



DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree
under the Clean Air Act,
the Comprehensive Environmental Response, Compensation
and Liability Act (“Cercla”) and The Emergency Planning and Community Right-To-Know Act
 (“Epcra”).

On August 27, 2014, the Department of Justice lodged a proposed consent decree (“proposed Decree”) with the United States District Court for the Southern District of West Virginia in the lawsuit entitled *United States v. E.I. du Pont de Nemours and Company*, Civil Action No. 2:14-25143.

The United States filed this civil action for assessment of civil penalties and injunctive relief brought under Section 113(b) of the Clean Air Act, 42 U.S.C. § 7413(b), Section 325 of EPCRA, 42 U.S.C. §11045; and Section 109(c) of CERCLA, 42 U.S.C. § 9609(c) against E.I. du Pont de Nemours and Company (“Defendant”) in which the United States alleges violations of Sections 112(r)(1) and 112(r)(7) of the Clean Air Act, 42 U.S.C. § 7412(r)(1) & (r)(7), violations of the emergency release notification requirements of Section 103 of CERCLA, 42 U.S.C. § 9603, Section 304 of EPCRA, 42 U.S.C. § 11004, and violations of the emergency planning and community right-to-know requirements of Section 312 of EPCRA, 42 U.S.C. § 11022 at Defendant’s chemical production facility in Belle, West Virginia. Under the proposed Decree, Defendant will pay a \$1,275,000 civil penalty and will perform injunctive relief including enhanced training, formal reviews of its safety procedures, and annual reporting.

The publication of this notice opens a period for public comment on the proposed Decree. Comments should be addressed to the Assistant Attorney General,

Environment and Natural Resources Division, and should refer to *United States v. E.I. du Pont de Nemours and Company*, D.J. Ref. No. 90-5-2-1-10707. 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 e-mail	pubcomment-ees.enrd@usdoj.gov .
By mail	Assistant Attorney General U.S. DOJ – ENRD P.O. Box 7611 Washington, D.C. 20044-7611.

During the public comment period, the consent decree may be examined and downloaded at this Justice Department website: http://www.usdoj.gov/enrd/Consent_Decrees.html. We will provide a paper copy of the consent decree 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, D.C. 20044-7611.

Please enclose a check or money order for \$8.75 (25 cents per page reproduction cost) payable to the United States Treasury.

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Environment and Natural Resources Division