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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1201 Elm Street, Suite 500

Dallas, Texas 75270

REGIONAL HEARING CLERK
EPA REGION 6

In the Matter of

§

§

EcoStar Remodeling and Construction

§

Docket No. TSCA-06-2025-6176

§

§

Respondent.

§

JOINT MOTION TO AMEND CONSENT AGREEMENT AND FINAL ORDER

COMES NOW COMPLAINANT, the U.S. Environmental Protection Agency (“EPA”), Region 6, AND RESPONDENT, EcoStar Remodeling and Construction (“EcoStar”), submit the following motion to amend the November 25, 2024, Consent Agreement and Final Order (“CAFO”) entered into by Complainant and Respondent.

WHEREAS, Paragraph 46 of the Consent Agreement and Final Order requires Respondent to pay a civil penalties over a period of twelve (12) months, Respondent has indicated they need to make payment over a longer period of time, that is eighteen (18) months.

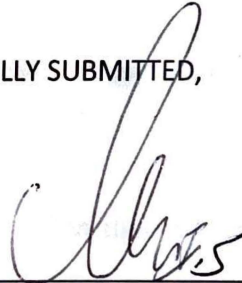
THEREFORE, Respondent and Complainant jointly request to amend the below language from the November 25, 2024, CAFO, with the Regional Judicial Officer’s approval:

1. Modify Paragraph 46 to read (new language in bold):
2. Respondent shall enter a payment plan to pay the full civil penalty within **eighteen (18) months** of the effective date of the CAFO. Respondent shall coordinate these civil penalty payments with EPA’s Cincinnati Finance Office within thirty (30) days after the effective date of the CAFO.

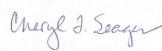
Whereas it currently reads:

46. Respondent shall enter a payment plan to pay the full civil penalty within twelve (12) months of the effective date of the CAFO. Respondent shall coordinate these civil penalty payments with EPA's Cincinnati Finance Office within thirty (30) days after the effective date of the CAFO.

RESPECTFULLY SUBMITTED,



For Respondent
Igor Sklyarsky
Owner
EcoStar Remodeling and Construction



Digitally signed by
CHERYL SEAGER
Date: 2025.02.12
15:18:09 -06'00'

For Complainant
Cheryl Seager
Director
Compliance Assurance and
Enforcement Division

FINAL ORDER ON AMENDMENT

Pursuant to Section 113(d) of the CAA, 42 U.S.C. § 7413(d), and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. Part 22, the foregoing Consent Agreement Amendment resolving this matter is hereby ratified and incorporated by reference into this Final Order.

Respondent is ORDERED to comply with all of the terms of the Consent Agreement Amendment. In accordance with 40 C.F.R. § 22.31(b), the effective date of the foregoing Consent Agreement Amendment and this Final Order is the date on which this Final Order is filed with the Regional Hearing Clerk.

This Final Order shall resolve only those causes of action alleged in the Consent Agreement Amendment. Nothing in this Final Order shall be construed to waive, extinguish, or otherwise affect Respondent's (or its officers, agents, servants, employees, successors, or assigns) obligation to comply with all applicable federal, state, and local statutes and regulations, including the regulations that were the subject of this action.

IT IS SO ORDERED.

Rucki,
Thomas

Digitally signed by Rucki,
Thomas
Date: 2025.02.13
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Thomas Rucki
Regional Judicial Officer

Date

CERTIFICATE OF SERVICE

I hereby certify that on the _____ day of _____, 2025, the original of the foregoing JOINT MOTION TO AMEND THE CONSENT AGREEMENT AND FINAL ORDER was electronically delivered to the Regional Hearing Clerk, U.S. EPA - Region 6, 1200 Elm Street, Suite 500, Dallas, Texas 75270, and that a true and correct copy of the Motion was placed in the United States Mail, certified mail, return receipt requested, addressed to the following:

13140 Coit Road, Suite #340
Dallas, TX 75240

Copy via Email to Complainant:

Sharma.Ravi@epa.gov

Hayes.Angela@epa.gov

Copy via Email to Respondent:

lg@gelbmanlawfirm.com

Copy via Email to Regional Hearing Clerk:

Vaughn.Lorena@epa.gov

Vaughn,
Lorena

Digitally signed by
Vaughn, Lorena
Date: 2025.02.13
14:50:04 -06'00'

Signed
Office of Regional Counsel
U.S. EPA, Region 6