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Air Enforcement: Arkansas Department of Energy and Environment - Division of Environmental Quality and Baxter County Medical Device Manufacturing Facility Enter Into Consent Administrative Order

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The Arkansas Department of Energy and Environment - Division of Environmental Quality ("DEQ") and Vantive US Healthcare LLC ("VH") entered into a November 20th Consent Administrative Order ("CAO") addressing alleged violations of an Air Permit. See LIS 25-077.

The CAO provides that VH operates a medical device manufacturing facility in Baxter County, Arkansas.

The facility is stated to operate pursuant to an Air Permit.

Baxter Healthcare Corporation ("BHC") is stated to have submitted notification to DEQ on November 27, 2024, that ownership of the Air Permit was transferred to VH. VH and BHC are stated to have affirmed in the Transfer of Ownership Form that effective December 31, 2024:

... the permit responsibility, coverage, and liability between the Division of Environmental Quality and the affected facility was transferred from [Baxter Healthcare Corporation] to [VH].

Further, the Disclosure Statement submitted by VH with the Transfer of Ownership Form is stated to describe VH as a new legal entity created to take over the operation of the facility now leased by VH. It is stated to assert that BHC has transferred to VH all relevant personnel for the operation of the facility.

Results from compliance testing conducted on July 12-14, 2023, were submitted on November 22, 2023. The report submitted to DEQ was stated to have been due on or before September 12, 2023. The facility personnel are stated to have requested an extension of deadline to report the results, citing concerns of quality assurance and control but DEQ did not approve the extension.

The facility is stated to have failed to meet the required 60-day submission, violating General Condition 7 of the Air Permit.

A review of the compliance test results by DEQ personnel are stated to have indicated an exceedance in the formaldehyde permitted emission limit at SN-116. This alleged exceedance is stated to have violated Specific Condition 2 of the Permit.

Facility personnel are stated to have informed DEQ on April 10, 2024 that SN-116 was no longer in operation at the facility. Further, with the issuance of the Permit 0544-AR-2 I, the Zeeco TO Outlet was replaced with the LESNI system as SN-116.

VH neither admits nor denies the factual and legal allegations contained in the CAO.

A civil penalty of \$2,620.00 is assessed.

A copy of the CAO can be found [here](#).