

US EPA ARCHIVE DOCUMENT

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I**

**Date of Notice:** October 1, 2014

**Public Notice Number:** PN2014-0008

**Comment Period:** October 2, 2014 – October 31, 2014

**Action:** Notice of Proposed Assessment of Class II Clean Water Act Section 309(g)(2)(B) Administrative Penalties and Opportunity to Comment

Under Sections 309(g) of the Clean Water Act, 33 U.S.C. §§ 1319(g), EPA is authorized to assess a civil penalty after providing the person subject to the penalty notice of the proposed penalty and the opportunity for a hearing, and after providing interested persons public notice of the proposed penalty and a reasonable opportunity to comment on its issuance. In Class II proceedings under Sections 309(g)(2)(B), any person who violates certain provisions of the Clean Water Act may be administratively assessed a civil penalty of up to sixteen thousand dollars (\$16,000) per day per violation for each day during which the violation continued, up to a maximum of one hundred eighty-seven thousand five hundred dollars (\$187,500). Proceedings are conducted in accordance with the “Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits,” found at 40 C.F.R. Part 22 (“Part 22”).

The procedures by which the public may submit written comments on a proposed penalty order or participate in a penalty proceeding are set forth in Part 22. The deadline for submitting public comment on a proposed penalty order is 30 days after issuance of public notice.

Pursuant to Sections 309(g), EPA is providing public notice of the following proposed administrative penalty assessment:

**In the Matter of Tegra Medical, LLC.****Name and Mailing Address of Respondent:**

Tegra Medical, LLC  
9 Forge Park  
Franklin, Massachusetts 02038

**Name and Address of Facilities Addressed by Complaint:**

9 Forge Park  
Franklin, Massachusetts 02038

and

8 LedgeWood Boulevard  
Dartmouth, Massachusetts 02714

**Description of Business or Activity Conducted by the Respondent:**

Surgical tool and medical device manufacturing

**Description of Violations Alleged in Complaint:**

Failure to comply with pretreatment reporting and effluent requirements and failure to apply for storm water discharge authorization.

**Proposed Penalty:** \$50,000

**Name of Case:**

In the matter of: Tegra Medical, LLC

**Docket Number:** CWA-01-2014-0039

**Date Filed with Regional Hearing Clerk:** September 30, 2014

**Name, Mailing Address, and Telephone Number of Regional Hearing Clerk:**

Wanda Santiago, Regional Hearing Clerk  
U.S. EPA, Region 1  
5 Post Office Sq., Suite 100 (Mail Code: ORA18-1)  
Boston, Massachusetts 02109-3912  
(617) 918-1113

FOR FURTHER INFORMATION: Persons wishing to receive a copy of Part 22, review the complaint or other documents filed by the parties in this proceeding, comment upon the proposed penalty assessment, or participate in any hearing that may be held, should contact the Regional Hearing Clerk identified above. Unless otherwise noted, the public record for the proceeding is located in the EPA Regional Office at 5 Post Office Square, Suite 100, Boston, Massachusetts, and the file will be open for public inspection during normal business hours.

In order to provide opportunity for public comment, EPA will not take final action in this proceeding prior to 30 days after issuance of this notice.