

STATE OF CALIFORNIA
ENVIRONMENTAL PROTECTION AGENCY
DEPARTMENT OF TOXIC SUBSTANCES CONTROL

In the Matter of:

Global Comp One, Inc.
9415 Telfair Avenue
Sun Valley, California 91352
c/o 13644 Live Oak Lane
Irwindale, California 91706

EPA ID: CAR 000 185 306

Global Comp One, Inc
13644 Live Oak Lane
Irwindale, California 91706

Allen E. Baker
13644 Live Oak Lane
Irwindale, California 91706

Respondents

Docket HWCA **2011 3649**

CONSENT ORDER

Health and Safety Code
Section 25187

1. INTRODUCTION

1.1. Parties. The California Department of Toxic Substances Control (Department) and Global Comp One, Inc. and Allen E. Baker (together Respondents) enter into this Consent Order (Order) and agree as follows:

1.2. Site. Respondents generate, handle, treat, store, and/or dispose of hazardous waste at the following site: 13644 Live Oak Lane, Irwindale, California, 91706 (Site).

1.3. Inspection. The Department inspected the Site on August 31, 2011 and September 19, 2011.

1.4. Authorization Status. Respondents handle universal wastes and are authorized to collect, treat and recycle universal waste electronic devices.

1.5. Jurisdiction. Health and Safety Code, section 25187, authorizes the Department to order action necessary to correct violations and to assess a penalty when the Department determines that any person has violated specified provisions of the Health and Safety Code or any permit, rule, regulation, standard, or requirement issued or adopted pursuant thereto.

1.6. Full Settlement. This Order shall constitute full settlement of the violations alleged below. The Parties, and each of them, agree that this Order, and all of the terms contained herein, are fair, reasonable, and in the public interest. By agreeing to this Order, the Department does not waive any right to take other enforcement actions except as specifically provided in this Order.

1.7. Hearing. Respondents waive any and all rights to a hearing in this matter.

1.8. Admissions. Respondents admitted the violations as alleged in Section 2 below.

2. VIOLATIONS ALLEGED

2.1. The Department alleges the following violations:

2.1.1. The Respondents violated California Code of Regulations, title 22, section 66273.32, subsection (c) (1), in that on or about August 31, 2011, Respondents failed to notify the Department at least 30 days prior to accepting electronic devices from offsite source.

2.1.2. The Respondents violated California Code of Regulations, title 22, section 66273.32, subsection (d) (1), in that on or about August 31, 2011, Respondents failed to submit annual reports for Universal Waste Electronic Devices handling activities.

2.1.3. The Respondents violated California Code of Regulations, title 22, section 66273.32, subsection (b), in that on or about August 31, 2011, Respondents failed to obtain an EPA ID number.

2.1.4. The Respondents violated California Code of Regulations, title 22, section 66273.34, subsection (d), in that on or about August 31, 2011, Respondents failed to label the recognizable acronym “Universal Waste-Electronic Devices”.

2.1.5. The Respondents violated California Code of Regulations, title 22, section 66273.36, subsection (c) (1), in that on or about August 31, 2011, Respondents failed to train all personnel who manage universal waste are thoroughly familiar with proper universal waste management and emergency response procedures.

The Respondent violated California Code of Regulations, title 22, section 66273.35, subsection (a) in that on or about October 11, 2011, Respondent accumulated universal waste lamp for longer than one year.

3. SCHEDULE FOR COMPLIANCE

3.1. Respondents shall comply with the following:

3.1.1. Respondents have corrected the violations set forth above.

3.1.2. Respondents shall make all payments at the time(s) and in accord with any other conditions set forth in Section 5 (Penalty) below.

4. OTHER PROVISIONS

4.1. Liability. Nothing in this Order shall constitute or be construed as a satisfaction or release from liability for any conditions or claims arising as a result of past, current, or future operations of Respondents, except as provided in this Order. Notwithstanding compliance with the terms of this Order, Respondents may be required to take such further actions as are necessary to protect public health or welfare or the environment.

4.2. Penalties for Noncompliance. Failure to comply with the terms of this Order may subject Respondents' to costs, penalties and/or damages, as provided by Health and Safety Code, section 25188, and other applicable provisions of law.

4.3. Parties Bound. This Order shall apply to and be binding upon Respondents and their officers, directors, agents, employees, contractors, consultants, receivers, trustees, successors, and assignees, including but not limited to individuals, partners, and subsidiary and parent corporations, and upon the Department and any successor agency that may have responsibility for and jurisdiction over the subject matter of this Order.

4.8. Integration. This agreement constitutes the entire agreement between the parties and may not be amended, supplemented, or modified, except as provided in this Order.

5. PENALTY

5.1. Respondents shall pay the Department the total sum of \$ 12,000.00, of which is a total penalty.

5.2. Payment of the total sum specified in paragraph 5.1 is due within 30 days from the effective date of this Order.

5.3. Respondents check(s) shall be made payable to Department of Toxic Substances Control, shall identify the Respondents' and Docket Number, as shown in the caption of this case, and shall be delivered together with the attached Payment Voucher to:

Department of Toxic Substances Control
Accounting Office
1001 I Street, 21st floor
P. O. Box 806
Sacramento, California 95812-0806

A photocopy of the check(s) shall be sent to:

Robert Kou, Acting Branch Chief
Enforcement and Emergency Response Program
9211 Oakdale Avenue
Chatsworth, California 91311

and

Debra Schwartz, Senior Staff Counsel
Office of Legal Affairs
Department of Toxic Substances Control
9211 Oakdale Avenue
Chatsworth, California 91311

5.4. If Respondents fail to make payment as provided above, Respondents agree to pay interest at the rate established pursuant to Health and Safety Code, section 25360.1, and to pay all costs incurred by the Department in pursuing collection including attorney's fees.

6. EFFECTIVE DATE

6.1. The effective date of this Order is the date it is signed by the Department.

Dated: March 13, 2012

Original signed by Allen E. Baker, President
Signature of Respondent
Global Comp One, Inc.

Representative

Allen E. Baker, President
Typed or Print Name and Title of Respondent

Dated: March 13, 2012

Original signed by Allen E. Bakker
Signature of Respondent
Allen E. Baker

Representative

Allen E. Baker
Typed or Print Name and Title of Respondent

Dated: March 15, 2012

Original signed by Roberto Kou
Robert Kou, Acting Branch Chief
Enforcement and Emergency Response Program
Department of Toxic Substances Control