

Filed
APR 30 2014
Clerk, Environmental Appeals Board
INITIALS *ld*

Boulder Scientific Company,
Respondent.

FINAL ORDER

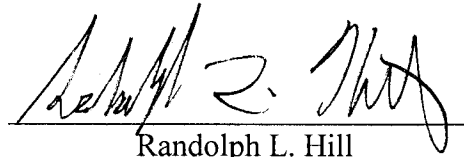
EPA's Consolidated Rules of Practice, codified at 40 C.F.R. part 22, govern this administrative enforcement proceeding. Pursuant to 40 C.F.R. 22.18(a), a respondent may opt for a quick resolution of an enforcement proceeding at any time by paying the penalty proposed in the complaint. *See* 40 C.F.R. §§ 22.18(a)(1) and (2). The rules further provide that upon payment in full of the penalty, in cases initiated at EPA Headquarters, the Environmental Appeals Board ("Board") shall issue a final order. 40 C.F.R. § 22.18(a)(3).

On April 21, 2014, the Board received notification from EPA's Office of Enforcement and Compliance Assurance that EPA has received full payment of the penalty (\$14,450) from Boulder Scientific to resolve the above-captioned matter. Payment by Boulder Scientific constituted a waiver of Boulder Scientific's rights to contest the allegations in the Complaint and to appeal this Final Order. *See* 40 C.F.R. § 22.18(a)(3). In accordance with 40 C.F.R. § 22.18(a)(3), the Board issues this Final Order resolving the above-captioned matter civilly for the facts and violations alleged in the Complaint.

So ordered.¹

Date:

April 30, 2014

A handwritten signature in black ink, appearing to read "Randolph L. Hill", is written over a horizontal line.

Randolph L. Hill
Judge, Environmental Appeals Board

¹ The three-member panel that decided this matter is composed of Environmental Appeals Judges Leslye M. Fraser, Randolph L. Hill, and Kathie A. Stein.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Final Order in the Matter of Boulder Scientific Company, Docket No. TSCA-HQ-2014-5005, were sent to the following persons in the manner indicated:

By Facsimile and Pouch Mail:

Erin Saylor, Attorney Advisor
Waste and Chemical Enforcement Division
Office of Civil Enforcement
U.S. Environmental Protection Agency
1200 Pennsylvania Ave., N.W. (Mail Code 2249A)
Washington, D.C. 20460
Ph: 202-564-6124
Fax: 202-564-0035

By First Class U.S. Mail:

Scott Birmingham
Chief Executive Officer
Boulder Scientific Company
P.O. Box 548
Mead, CO 80542



Annette Duncan, Secretary
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001

Dated: APR 30 2014