# 1

## 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
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

<table>
<thead>
<tr>
<th>PENALTY AMOUNT:</th>
<th></th>
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</thead>
<tbody>
<tr>
<td>1. Gravity based penalty from matrix</td>
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<td>2. Multiple count adjustment (multiply line 1 by number of counts)</td>
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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. Multiples 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

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