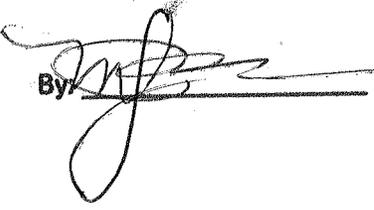


I certify this to be a true and accurate copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

OHIO E.P.A.

FEB -7 2014

By:  Date: 2/7/2014 BEFORE THE

ENTERED DIRECTOR'S JOURNAL

OHIO ENVIRONMENTAL PROTECTION AGENCY

In the matter of:

Eaton Aeroquip LLC
1225 West Main Street
Van Wert, Ohio 45891

Expedited Settlement
Agreement and
Director's Order

Respondent

I. JURISDICTION

This Expedited Settlement Agreement and Director's Order ("ESA") is issued to Eaton Aeroquip LLC ("Respondent") pursuant to the authority vested in the Director of the Ohio Environmental Protection Agency ("Ohio EPA") under Ohio Revised Code ("ORC") §§ 3734.13 and 3745.01.

II. FINDINGS

1. Respondent is a "person" as defined in ORC §3734.01(G) and Ohio Administrative Code (OAC) rule 3745-50-10(A).
2. Respondent manufactures industrial connectors such as tube assemblies, fitting adapters, hose assemblies and swivel joints at the Eaton Aeroquip LLC facility located at 1225 West Main Street, Van Wert, Van Wert County, Ohio (Facility).
3. Respondent notified Ohio EPA of its hazardous waste activities and was issued generator identification number OHD005045919.
4. At the Facility, Respondent generates "hazardous waste" as that term is defined by ORC §3734.01(J) and OAC rules 3745-50-10(A) and 3745-51-03. Respondent is a large quantity generator of hazardous waste. The hazardous waste generated by Respondent at the Facility includes, *inter alia*, hazardous waste wastewater treatment sludge (F006, F019) from the on-site treatment of electroplating wastewaters; hazardous waste spent solvent (F003, F005), as described in OAC rule 3745-51-31; hazardous waste paint (D001, D004, D005, D007, D008, D035, F003 and F005); and hazardous waste caustic oily wastewater (D001, D002) as described in OAC rule 3745-51-21.

5. On January 9, January 10 and January 17, 2013, Ohio EPA conducted a compliance evaluation inspection at the Facility. As a result of this inspection, Ohio EPA determined that Respondent, *inter alia*, stored at least two 55-gallon drums of hazardous waste paint as described in Finding No. 4. of this ESA for greater than ninety days without a hazardous waste installation and operation permit, in violation of ORC §3734.02(E) and (F) and failed to evaluate the spent caustic oily wastewater to determine if it is a hazardous waste, in violation of OAC rule 3745-52-11.
6. In a letter dated February 15, 2013, Ohio EPA notified Respondent of the violations referenced in Finding No. 5. of this ESA. In correspondence dated March 5, 2013, Respondent provided information in response to Ohio EPA's February 15, 2013 letter.
7. Upon review of documents received from Respondent following numerous exchanges of correspondence between Ohio EPA and Respondent from March 2013 to June 2013, Ohio EPA determined the spent caustic oily wastewater was a hazardous waste. As a result of the improper management of the hazardous waste oily wastewater, Respondent caused additional violations of the hazardous waste generator container requirements.
8. In a letter dated August 20, 2013, Ohio EPA informed Respondent of the violations referenced in Finding No. 7. of this ESA, and that the violation of OAC rule 3745-52-11 for the spent caustic oily wastewater, referenced in Finding No. 5. of this ESA was abated. In a letter dated September 10, 2013, Respondent provided a response to the August 20, 2013, Ohio EPA letter which addressed the violations in Finding No. 7. of this ESA and demonstrated that the spent caustic oily wastewater was being properly managed as a hazardous waste.
9. On October 10, 2013, Ohio EPA conducted a site visit at the Facility to observe the management of the hazardous waste oily wastewater. In a letter dated October 23, 2013, Ohio EPA informed Respondent it had abated the violations referenced in Finding No. 7. of this ESA.
10. The Director has determined no further action is required of Respondent at this time with regard to the violation of ORC §3734.02(E) and (F) referenced in Finding No. 5. of this ESA because the two drums of hazardous waste paint waste that had been stored for greater than ninety days were shipped off-site to an authorized facility, no releases of hazardous waste were observed and Respondent intends to continue to accumulate hazardous waste in the less than ninety day accumulation area.
11. In consideration of Respondent's compliance history, its good faith effort to comply in this matter and the benefits of expeditious compliance to the public,

and other factors as justice may require, and upon consideration of the entire record, this ESA is an appropriate mechanism to resolve the noncompliance detailed in these Findings.

III. ORDER

Within sixty (60) days from the date of the Director's letter inviting Respondent to sign this ESA, Respondent shall pay to the Ohio EPA the amount of \$3,600.00 in settlement of the Ohio EPA's claim for civil penalties, which may be assessed pursuant to Chapter 3734.13 of the Ohio Revised Code. Payment shall be made by tendering an official check made payable to "Treasurer, State of Ohio" for the full amount, and shall be deposited into the hazardous waste cleanup fund established pursuant to ORC § 3734.28. Payment shall be mailed to the following address: Ohio EPA, Office of Fiscal Administration, P.O. Box 1049, Columbus, Ohio 43216-1049, together with a letter identifying Respondent and the location of the noncompliance detailed in the Findings of this ESA. A photocopy of this check shall be submitted to Supervisor, Processing/Records Management Unit, Ohio EPA, Division of Materials and Waste Management, P.O. Box 1049, Columbus, Ohio 43216-1049.

IV. TERMINATION

Respondent's obligations under this ESA shall terminate upon both Ohio EPA's entry of this ESA in the Ohio EPA Director's journal and Ohio EPA's receipt of the civil penalty payment required by this ESA.

V. RESERVATION OF RIGHTS AND WAIVER

Ohio EPA reserves its right to exercise its lawful authority to require Respondent to perform closure and corrective action at the Facility at some time in the future, in accordance with ORC Chapter 3734. or any other applicable law. Respondent reserves its rights to raise any administrative, legal, or equitable claim or defense with respect of any final action of the Director regarding such closure or corrective action. Ohio EPA and Respondent each reserve all rights, privileges and causes of action, except as specifically waived herein.

In order to resolve disputed claims, without admission of fact, violation or liability, and in lieu of further enforcement action by Ohio EPA for only the violations specifically cited in this ESA, Respondent consents to the issuance of this ESA and agrees to comply with this ESA. Compliance with this ESA shall be a full accord and satisfaction of Respondent's liability for the violations specifically cited herein.

Respondent hereby waives the right to appeal the issuance, terms and conditions, and service of this ESA and Respondent hereby waives any and all rights Respondent may have to seek administrative or judicial review of this ESA either in law or equity.

Notwithstanding the preceding, Ohio EPA and Respondent agree that if this ESA is appealed by any other party to the Environmental Review Appeals Commission, or any court, Respondent retains the right to intervene and participate in such appeal. In such an event, Respondent shall comply with this ESA notwithstanding such appeal and intervention unless this ESA is stayed, vacated, or modified.

VI. EFFECTIVE DATE

The effective date of this ESA is the date this ESA is entered into the Ohio EPA Director's journal.

VII. SIGNATORY AUTHORITY

Each undersigned representative or party to this ESA certifies that he or she is fully authorized to enter into this ESA and to legally bind such party to this ESA.

IT IS SO ORDERED AND AGREED:

Ohio Environmental Protection Agency

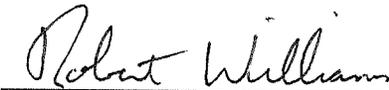


Craig W. Butler, Interim Director

February 7, 2014
Date

IT IS SO AGREED:

Eaton Aeroquip LLC



Signature

ROBERT WILLIAMS

Printed or Typed Name

PLANT MANAGER

Title

1/28/14
Date