

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Proposed Settlement Agreement Under the Clean Air Act, Clean Water Act, Resource Conservation and Recovery Act, and Emergency Planning and Community Right-to-Know Act

On April 13, 2020, the Department of Justice lodged a proposed Stipulation of Settlement and Order (“Agreement”) with the United States District Court for the District of Puerto Rico in the lawsuit entitled *United States v. TAPI Puerto Rico, Inc.*, Civil Action No. 3:20-cv-01178.

In this action, the United States filed a Complaint alleging that TAPI Puerto Rico, Inc. (“TAPI”) violated various provisions of the Clean Air Act (“CAA”), 42 U.S.C. 7401 *et seq.*, the Clean Water Act (“CWA”), 33 U.S.C. 1251 *et seq.*, the Resource Conservation and Recovery Act (“RCRA”), 42 U.S.C. 6901 *et seq.*, and the Emergency Planning and Community Right-to-Know Act (“EPCRA”), 42 U.S.C. 11001 *et seq.*, at its pharmaceutical manufacturing facility in Guayama, Puerto Rico (the “Facility”). The Complaint alleges that TAPI failed to comply with the CAA’s provisions governing the emission of hazardous air pollutants (“HAPs”) from its pharmaceutical production process and hazardous waste equipment, in violation of Sections 112, 502 and 504 of the CAA, 42 U.S.C. 7412, 7661a, and 7661c, and EPA’s implementing regulations; discharged wastewater to the local publicly owned treatment works without abiding by its industrial discharge permit requirements, in violation of Section 307 of the CWA, 33 U.S.C. 1317, and EPA’s implementing regulations; stored hazardous waste in tanks, containers and an aeration basin either without a RCRA permit or in violation of its permit, failed to comply with its RCRA permit record-keeping obligations, failed to meet the permit exemptions for its less than 90-day storage tanks, and failed to comply with its RCRA permit obligation to minimize risk of releases of hazardous waste, all in violation of Section 3005 of RCRA, 42 U.S.C. 6925, and EPA’s implementing regulations; and failed to timely submit a Toxic Release Inventory report form to EPA for calendar years 2010 and 2011, in violation of Section 313 of EPCRA, 42 U.S.C. 11023, and EPA’s implementing regulations. The Complaint seeks the imposition of civil penalties for these violations.

Pursuant to the proposed Agreement, TAPI will pay a penalty in the amount of \$539,784. The proposed Agreement

resolves the civil claims of the United States for the violations alleged in the Complaint through the date of lodging of the Stipulation.

The publication of this notice opens a period for public comment on the Agreement. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. TAPI Puerto Rico, Inc.*, No. 3:20-cv-01178 (D.P.R.), D.J. Ref. No. 90-5-2-1-11448. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By email .....	<a href="mailto:pubcomment-ees.enrd@usdoj.gov">pubcomment-ees.enrd@usdoj.gov</a> .
By mail .....	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044-7611.

During the public comment period, the Agreement may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the Agreement upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044-7611.

Please enclose a check or money order for \$3.25 (25 cents per page reproduction cost) payable to the United States Treasury.

#### Henry Friedman,

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

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**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging Proposed Consent Decree

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States v. William Case, Bill Case Farms, Inc., and Case Family, LLC*, Civil Action No. 6:16-cv-00328-AA, was lodged with the United States District Court for the District of Oregon on April 8, 2020.

This proposed Consent Decree concerns a complaint filed by the United States against William Case, Bill Case Farms, Inc., and Case Family, LLC, pursuant to Clean Water Act Section

309, 33 U.S.C. 1319, to obtain injunctive relief from and impose civil penalties against the Defendants for violating the Clean Water Act by discharging pollutants without a permit into waters of the United States. The proposed Consent Decree resolves these allegations by requiring the Defendants to restore the impacted areas, perform mitigation, and pay a civil penalty.

The Department of Justice will accept written comments relating to this proposed Consent Decree for thirty (30) days from the date of publication of this Notice. Please address comments to Kent E. Hanson, United States Department of Justice, Environment and Natural Resources Division, Environmental Defense Section, Post Office Box 7611, Washington, DC 20044-7611, and refer to *United States v. William Case, et al.*, DJ # 90-5-1-1-19671.

The proposed Consent Decree may be examined electronically at <http://www.justice.gov/enrd/consent-decrees>. Upon request, an electronic copy of the proposed Consent Decree may be sent by email. Please send your request to [kent.hanson@usdoj.gov](mailto:kent.hanson@usdoj.gov).

#### Cherie Rogers,

*Assistant Section Chief, Environmental Defense Section, Environment and Natural Resources Division.*

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## NATIONAL CREDIT UNION ADMINISTRATION

### Agency Information Collection Activities: Proposed Collection; Comment Request; Leasing

**AGENCY:** National Credit Union Administration (NCUA).

**ACTION:** Notice and request for comment.

**SUMMARY:** The National Credit Union Administration (NCUA), as part of a continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to comment on the following extension of a currently approved collection, as required by the Paperwork Reduction Act of 1995.

**DATES:** Written comments should be received on or before June 16, 2020 to be assured consideration.

**ADDRESSES:** Interested persons are invited to submit written comments on the information collection to Mackie Malaka, National Credit Union Administration, 1775 Duke Street, Suite 6060, Alexandria, Virginia 22314; Fax