

**BEFORE THE  
UNITED STATES DEPARTMENT OF TRANSPORTATION  
PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION**

<b>IN THE MATTER OF:</b>
 <b>Demtech, LLC</b>  <b>(Respondent)</b>

PHMSA CASE NUMBER  
12-0143-SE-CE

**FINAL ORDER**

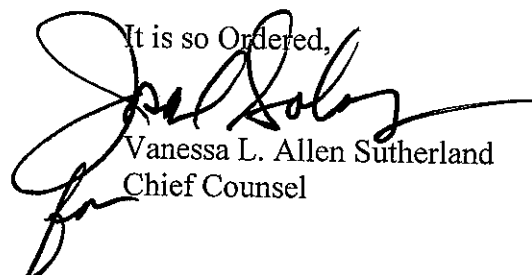
**By this Order, I find that Demtech, LLC (Respondent) committed two (2) violations of the Hazardous Materials Regulations (HMR), 49 CFR Parts 171-180, and I assess Respondent a \$7,600 civil penalty.**

On March 7, 2013, the Office of Chief Counsel issued a Notice of Probable Violation (Notice) to Respondent proposing a \$7,600 civil penalty for two (2) violations of the HMR. On April 2, 2013, Respondent submitted a payment in the amount of \$7,600. By paying the full amount of the civil penalty proposed in the Notice, Respondent admitted the violations as alleged in the Notice (49 CFR § 107.315). Therefore, I find that Respondent committed the violations as set forth in the Notice.

These violations shall constitute a prior violation under 49 U.S.C. § 5123 in the event Respondent commits any future violation of the Federal hazardous materials transportation law, 49 U.S.C. § 5101 et seq., or the HMR.

By paying the proposed civil penalty, Respondent waived all rights to further respond to the Notice and to appeal this Order. Accordingly, PHMSA accepts Respondent's April 2, 2013 payment in full satisfaction of the civil penalty proposed in the Notice and PHMSA shall close this case with prejudice.

Dated: 5/15/2013

It is so Ordered,  
  
Vanessa L. Allen Sutherland  
Chief Counsel

## CERTIFICATE OF SERVICES

This is to certify that on the 17<sup>th</sup> day of May 2013 the undersigned served in the following manner the designated copies of this Order to each party listed below:

Mr. Shannon North  
Explosives Technician  
Demtech, LLC  
2500 South Noah Drive  
Saxonburg, Pennsylvania 16056

Original Order  
Certified Mail Return Receipt

James Reynolds, Acting Enforcement Officer  
Office of Hazardous Materials Enforcement  
1200 New Jersey Avenue, SE  
Washington, DC 20590

One Copy  
Electronic

Mr. Kipton Wills, Director  
Hazardous Materials Enforcement Office  
Central Region, PHH-43  
2300 East Devon Avenue Suite 478  
Des Plaines, IL 60018

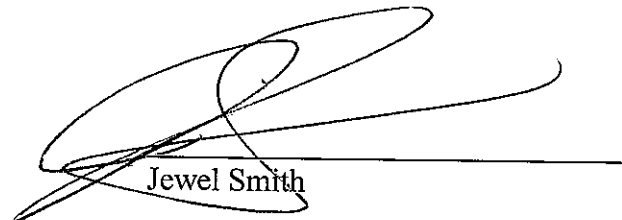
One Copy  
Electronic

Shawn C. Wolsey, Attorney  
Pipeline and Hazardous Materials  
Safety Administration  
1200 New Jersey Avenue, SE  
Washington, DC 20590

One Copy to File

U.S. DOT Dockets  
U.S. Department of Transportation  
1200 New Jersey Avenue, SE  
Washington, DC 20590

One Copy  
Personal Delivery



Jewel Smith