



REGION 9  
SAN FRANCISCO, CA 94105

**FILED**  
**December 11, 2024**  
**9:00 A.M.**  
**U.S. EPA REGION IX**  
**HEARING CLERK**

**IN THE MATTER OF:**

GF Industries, LLC dba The Gun Range San Diego  
7853 Balboa Ave  
San Diego, CA 92111  
EPA ID No. CAL000439415  
Respondent

) Docket No.  
) RCRA-09-2025-0001

) **EXPEDITED SETTLEMENT**  
) **AGREEMENT AND FINAL ORDER**

**EXPEDITED SETTLEMENT AGREEMENT**

1. The U.S. Environmental Protection Agency ("EPA") is authorized to enter into this Expedited Settlement Agreement ("Agreement") pursuant to Sections 3008 and 4005(d) of the Resource Conservation and Recovery Act ("RCRA") and 40 C.F.R. § 22.13(b).
2. By copy of this letter, EPA is providing California with notice of the referenced violation of Subtitle C of RCRA as required by Section 3008(a)(2).
3. GF Industries, LLC dba The Gun Range San Diego ("Respondent") is the owner or operator of the facility located at 7853 Balboa Avenue, San Diego, CA 92111. EPA alleges that the Respondent violated the following requirements of the RCRA and EPA approved and authorized California hazardous waste management programs.
  - a. Failure to Properly Label < 180-day Hazardous Waste Containers: Respondent failed to properly label < 180-day containers, in violation of 22 California Code of Regulations ("CCR") § 66262.16(b)(4)(A), formerly § 66262.34(f)(1)-(3) [40 Code of Federal Regulations ("CFR") § 262.16(b)(6)(i)].
  - b. Failure to Keep < 180-day Hazardous Waste Containers Closed Unless Adding or Removing Waste: Respondent failed to comply with the closed container requirements, in violation of 22 CCR § 66262.16(b)(2)(C)(1), formerly §§ 66262.34(a)(1)(A) and 66265.173 [40 CFR § 262.16(b)(2)(iii)(A)].
4. EPA and Respondent agree that settlement of this matter for civil penalties of two thousand seven hundred fifty dollars (\$2,750) is in the public interest.

5. In signing this Agreement, Respondent: (1) admits that Respondent is subject to RCRA and its implementing regulations; (2) admits that EPA has jurisdiction over Respondent and Respondent's conduct as alleged herein, (3) neither admits nor denies the factual allegations contained herein; (4) consents to the assessment of this penalty; (5) waives the opportunity for a hearing to contest any issues of fact or law set forth herein; (6) waives its right to appeal the Final Order accompanying this Agreement pursuant to Section 3008(b) of RCRA; and (7) consents to electronic service of the files ESA. By signing this consent agreement, respondent waives any rights or defenses that respondent has or may have for this matter to be resolved in federal court, including but not limited to any right to a jury trial, and waives any right to challenge the lawfulness of the final order accompanying the consent agreement.
6. By its signature below Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that the alleged violations have been corrected and Respondent has submitted true and accurate documentation of such correction.
7. The undersigned representative of Respondent certifies that he or she is fully authorized to enter into the terms and conditions of this Expedited Settlement Agreement and Final Order and to execute and legally bind Respondent to it.
8. EPA reserves all its rights to take an enforcement action for any other past, present, or future violations by Respondent of RCRA, any other federal statute or regulation, or this Agreement.
9. Each party shall bear its own costs and fees, if any.
10. This Agreement is binding on the parties signing below, and in accordance with 40 C.F.R. § 22.31(b), is effective upon filing by the Regional Judicial Officer.

#### **FINAL ORDER**

Pursuant to the authority of Section 3008(a) of RCRA, 42 U.S.C. § 6938(a), and according to the terms of this Expedited Settlement Agreement and Final Order, IT IS HEREBY ORDERED THAT:

11. Within thirty (30) calendar days of the effective date of this Agreement, Respondent must pay the civil penalty of \$2,750 using any method provided on the following website: <https://www.epa.gov/financial/makepayment>. Such payment shall identify Respondent by name and include the docket number assigned to this Agreement by the Regional Hearing Clerk.
12. Within 24 hours of payment, email proof of payment (e.g., a copy of the check or a statement of affirmation regarding electronic funds transfer), including Respondent's name, complete address, and docket number to the following:

Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region IX  
75 Hawthorne Street  
San Francisco, California 94105  
[R9HearingClerk@epa.gov](mailto:R9HearingClerk@epa.gov)

Lydia Dorrance  
U.S. Environmental Protection Agency, Region IX  
75 Hawthorne Street  
San Francisco, California 94105  
[Dorrance.lydia@epa.gov](mailto:Dorrance.lydia@epa.gov)

13. No portion of the civil penalty or interest paid by Respondent pursuant to the requirements of this ESA shall be claimed by Respondent as a deduction for federal, states or local income tax purposes.
14. Entry of the Final Order and Payment of the civil penalty shall constitute full settlement of the civil claims alleged herein.

IT IS SO AGREED,

Veronica Garlow

Name (print):

Managing Member

Title (print):

  
Signature

Date: 11/19/24

APPROVED BY EPA:

**AMY MILLER-  
BOWEN**

Digitally signed by AMY MILLER-  
BOWEN  
Date: 2024.12.05 08:28:55  
-08'00'

Amy C. Miller-Bowen, Director  
Enforcement and Compliance Assurance Division  
U.S. EPA Region IX

Date: \_\_\_\_\_

IT IS SO ORDERED:

\_\_\_\_\_  
Beatrice Wong  
Regional Judicial Officer  
U.S. EPA Region IX

Date: \_\_\_\_\_

## CERTIFICATE OF SERVICE

I hereby certify the attached Expedited Settlement Agreement and Final Order in the matter of The Gun Range San Diego (Docket No. RCRA-09-2025-0001) has been filed by the Regional Hearing Clerk, and was served on the parties, via electronic mail, as indicated below:

**RESPONDENT:** Veronica Garlow  
Owner  
The Gun Range San Diego  
7853 Balboa Ave  
San Diego, CA 92111  
(858) 761-2525  
Veronica@gunrangesd.com

**COMPLAINANT:** Andrew Helmlinger  
Assistant Regional Counsel  
U.S. EPA – Region IX  
Hazardous Waste Section I (ORC-3-1)  
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Regional Hearing Clerk  
U.S. EPA – Region IX