

Evidentiary Report of Potential e-Stewards® Violation

Case Number: 15-6-11-01

Observation Location: Intercon Solutions, 1001-59 Washington St. Chicago Heights, IL.

Date of Observation: September 9, 2009 and March 10, 2011

Attachments: Five ground photographs, screen shot of CMA CGM container track, two Google Earth satellite photos of Intercon Solutions showing angles of ground photographs

Section/s of Standard Potentially Violated:

Section	Likely Class
4.2.1(b)	Critical
4.3.2	Major
4.3.2.2	Critical
4.4.6.7(a and b)	Critical

Case Description:

On the 9th of September, 2009, a container was observed and photographed by a Basel Action Network volunteer on the South-East side of the fenced property of the Intercon Solutions facility located at 1001-59 Washington St. Chicago Heights, IL. This container MSKU1323976 was transported by rail to the Port of Los Angeles, where it was shipped to Sanshui, China, transshipped via the Port of Hong Kong by Maersk on vessel A.P. MOLLER, voyage number 0917. The estimated arrival date in Sanshui was 14 October 2009.

In a follow-up investigation in 2011, two containers were observed and photographed by a Basel Action Network volunteer on 10 March 2011 near a brick building on the North end of the fenced property of the Intercon Solutions facility located at 1001-59 Washington St. Chicago Heights, IL. This observation was made during the time that Intercon Solutions was contracted to be audited to the e-Stewards Standard for Certification purposes. The 1st container TRLU8819960 left the Port of Los Angeles and was shipped to Dalian, China by shipping company CMA CGM on a vessel named MSC RITA (Voyage BH306W). The estimated arrival date was April 20. The 2nd container TGHU9506276 left the Port of Long Beach and was shipped to Hong Kong by CMA CGM on a vessel named CMA CGM DON PASCUALE T (Voyage X744W). Its estimated arrival date was April 25th.

Prior to arrival BAN notified the Competent authorities of China and Hong Kong that the containers may contain shipments of electronic waste, which are illegal to import in accordance with the laws of China and Hong Kong. The Chinese authorities did not respond to BAN's notification. The Hong Kong Basel Convention Competent Authority (Hong Kong Environmental Protection Department) did respond to our alert. The correspondence remains confidential to BAN, certifying bodies and their auditors, as well as

judicial authorities as needed and is kept within the files of the Basel Action Network at the request of the authorities of Hong Kong Environmental Protection Department due to possible enforcement actions. The container TGHU9506276 was then required to be returned with same contents to the United States and arrived back in Long Beach on May 26, 2011. It was delivered to a consignee on June 3, 2011 (see return tracking printout from CMA CGM). On June 10 subsequent tracking evidence shows that the container was emptied and delivered to a new shipper. The whereabouts of the contents that were rejected from Hong Kong are unknown.



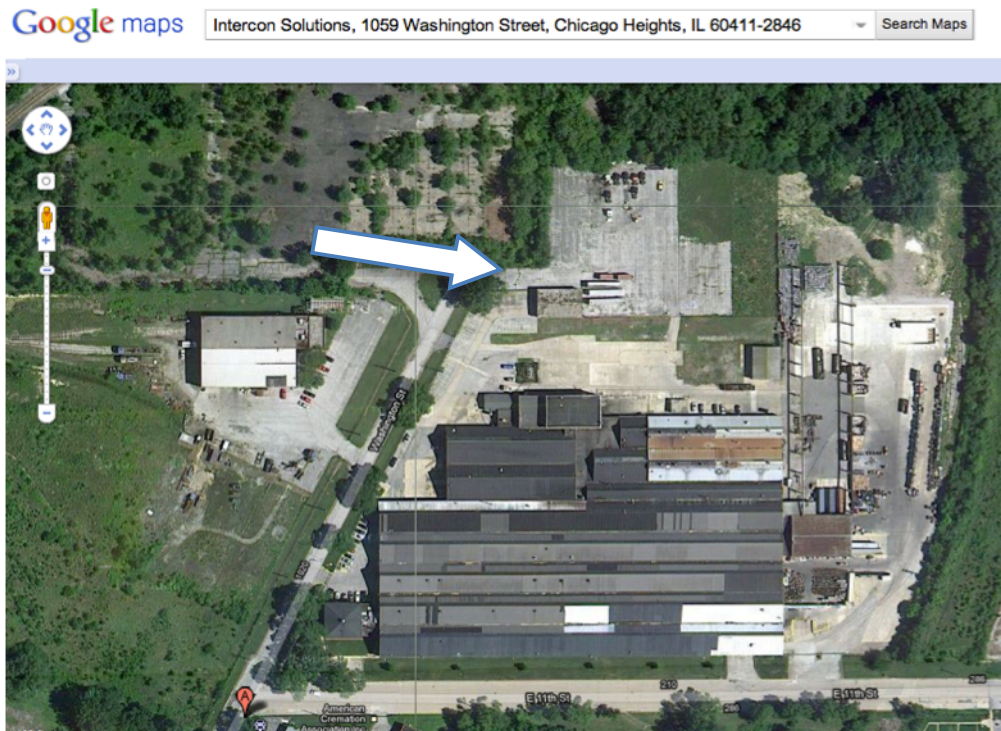
Attachment 1: Context photo of two containers, placing the containers at Intercon Solutions on March 10, 2011. Copyright BAN, 2011.



Attachment 2: Medium shot of container numbered TRLU 8819960, taken on March 10, 2011 from same location as Attachment 1 photo. Copyright BAN, 2011.



Attachment 3: Medium shot of container numbered TGHU9506276, taken on March 10, 2011 from same location as Attachment 1 photo. Copyright BAN, 2011.



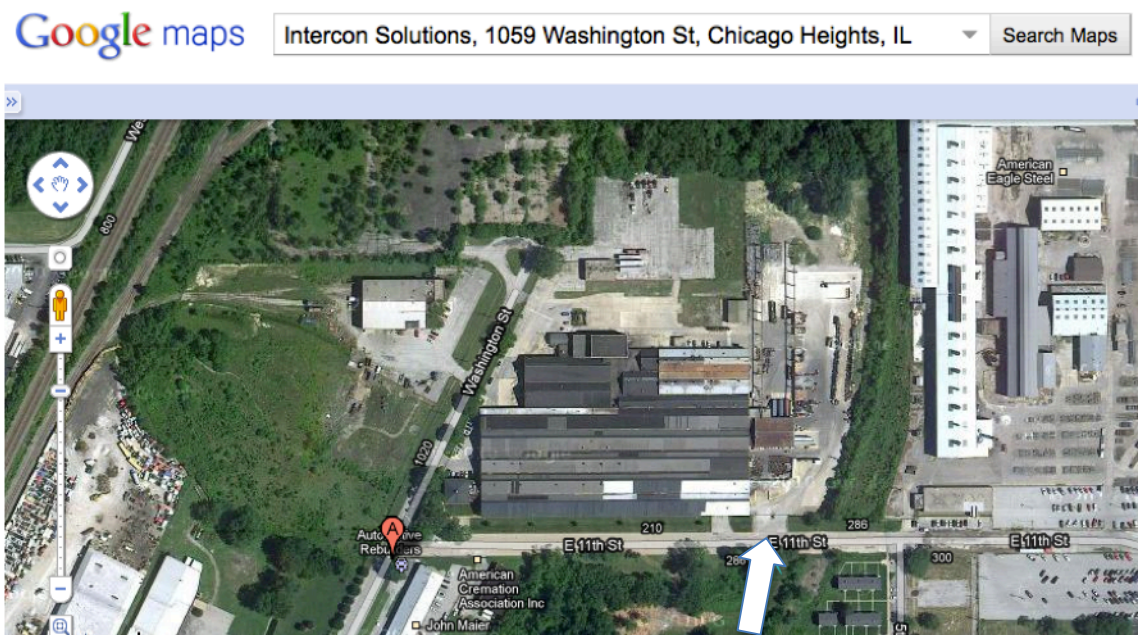
Attachment 4: Google Maps satellite photo with arrow showing vantage angle of above photographs.




Attachment 5: Context shot of container taken on September 9, 2009 from same location as Attachment 6



Attachment 6: Medium shot of container on truck, showing the number MSKU 1323976, taken on September 9, 2009. Copyright BAN, 2009.



Attachment 7: Google Maps satellite photo with arrow showing vantage



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Container Tracking - Container TGHU9506276

Track your Shipment

> Enter a Container, Bill of lading or Booking Number

Search By

Container

Reference

TGHU9506276

Search

Reset

AAAA9999999

Contact

Help

Place Of Receipt

Port Of Loading
HONG KONG (HK)

Port Of Discharge
LONG BEACH, CA (US)

Final Destination

TGHU9506276 (40HC): Empty In Depot Available at terminal of LONG BEACH, CA

Customs Number: N/A

	Move(s) to Date	Location	Vessel	Voyage
05 May 2011 16:56	Ready to be loaded	HONG KONG	MSC CANDICE	TX759E
12 May 2011 13:17	Loaded on board	HONG KONG	MSC CANDICE	TX759E
26 May 2011 03:20	Discharged	LONG BEACH, CA	MSC CANDICE	TX760W
03 Jun 2011 14:07	Container to consignee	LONG BEACH, CA	MSC CANDICE	TX760W
06 Jun 2011 13:24	Current Move Empty In Depot Available	Location	Vessel	Voyage

Attachment 8: Screenshot of CMA CGM website tracking system, showing container TGHU9506276 being returned to US.