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PENALTY COMPUTATION WORKSHEET

COMPANY NAME: Big Woods Auto
REGUATION VIOLATED: 3010(a) - failure to notify

Assessment for each violation should be determined on separate worksheets and totalled.

Part I - Seriousness of Violation Penatly

1. Potential for Harm: Minor
2. Extent of Deviation: Major
3. Matrix Cell Range: 1500-2999

Penalty Amount Chosen: 2250
Justification for Penalty Amount Chosen: Mid-point of Range

4. Per-Day Assessment: _____

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Part II - Penalty Adjustments

	Percentage Change*	Dollar Amount
1. Good faith efforts to comply/lack of good faith:	-25%	~~556~~ 562
2. Degree of willfulness and/or negligence:		
3. History of Noncompliance:		
4. Other Unique Factors:		

maintained provisional ID # for transport of h.w. off-site.

5. Justification for Adjustments:

6. Adjusted Per-day Penalty (line 4, Part I + lines 1-4, Part II): 1688
7. Number of Days of Violation: 1 occurrence
8. Multi-day Penalty (Number of days * line 6, Part II) 1688
9. Economic Benefit of Noncompliance: _____

Justification:

10. Total (lines 8 + 9, Part II): 1688
11. Ability to Pay Adjustment: _____
12. Total Penalty Amount (Must be > $25,000/day of Violation): 1688

* Percentage adjustments are applied to the dollar amount calculated on Line 4, Part I.

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RCRA RECORDS CENTER

RCRA PENALTY COMPUTATION JUSTIFICATION

REGULATION(S) VIOLATED: 3010(a) failure to notify of hazardous waste activity.

POTENTIAL FOR HARM CATEGORY:

Minor - notification is [redacted] a paperwork requirement. Relative to the remaining violations, minor potential for harm. Probably would not have affected the manner in which the waste was stored. Waste was not generated at this facility. Good faith efforts to remove waste from site as soon as Respondent realized he was in violation are taken into [redacted] account.

EXTENT OF DEVIATION CATEGORY:

Major - facility failed to notify prior to accepting hazardous waste for storage.

MATRIX CELL RANGE: 1500 - 2999

PENALTY COMPUTATION WORKSHEET

COMPANY NAME: Big Woods Auto
REGUATION VIOLATED: 3005(a) operation w/out a permit

Assessment for each violation should be determined on separate worksheets and totalled.

Part I - Seriousness of Violation Penatly

1. Potential for Harm: Major
2. Extent of Deviation: Major
3. Matrix Cell Range: 20,000 - 25,000

Penalty Amount Chosen: 22,500
Justification for Penalty
Amount Chosen: Mid-point of Range

4. Per-Day Assessment: _____

Part II - Penalty Adjustments

	Percentage Change*	Dollar Amount
1. Good faith efforts to comply/lack of good faith:	-25%	5625
2. Degree of willfulness and/or negligence:		
3. History of Noncompliance:		
4. Other Unique Factors:		

5. Justification for Adjustments: Respondent worked with the Agency to remove the waste from on-site storage as soon as it was determined that Respondent violated RCRA.

6. Adjusted Per-day Penalty (line 4, Part I + lines 1-4, Part II): 16875

7. Number of Days of Violation: 1 occurrence

8. Multi-day Penalty (Number of days * line 6, Part II) _____

9. Economic Benefit of Noncompliance: _____

Justification:

10. Total (lines 8 + 9, Part II): 16875

11. Ability to Pay Adjustment: _____

12. Total Penalty Amount (Must be > $25,000/day of Violation): 16875

* Percentage adjustments are applied to the dollar amount calculated on Line 4, Part I.

RCRA PENALTY COMPUTATION JUSTIFICATION

REGULATION(S) VIOLATED: 3005(a)

POTENTIAL FOR HARM CATEGORY: Major - none of the requirements for storage of hazardous waste were met. EPA did not know that facility was storing hazardous waste.

EXTENT OF DEVIATION CATEGORY: Major - facility did not file a Part A nor obtain a permit prior to accepting hazardous waste for storage.

MATRIX CELL RANGE: 20,000 - 25,000

PENALTY COMPUTATION WORKSHEET

COMPANY NAME: Big Woods Auto
REGUATION VIOLATED: Part 264

Assessment for each violation should be determined on separate worksheets and totalled.

Part I - Seriousness of Violation Penatly

1. Potential for Harm: Minor
2. Extent of Deviation: Major
3. Matrix Cell Range: 1500 - 2999

Penalty Amount Chosen: 2250
Justification for Penalty
Amount Chosen: Mid-point of Range ✓

4. Per-Day Assessment: _____

Part II - Penalty Adjustments

	Percentage Change*	Dollar Amount
1. Good faith efforts to comply/lack of good faith:	-25%	562
2. Degree of willfulness and/or negligence:		
3. History of Noncompliance:		
4. Other Unique Factors:		

5. Justification for Adjustments: Respondent worked with the Agency to remove the waste from on-site storage in an expedient manner.

6. Adjusted Per-day Penalty (line 4, Part I + lines 1-4, Part II): 1688

7. Number of Days of Violation: 1 occurrence

8. Multi-day Penalty (Number of days * line 6, Part II) 1688

9. Economic Benefit of Noncompliance: _____

Justification:

10. Total (lines 8 + 9, Part II): 1688

11. Ability to Pay Adjustment: _____

12. Total Penalty Amount (Must be > $25,000/day of Violation): 1688

* Percentage adjustments are applied to the dollar amount calculated on Line 4, Part I.

RCRA PENALTY COMPUTATION JUSTIFICATION

REGULATION(S) VIOLATED: Part 264

POTENTIAL FOR HARM CATEGORY: Minor - Respondent has already been penalized for operating without a permit. Respondent removed the waste in an expeditious manner.

EXTENT OF DEVIATION CATEGORY: Major

None of the 264 requirements were met by Respondent.

MATRIX CELL RANGE: 1500 - 2999