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PENALTY CALCULATION WORKSHEET

Facility: Waste Isolation Pilot Plant

Date violation observed: July 17 2007

Citation/Violation: 40 CFR §264.13(b)), Permit Condition II.C.1 - storing and disposing of container BN10161094 without following the written WAP.

Location: WIPP

PENALTY AMOUNT:

1.	Gravity based penalty from matrix	\$	5,000
	(a) Potential for harm		Moderate
	(b) Extent of deviation		Moderate
	(c) Number of counts		1
2.	Multiple count adjustment (multiply line 1 by number of counts)	\$	5,000
3.	Multiday penalty from matrix	\$	5,000
4.	Days of noncompliance (or other appropriate number)		1
5.	Multiday adjustment (multiply line 4 minus 1 by line 3)	\$	-
6.	Add line 2 and line 5	\$	5,000
7.	Percent increase/decrease for good faith		-35%
8.	Percent increase for willfulness/negligence		0%
9.	Percent increase for history of noncompliance		25%
10.	Total percentage (add lines 7 through 9)		-10%
11.	Multiply line 6 by line 10	\$	(500)
12.	Economic benefit penalty	\$	-
13.	Add lines 6, 11, and 12 for total penalty amount for this violation	\$	4,500

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PENALTY CALCULATION WORKSHEET

Facility: Waste Isolation Pilot Plant

Date violation observed: July 17 2007

Citation/Violation: Permit Condition II.C.3.i - storing and disposing of container BN10161094 when it was not subject to confirmation.

Location: WIPP

PENALTY AMOUNT:

1.	Gravity based penalty from matrix	\$	5,000
	(a) Potential for harm		Moderate
	(b) Extent of deviation		Moderate
	(c) Number of counts		1
2.	Multiple count adjustment (multiply line 1 by number of counts)	\$	5,000
3.	Multiday penalty from matrix	\$	5,000
4.	Days of noncompliance (or other appropriate number)		1
5.	Multiday adjustment (multiply line 4 minus 1 by line 3)	\$	-
6.	Add line 2 and line 5	\$	5,000
7.	Percent increase/decrease for good faith		-35%
8.	Percent increase for willfulness/negligence		0%
9.	Percent increase for history of noncompliance		25%
10.	Total percentage (add lines 7 through 9)		-10%
11.	Multiply line 6 by line 10	\$	(500)
12.	Economic benefit penalty	\$	-
13.	Add lines 6, 11, and 12 for total penalty amount for this violation	\$	4,500

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PENALTY CALCULATION WORKSHEET

Facility: Waste Isolation Pilot Plant

Date violation observed: July 17 2007

Citation/Violation: Permit Condition II.C.3 - storing and disposing of container BN10161094 with items prohibited by the Waste Acceptance Criteria.

Location: WIPP

PENALTY AMOUNT:

1.	Gravity based penalty from matrix	\$	5,000
	(a) Potential for harm		Moderate
	(b) Extent of deviation		Moderate
	(c) Number of counts		1
2.	Multiple count adjustment (multiply line 1 by number of counts)	\$	5,000
3.	Multiday penalty from matrix	\$	2,000
4.	Days of noncompliance (or other appropriate number)		55
5.	Multiday adjustment (multiply line 4 minus 1 by line 3)	\$	108,000
6.	Add line 2 and line 5	\$	113,000
7.	Percent increase/decrease for good faith		-35%
8.	Percent increase for willfulness/negligence		0%
9.	Percent increase for history of noncompliance		25%
10.	Total percentage (add lines 7 through 9)		-10%
11.	Multiply line 6 by line 10	\$	(11,300)
12.	Economic benefit penalty	\$	-
13.	Add lines 6, 11, and 12 for total penalty amount for this violation	\$	101,700