

INACTIVE - ALL ITEMS SUPERSEDED OR OBSOLETE

Schedule Number: NC1-412-77-02

All items in this schedule are inactive. Items are either obsolete or have been superseded by newer NARA approved records schedules.

Description:

Item 1 was superseded by N1-412-07-068 EPA Schedule 508

Item 2 was superseded by N1-412-07-068 EPA Schedule 509

Item 3 was superseded by N1-412-07-068 EPA Schedule 510

Date Reported: 09/07/2022

NC1-412-77-02

INACTIVE - ALL ITEMS SUPERSEDED OR OBSOLETE

REQUEST FOR AUTHORITY TO DISPOSE OF RECORDS

(See Instructions on Reverse)

TO: GENERAL SERVICES ADMINISTRATION,
NATIONAL ARCHIVES AND RECORDS SERVICE, WASHINGTON, D.C. 20408

1. FROM (AGENCY OR ESTABLISHMENT)

U. S. Environmental Protection Agency

2. MAJOR SUBDIVISION

Office of Administrative Law Judges

3. MINOR SUBDIVISION

4. NAME OF PERSON WITH WHOM TO CONFER

David O. Stephens

5. TEL EXT

755-0830

6. CERTIFICATE OF AGENCY REPRESENTATIVE:

LEAVE BLANK	
DATE RECEIVED OCT 21 1976	JOB NO. NC 1-412-77-2
NOTIFICATION TO AGENCY	
In accordance with the provisions of 44 U.S.C. 3303a the disposal request, including amendments, is approved except for items that may be stamped "disposal not approved" or "with drawn" in column 10	
4-6-77 Date	James B. Rhoads Archivist of the United States

I hereby certify that I am authorized to act for this agency in matters pertaining to the disposal of the agency's records, that the records proposed for disposal in this Request of 3 page(s) are not now needed for the business of this agency or will not be needed after the retention periods specified

10-20-76 *Harold R. Masters*
(Date) Harold R. Masters
(Signature of Agency Representative)

Chief, Administrative Management Br.
(Title)

7. ITEM NO.	8. DESCRIPTION OF ITEM (With Inclusive Dates or Retention Periods)	9 SAMPLE OR JOB NO.	10 ACTION TAKEN
1-3	Series descriptions and retention and disposition instructions for Administrative Law Judges' Records. Items 1-3 are attached.		

Copies sent to NNF, all FCC, agency, NAB
4/8/77 plw

APPENDIX NUMBER

RECORDS MANAGEMENT
TITLECHAPTER TITLE
RECORDS CONTROL SCHEDULES
GENERAL RECORDS

ADMINISTRATIVE LAW JUDGE

These records relate to formal adjudications before the Administrative Law Judge subject to the Administrative Procedure Act (5 U.S.C. 551 et. seq.). NOTE: The items in this schedule apply Agencywide.

Item	Name and Description of Record/File	Retention Period and Disposition
------	-------------------------------------	----------------------------------

1. Administrative Law Judges' Case Files.
Includes case records relating to formal adjudications before the Administrative Law Judge, under Section 551 of the Administrative Procedures Act. Cases consist of hearing concerning various environmental legislation including the Federal Water Pollution Control Act, the Federal Insecticide, Fungicide and Rodenticide Act, NPDES Permits, Civil Penalty cases, and others. Records consists of transcripts of hearings, briefs, exhibits, motions, notices, orders, and other related records. NOTE: NPDES permits and civil penalty cases are under custody of Regional hearing clerks in each region.

- a. Official Copies.

Note: "Landmark" cases include cases resulting in a legal precedent which establishes or affirms Agency policy with respect to environmental actions of national importance, such as the banning of a hazardous substance or other actions affecting EPA's relationship with an entire industry or a major pollution source. These cases will usually have been adjudicated by a Federal appellate court.

Retention:

- a. Routine Cases.

Retain 20 years after completion or termination of case.

- b. Landmark Cases.

Permanent. (Cases designed by the EPA Administrator as landmark or precedent actions).

TN
ORIGINATOR:

PAGE NUMBER

CHAP
PAR

ENVIRONMENTAL PROTECTION AGENCY

MANUAL

APPENDIX NUMBER

RECORDS MANAGEMENT
TITLECHAPTER TITLE
RECORDS CONTROL SCHEDULES
GENERAL RECORDS

ADMINISTRATIVE LAW JUDGE

These records relate to formal adjudications before the Administrative Law Judge subject to the Administrative Procedure Act (5 U.S.C. 551 et. seq.). NOTE: The items in this schedule apply Agencywide.

Item	Name and Description of Record/File	Retention Period and Disposition
------	-------------------------------------	-------------------------------------

1. Administrative Law Judges' Case Files.
Includes case records relating to formal adjudications before the Administrative Law Judge, under Section 551 of the Administrative Procedures Act. Cases consist of hearing concerning various environmental legislation including the Federal Water Pollution Control Act, the Federal Insecticide, Fungicide and Rodenticide Act, NPDES Permits, Civil Penalty cases, and others. Records consists of transcripts of hearings, briefs, exhibits, motions, notices, orders, and other related records. NOTE: NPDES permits and civil penalty cases are under custody of Regional hearing clerks in each region.

a. Official Copies.Retention:

a. Routine Cases.
Retain 20 years
after completion
or termination of
case.

b. Landmark Cases.
Permanent. (Cases
designed by the
EPA Administrator
as landmark or
precedent actions).

TN
ORIGINATOR:

PAGE NUMBER

CHAP
PAR

MANUAL

CHAPTER TITLE

RECORDS MANAGEMENT
TITLERECORDS CONTROL SCHEDULES
GENERAL RECORDS

Item	Name and Description of Record/File	Retention Period and Disposition
		<p>a. <u>Routine Cases.</u> Break file upon completion or termination of case. Keep in office 5 years, then transfer to the Federal Records Center. Keep in FRC for 15 years, then destroy.</p> <p>b. <u>Landmark Cases.</u> Break file upon completion or termination of case. Keep in office 10 years, then transfer to the Federal Records Center. Keep in FRC for 10 years, then offer to the National Archives.</p>
	b. <u>Duplicate Copies.</u>	<p><u>Retention:</u></p> <p>a. <u>Routine Cases.</u> Retain 5 years after completion or termination of case.</p> <p>b. <u>Landmark Cases.</u> Retain 10 years after completion or termination of case.</p>

APPENDIX B

CHAPTER TITLE
RECORDS CONTROL SCHEDULES
GENERAL RECORDS

MANUAL

RECORDS MANAGEMENT
TITLE

Item	Name and Description of Record/File	Retention Period and Disposition
		<p><u>Disposition:</u></p> <p>a. <u>Routine Cases.</u> Break file upon completion or termination of case. Keep in office 2 years, then transfer to the Federal Records Center. Keep in FRC for 3 years, then destroy.</p> <p>b. <u>Landmark Cases.</u> Break file upon completion or termination of case. Keep in office for 5 years, then transfer to the FRC. Keep in FRC for 5 years, then destroy.</p>
2.	<u>Case File Card Index.</u> Includes alphabetical and numerical card index to case records.	<p><u>Retention:</u> As below.</p> <p><u>Disposition:</u> Keep permanent in offices.</p>
3.	<u>Repository File.</u> Consist of copies of background documents to case files submitted by witnesses or other parties that are not a part of the official case record.	<p><u>Retention:</u> As below.</p> <p><u>Disposition:</u> Keep in office until completion or termination of case, then return to submitting party.</p>

TN

DATE

PAGE NUMBER

CP
PAR