

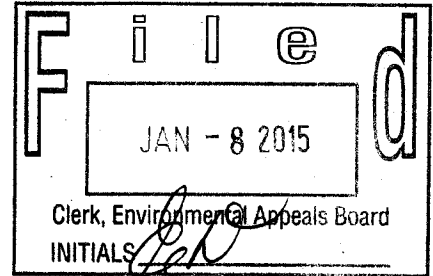
**BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.**

In re:

Vanderbilt Minerals, LLC  
Norwalk, Connecticut

Dkt. No. TSCA-HQ-2015-5004

TSCA Appeal No. 14-04C



**FINAL ORDER**

On December 11, 2014, the U.S. Environmental Protection Agency's Office of Civil Enforcement, Waste and Chemical Enforcement Division, filed a complaint against Vanderbilt Minerals, LLC, alleging that Vanderbilt Minerals violated sections 5(e), 12(b), and 13 of the Toxic Substances Control Act, 15 U.S.C. §§ 2604(e), 2611(b), and 2612. The complaint sought a penalty of \$131,188.

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)-(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).

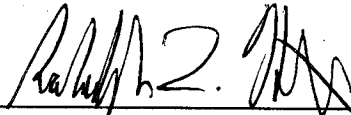
On December 23, 2014, the Board received notification from EPA's Office of Enforcement and Compliance Assurance that EPA had received full payment of the penalty (\$131,188) from Vanderbilt Minerals to resolve the above-captioned matter. Payment by

Vanderbilt Minerals constitutes a waiver of Vanderbilt Minerals' 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.<sup>1</sup>

Date: JAN 8 2015

**ENVIRONMENTAL APPEALS BOARD**

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

Randolph L. Hill  
Environmental Appeals Judge

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<sup>1</sup> The two-member panel deciding this matter consists of Environmental Appeals Judges Leslye M. Fraser and Randolph L. Hill.

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Final Order** in *In re Vanderbilt Minerals, LLC*, TSCA Appeal No. 14-04C, were sent to the following persons in the manners indicated:

**By First Class U.S. Mail, Return Receipt Requested:**

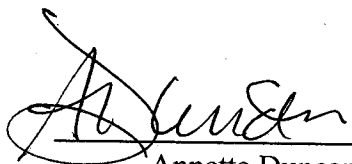
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Date: JAN 8 2015

  
Annette Duncan  
Secretary