** FILED ** 10 MAR 2021 U.S. EPA - REGION IX

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION IX

IN THE MATTER OF:)	Docket No.: TSCA-09-2021-0033
Woodcliff Corporation 1849 Sawtelle Blvd, Suite 610 Los Angeles, CA 90025 Respondent)	EXPEDITED SETTLEMENT AGREEMENT AND FINAL ORDER

EXPEDITED SETTLEMENT AGREEMENT

- 1. The U.S. Environmental Protection Agency ("EPA"), Region IX, through the duly delegated Manager of the Toxics Branch of the Enforcement and Compliance Assurance Division, ("Complainant") alleges that Woodcliff Corporation ("Respondent") failed to comply with the Toxic Substances Control Act ("TSCA"), 42 U.S.C. § 2601 et seq., and its implementing regulations at 40 C.F.R. Part 745, Subpart E.
- 2. Under 40 C.F.R. §§ 745.81(a)(2)(ii) and 89(a)(1), Respondent was required to obtain firm certification from EPA under 40 C.F.R. § 745.89(a) before offering to perform renovations for compensation at one child-occupied facility (Western Avenue Elementary School) in 2017 and failed to do so.
- 3. Complainant and Respondent agree that settlement of this matter for a civil penalty of \$1,000 (ONE THOUSAND DOLLARS) is in the public interest.
- 4. Complainant is authorized to enter into this Expedited Settlement Agreement ("Agreement") pursuant to Section 16 of TSCA and 40 C.F.R. §§ 22.13(b) and 22.18(b).
- 5. In signing this Agreement, Respondent: (1) admits that Respondent is subject to TSCA; (2) admits that EPA has jurisdiction over Respondent and Respondent's conduct as alleged herein; (3) neither admits nor denies the factual allegations contained herein; (4) consents to any conditions specified in the Agreement and to the assessment of the civil penalty; and (5) waives any right to contest the allegations contained herein or appeal the attached final order.
- 6. By its signature below, Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that: (1) the alleged violation has been corrected; and (2) Respondent has submitted proof of payment of the civil penalty with this Agreement.

- 7. Upon the effective date of this Agreement, payment of the civil penalty shall constitute full settlement of the civil claim alleged herein.
- No portion of the civil penalty paid by Respondent pursuant to this Agreement shall be 8. claimed by Respondent or any other person as a deduction from federal, state, or local income taxes.
- EPA reserves all of its rights to take enforcement action against Respondent for any other 9. past, present, or future violations of TSCA, any other federal statute or regulation, or this Agreement.
- 10. Each party shall bear its own costs and fees, if any.
- The undersigned representative of Respondent and the undersigned representative of 11. Complainant each certifies that he or she is fully authorized to enter into this Agreement and to bind the party that he or she represents.
- This Agreement is binding upon Respondent and its successors and assigns, and in 12. accordance with 40 C.F.R. § 22.31(b), is effective upon the filing of the Final Order attached to the Agreement.

IT IS SO AGREED.

FOR RESPONDENT, WOODCLIFF CORPORATION

Name (print): FRED NEHOR

Title (print):

Signature:

Date 03-03-202/

FOR COMPLAINANT, EPA REGION IX

MATTHEW SALAZAR SALAZAR

Digitally signed by MATTHEW Date: 2021.03.05 07:21:08 -08'00'

Date 03/05/2021

Matt Salazar, P.E.

Manager, Toxics Branch

Enforcement and Compliance Assurance Division

U.S. Environmental Protection Agency, Region IX

FINAL ORDER

EPA Region IX and Respondent, having entered into the foregoing Expedited Settlement Agreement.

IT IS SO ORDERED:

STEVEN JAWGIEL	Digitally signed by STEVEN JAWGIEL Date: 2021.03.10 15:13:46 -08'00'	
	Date: 2021.03.10 15:13:46 -08:00	Date

Steven L. Jawgiel Regional Judicial Officer U.S. EPA, Region IX

CERTIFICATE OF SERVICE

This is to certify that the fully executed Expedited Settlement Agreement and Final Order in the
matter of Woodcliff Corporation was filed with the Regional Hearing Clerk and that a true and
correct copy of the same was sent as follows:

RESPONDENT (via e-mail):

Omid Tabrizi Vice President Woodcliff Corporation 1849 Sawtelle Blvd, Ste. 610 Los Angeles, CA 90025 omid@woodcliff.net

COMPLAINANT (via e-mail):

Carol Bussey Office of Regional Counsel U.S. EPA, Region IX 75 Hawthorne Street San Francisco, CA 94105 bussey.carol@epa.gov

Date	Regional Hearing Clerk
	U.S. EPA, Region IX