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PENALTY CALCULATION WORKSHEET

Facility: Waste Isolation Pilot Plant

Date violation observed: August 14, 2005

Citation/Violation: 40 CFR §264.13(b)), Permit Condition II.C.1 - storing and disposing of containers from waste stream LA-MIN03-NC.001 without following the written WAP.

Location: WIPP

PENALTY AMOUNT:

1.	Gravity based penalty from matrix	5000
	(a) Potential for harm	Moderate
	(b) Extent of deviation	Moderate
	(c) Number of counts	121
2.	Multiple count adjustment (multiply line 1 by counts).....	\$ 605,000
3a	Multiday penalty from matrix	\$ 2,000
3b	Days of noncompliance (or other appropriate number)	1
3c	Multiday adjustment (multiply line 3b minus 1 by line 3a).....	\$ -
4a	Multiday penalty from matrix	
4b	Days of noncompliance (or other appropriate number)	
4c	Multiday adjustment (multiply line 4b by line 4a)	\$ -
5a	Multiday penalty from matrix	
5b	Days of noncompliance (or other appropriate number)	
5c	Multiday adjustment (multiply line 5b by line 5a)	\$ -
6.	Add lines 2, 3c, 4c, and 5c.....	\$ 605,000
7.	Percent increase/decrease for good faith	
8.	Percent increase for willfulness/negligence	15%
9.	Percent increase for history of noncompliance	25%
10.	Total percentage (add lines 7 through 9)	40%
11.	Multiply line 6 by line 10	\$ 242,000
12.	Economic benefit penalty	\$ -
13.	Add lines 6, 11, and 12 for total penalty amount for this violation	\$ 847,000