



DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Consent Decree under the Clean Air Act

On December 4, 2023, the Department of Justice filed a complaint in, and simultaneously lodged a proposed Clean Air Act Consent Decree with the United States District Court for the Eastern District of Michigan in the lawsuit entitled *United States and the Michigan Department of Environment, Great Lakes, and Energy v. R.J. Torching, Inc.*, Civil Action No. 23-CV-13056.

Simultaneous with this lodging, the United States and the Michigan Department of Environment, Great Lakes, and Energy (the “State”) filed a complaint against the Defendant, R.J. Torching, Inc. (“Defendant”). The complaint seeks injunctive relief and civil penalties for violations of the regulations that limit particulate matter pollution from Defendant’s torch-cutting operations in Flint and (previously) Battle Creek, Michigan. The Consent Decree requires Defendant to perform injunctive relief and pay a \$150,000 penalty.

The publication of this notice opens a period for public comment on the consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States and the Michigan Department of Environment, Great Lakes, and Energy v. R.J. Torching, Inc.*, D.J. Ref, No. 90-5-2-1-12118. All comments must be submitted no later than January 31, 2024. Comments may be submitted either by e-mail 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.justice.gov/enrd/consent-decrees>.

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 \$ 22.25 (25 cents per page reproduction cost) payable to the United States Treasury. For a paper copy without the exhibits and signature pages, the cost is \$15.50.

Patricia McKenna,
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Environment and Natural Resources Division.*

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