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DEPARTMENT OF JUSTICE

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

On July 17, 2018, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the Eastern District of Michigan in the lawsuit entitled *United States v. Gerdau Specialty Steel, N.A.*, Michigan, Civil Action No. 18-12228.

The Complaint seeks civil penalties and injunctive relief for alleged violations of the Clean Air Act relating to excess opacity and emissions of particulate matter ('PM'); failure to follow good air pollution control practices in limiting PM emissions; violations of reporting and notification requirements; failure to conduct required performance testing for a number of pollutants; and violations of baghouse operation, monitoring, and inspection requirements. Under the proposed Consent Decree, Gerdau would be required to take a number of measures to control PM pollution and limit opacity. The proposed Consent Decree would require enclosure of a partially opened roof monitor at the

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south end of the Facility's main building, called the melt shop. Emissions that would otherwise be released into the atmosphere through the roof monitor would be captured by a new system that would route emissions to a new baghouse for pollution control. The proposed Consent Decree also contains interim measures to address PM emissions; operational requirements to limit emissions; and monitoring, recordkeeping, and reporting requirements. The proposed Consent Decree requires Gerdau to pay a \$325,000 civil 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 v. Gerdau Specialty Steel, N.A.*, Michigan, D.J. Ref. No. 90-5-2-1-11453. 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:

To submit comments: Send them to:

By email..... pubcomment-ees.enrd@usdoj.gov.
By mail..... Assistant Attorney General, U.S.
DOJ--ENRD, P.O. Box 7611,
Washington, DC 20044-7611.

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department website: <https://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, DC 20044-7611.

Please enclose a check or money order for \$12.40 (25 cents per page reproduction cost) payable to the United States Treasury.

Randall M. Stone,
Acting Assistant Section Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.
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