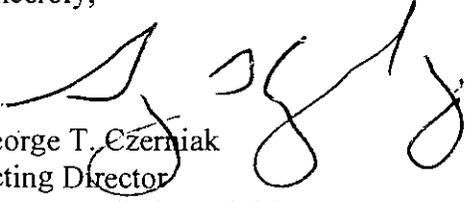
We have several enforcement options under Section 113(a)(3) of the CAA, 42 U.S.C. § 7413(a)(3). These options include issuing an administrative compliance order, issuing an administrative penalty order and bringing a judicial civil action.

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](mailto: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

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5**

**IN THE MATTER OF:**

**Global Recycling, Inc.  
Columbus, Ohio**

Proceedings Pursuant to  
the Clean Air Act,  
42 U.S.C. §§ 7401 et seq.

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**FINDING OF VIOLATION**

**EPA-5-12-OH-15**

**FINDING OF VIOLATION**

The U.S. Environmental Protection Agency (EPA) finds that Global Recycling, Inc. (Global) is violating the Clean Air Act, 42 U.S.C. § 7401 *et seq.* (CAA). Specifically, Global is failing to reduce emissions of ozone-depleting substances as required by 40 C.F.R. Part 82, Subpart F, as follows:

**Statutory and Regulatory Authority**

1. In accordance with Section 608 of the CAA, 42 U.S.C. § 7671g, EPA promulgated regulations at 40 C.F.R. Part 82, Subpart F, applicable to recycling and emissions reductions of ozone-depleting substances. The purpose of the regulations is to reduce emissions of class I and class II refrigerants to the lowest achievable level during the service, maintenance, repair, and disposal of appliances. 40 C.F.R. § 82.150(a).
2. Under 40 C.F.R. § 82.156(f), persons who take the final step in the disposal process (including but not limited to scrap recyclers and landfill operators) of a small appliance, room air conditioning unit, Motor Vehicle Air Conditioner (MVAC), or MVAC-like appliance are required to either:
  - a. Recover any remaining refrigerant from the appliance in accordance with specific procedures described in 40 C.F.R. § 82.156(g) or (h); or
  - b. Verify that the refrigerant has been evacuated from the appliance or shipment of appliances previously. Such verifications must include a signed statement from the person from whom the appliance or shipment of appliances is obtained that all refrigerant that had not leaked previously has been recovered from the appliance or shipment of appliances in accordance with 40 C.F.R. § 82.156(g) or (h). This statement must include the name and address of the person who recovered the refrigerant and the date the refrigerant was recovered or a contract that refrigerant will be removed prior to delivery. 40 C.F.R. § 82.156(f)(2). Any signed statements must be maintained on-site for a minimum of three years. 40 C.F.R. §§ 82.166(i) and (m).

**Factual Background**

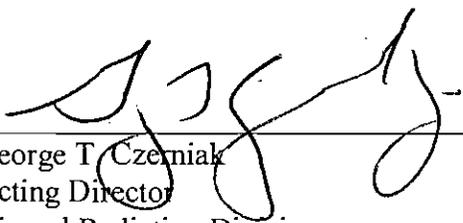
3. Global owns and operates a scrap metal recycling facility (the facility) at 1465 East 17th Avenue, Columbus, Ohio.
4. On September 22, 2011, EPA conducted an inspection of the facility. During the inspection, Mr. Xiaodong "Dong" Qu, a representative of Global, stated that the facility accepts appliances and MVACs for recycling.
5. On October 31, 2011, under Section 114 of the CAA, 42 U.S.C. § 7414, EPA sent a Request for Information to Global seeking information about the facility's compliance with the CAA. On January 25, 2012, Global submitted a response to EPA.
6. In its January 25, 2012 response, Global stated that it accepts for recycling at the facility appliances and MVACs that once contained refrigerant, and that it had accepted such appliances and MVACs for recycling within the past 12 months.
7. During the September 22, 2011 inspection, representatives of Global stated to EPA that at that time, it did not use equipment for recovery of refrigerant from appliances or MVACs that are brought to the facility.
8. During the September 22, 2011 inspection, EPA found that prior to approximately July 2011, Global did not have contracts with or require written statements from its suppliers verifying that all refrigerant had been properly recovered prior to delivery of appliances or MVACs.

**Finding of Violations**

9. For the above reasons, EPA finds that Global 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-15, by Certified Mail, Return Receipt Requested, to:

Xiaodong Qu  
DaMenga Weaver  
Global Recycling, 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

Loretta Shaffer  
Administrative Program Assistant  
AECAB, PAS

CERTIFIED MAIL RECEIPT NUMBER: 7009 1680 0000 7667 5246