

PENALTY COMPUTATION WORKSHEET
SUBJECT TO FINAL APPROVAL

Violator's Name: **Crowley Liner Services**

Address:

Name of Department Staff Responsible for the Penalty Computations:

Alannah Irwin and Justin Stark

Date: 9/30/2021

PART I - PENALTY DETERMINATIONS

Violation Type and description	RCRA Guideline	ELRA Schedule	ENVIRONMENTAL Harm	Extent of Dev.	Matrix Amount	Adjustments	Total
40 CFR 263.11(a); Rule 62-730.150(2)(a), F.A.C. - Notification	OGC HW Page 5 Line #2		Minor	Moderate	\$710	\$2,580.00	\$3,290.00
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Total Penalties for all violations: \$3,290

<u>Department Costs:</u>	\$500
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Grand Total:	\$3,460
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07/14/2022

Date _____

Jason Andreotta, District Director

Mary Alice McElheney

Date _____

Assistant Deputy Secretary, Regulatory

Peer Reviewed by Division: Yes () No (X)

PART II - MULTI-DAY PENALTIES AND ADJUSTMENTS

<u>Adjustments</u>	<u>Amount</u>
Good faith prior to discovery:	
Justification:	
Good faith after discovery:	10% downward adjust
Justification:	Facility implemented a new compliance tracking system for global operations
History of non-compliance:	
Justification:	
Economic benefit of non-compliance:	Refer to descriptions and calculations below.
Justification:	Refer to descriptions and calculations below.
Ability to pay:	
Justification:	
Total Adjustments:	\$330.00

ECONOMIC BENEFIT CALCULATIONS

EB = AC(1-T) + DC(I) =

AC = Avoided Costs – expenditures that will never be incurred for violator's noncompliance.

DC = Delayed Costs – expenditures deferred by violator's failure to comply.

T = Corporate Tax Rate = 21% (in 2018)

I = Interest rate charged by IRS for delinquent accounts = 6% (in 2019)

Economic benefit was considered, but not deemed appropriate for this case. According to the Hazardous Waste Program Crosswalk for ranking and classifying violations, an economic benefit calculation is not required for this violation.

MULTI-DAY PENALTIES

Number of days adjustment factor(s) to be applied:

Justification: \$ -

Or

Number of days matrix amount is to be multiplied:

Justification: A multi-event penalty is being considered for 7 months of lapsed coverage \$ 2,580

Comments:

For purposes of settlement, SED is offering a multi-event in lieu of multi-day adjustment factor for each month of lapsed coverage

PART III - OTHER ADJUSTMENTS MADE AFTER MEETING WITH THE RESPONSIBLE PARTY

ADJUSTMENT

Dollar Amount

Relative merits of the case:

Resource Considerations:

Other Justification:

07/14/2022

Date



, District Director