

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

ODOR-TECH LLC

AI # 81000

PROCEEDINGS UNDER THE LOUISIANA  
ENVIRONMENTAL QUALITY ACT  
LA. R.S. 30:2001, ET SEQ.

\* Settlement Tracking No.  
\* SA-AE-19-0056  
\*  
\* Enforcement Tracking No.  
\* AE-CN-15-01081  
\* AE-CN-15-01081A  
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SETTLEMENT

The following Settlement is hereby agreed to between Odor-Tech LLC (“Respondent”) and the Department of Environmental Quality (“DEQ” or “the Department”), under authority granted by the Louisiana Environmental Quality Act, La. R.S. 30:2001, et seq. (“the Act”).

I

Respondent is a limited liability company that owns and/or operates a natural gas odorant storage, blending and distribution facility located in Pineville, Rapides Parish, Louisiana (“the Facility”).

II

On May 26, 2017, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement No. AE-CN-15-01081 (Exhibit 1).

On March 15, 2019, the Department issued to Respondent an Amended Consolidated Compliance Order & Notice of Potential Penalty, Enforcement No. AE-CN-15-01081A (Exhibit 2).

III

Respondent denies it committed any violations or that it is liable for any fines, forfeitures and/or penalties.

IV

Nonetheless, Respondent, without making any admission of liability under state or federal statute or regulation, agrees to pay, and the Department agrees to accept, a payment in the amount of NINE THOUSAND FOUR HUNDRED AND NO/100 DOLLARS (\$9,400.00); of which One Thousand Seventy-One and 16/100 Dollars (\$1,071.16) represents the Department's enforcement costs, in settlement of the claims set forth in this agreement. The total amount of money expended by Respondent on cash payments to the Department as described above, shall be considered a civil penalty for tax purposes, as required by La. R.S. 30:2050.7(E)(1).

V

Respondent further agrees that the Department may consider the inspection report(s), permit record(s), the Consolidated Compliance Order & Notice of Potential Penalty, the Amended Consolidated Compliance Order & Notice of Potential Penalty and this Settlement for the purpose of determining compliance history in connection with any future enforcement or permitting action by the Department against Respondent, and in any such action Respondent shall be estopped from objecting to the above-referenced documents being considered as proving the violations alleged herein for the sole purpose of determining Respondent's compliance history.

VI

This agreement shall be considered a final order of the Secretary for all purposes, including, but not limited to, enforcement under La. R.S. 30:2025(G)(2), and Respondent hereby waives any right to administrative or judicial review of the terms of this agreement, except such review as may

be required for interpretation of this agreement in any action by the Department to enforce this agreement.

## VII

This settlement is being made in the interest of settling the state's claims and avoiding for both parties the expense and effort involved in litigation or an adjudicatory hearing. In agreeing to the compromise and settlement, the Department considered the factors for issuing civil penalties set forth in La. R. S. 30:2025(E) of the Act.

## VIII

As required by law, the Department has submitted this Settlement Agreement to the Louisiana Attorney General for approval or rejection. The Attorney General's concurrence is appended to this Settlement Agreement.

## IX

The Respondent has caused a public notice advertisement to be placed in the official journal of the parish governing authority in Rapides Parish, Louisiana. The advertisement, in form and wording approved by the Department, announced the availability of this settlement for public view and comment and the opportunity for a public hearing. Respondent has submitted an original proof-of-publication affidavit and an original public notice to the Department and, as of the date this Settlement is executed on behalf of the Department, more than forty-five (45) days have elapsed since publication of the notice.

## X

Payment is to be made within ten (10) days from notice of the Secretary's signature. If payment is not received within that time, this Agreement is voidable at the option of the Department. Payments are to be made by check, payable to the Department of Environmental

Quality, and mailed or delivered to the attention of Accountant Administrator, Financial Services Division, Department of Environmental Quality, Post Office Box 4303, Baton Rouge, Louisiana, 70821-4303. Each payment shall be accompanied by a completed Settlement Payment Form (Exhibit A).

XI

In consideration of the above, any claims for penalties are hereby compromised and settled in accordance with the terms of this Settlement.

XII

Each undersigned representative of the parties certifies that he or she is fully authorized to execute this Settlement Agreement on behalf of his or her respective party, and to legally bind such party to its terms and conditions.

**ODOR-TECH LLC**

BY:   
(Signature)

Margetta Lewis  
(Printed)

TITLE: Site manager

THUS DONE AND SIGNED in duplicate original before me this 27 day of February, 20 20, at Pineville.

  
NOTARY PUBLIC (ID # 63079)

Wanda Carraway  
(stamped or printed)

**LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY**  
Chuck Carr Brown, Ph.D., Secretary

BY:   
Lourdes Iturralde, Assistant Secretary  
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 6<sup>th</sup> day of May, 20 20, at Baton Rouge, Louisiana.

  
NOTARY PUBLIC (ID # 19181)

Perry Theriot  
(stamped or printed)

Approved:   
Lourdes Iturralde, Assistant Secretary



JOHN BEL EDWARDS  
GOVERNOR

CHUCK CARR BROWN, Ph.D.  
SECRETARY

**State of Louisiana**  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF ENVIRONMENTAL COMPLIANCE

May 26, 2017

CERTIFIED MAIL (7004 2510 0006 3853 2509)  
RETURN RECEIPT REQUESTED

**ODOR-TECH LLC**  
c/o Corporation Service Company  
Agent for Service of Process  
320 Somerulos St.  
Baton Rouge, LA 70802-6129

**RE: CONSOLIDATED COMPLIANCE ORDER  
& NOTICE OF POTENTIAL PENALTY  
ENFORCEMENT TRACKING NO. AE-CN-15-01081  
AGENCY INTEREST NO. 81000**

Dear Sir(s):

Pursuant to the Louisiana Environmental Quality Act (La. R.S. 30:2001, et seq.), the attached **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is hereby served on **ODOR-TECH LLC (RESPONDENT)** for the violations described therein.

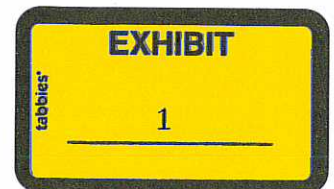
Compliance is expected within the maximum time period established by each part of the **COMPLIANCE ORDER**. The violations cited in the **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** could result in the issuance of a civil penalty or other appropriate legal actions.

Any questions concerning this action should be directed to Richard LeBlanc at (225) 219-3165.

Sincerely,

Celeria J. Cage  
Administrator  
Enforcement Division

CJC/RDL/rdl  
Alt ID No. n/a  
Attachment



**c:**    **Odor-Tech LLC**  
      **7591 Esler Field Road**  
      **Pineville, LA 71360**

**STATE OF LOUISIANA  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF ENVIRONMENTAL COMPLIANCE**

**IN THE MATTER OF**

**ODOR-TECH LLC  
RAPIDES PARISH  
ALT ID NO. N/A**

**PROCEEDINGS UNDER THE LOUISIANA  
ENVIRONMENTAL QUALITY ACT,  
La. R.S. 30:2001, ET SEQ.**

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**ENFORCEMENT TRACKING NO.**

**AE-CN-15-01081**

**AGENCY INTEREST NO.**

**81000**

**CONSOLIDATED  
COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY**

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **ODOR-TECH LLC (RESPONDENT)** by the Louisiana Department of Environmental Quality (the Department), under the authority granted by the Louisiana Environmental Quality Act (the Act), La. R.S. 30:2001, et seq., and particularly by La. R.S. 30:2025(C), 30:2050.2 and 30:2050.3(B).

**FINDINGS OF FACT**

**I.**

The Respondent owns and/or operates an existing natural gas odorant storage, blending and distribution facility (facility) located at 7591 Esler Field Road in Pineville, Rapides Parish, Louisiana. The facility is registered with a Program Level 3 classification under the Chemical Accident Prevention and Minimization of Consequences provisions.

**II.**

On or about June 9, 2015, the Department conducted a full compliance audit for the Chemical Accident Prevention Program provisions set forth in LAC 33:III.5901. Additionally, the Department conducted a file review for the facility on or about December 7, 2016.

While the Department's investigation is not yet complete, the following violations were discovered during the course of the inspection and file review:



- A. The Respondent failed to maintain information pertaining to the equipment in the process. Specifically, facility information did not contain materials of construction for vessels and pipes. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.65(d)(1)(i), and La. R.S. 30:2057(A)(2).
- B. The Respondent failed to maintain information pertaining to the equipment in the process. Specifically, facility information did not contain piping and instrument diagrams. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.65(d)(1)(ii), and La. R.S. 30:2057(A)(2).
- C. The Respondent failed to maintain information pertaining to the equipment in the process. Specifically, facility information did not contain relief system design and design basis. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.65(d)(1)(iv), and La. R.S. 30:2057(A)(2).
- D. The Respondent failed to maintain information pertaining to the equipment in the process. Specifically, facility information did not contain ventilation system design. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.65(d)(1)(v), and La. R.S. 30:2057(A)(2).
- E. The Respondent failed to maintain information pertaining to the equipment in the process. Specifically, facility information did not contain design codes and standards employed to construct the facility. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.65(d)(1)(vi), and La. R.S. 30:2057(A)(2).
- F. The Respondent failed to maintain information pertaining to the equipment in the process. Specifically, facility information did not contain descriptions of safety systems. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.65(d)(1)(viii), and La. R.S. 30:2057(A)(2).
- G. The Respondent failed to certify annually that operating procedures are current and accurate. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.69(c), and La. R.S. 30:2057(A)(2).
- H. The Respondent failed to provide initial training in an overview of the process and in the operating procedures to each employee presently involved in operating a process and each employee before being involved in operating a newly assigned process. Specifically, the facility operations training manual had training data for safety and health hazards and emergency operations, but did not have training records for process operators. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.71(a)(1), and La. R.S. 30:2057(A)(2).
- I. The Respondent failed to conduct inspections and tests of process equipment at a frequency consistent with applicable manufacturers' recommendations and good engineering practices. Specifically, facility good engineering practices established a three (3) year inspection frequency for relief valves, but inspections on relief valves

- were performed at a schedule of approximately five (5) years. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.73(d)(3), and La. R.S. 30:2057(A)(2).
- J. The Respondent failed to document each inspection and test that has been performed on process equipment. Specifically, the Respondent failed to document the inspection and testing of three (3) emergency shutdown devices. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.73(d)(3) and 40 CFR 68.200, and La. R.S. 30:2057(A)(2).
  - K. The Respondent failed to inform and train employees involved in operating a process and maintenance and contract employees whose job tasks will be affected by a change in the process of the change prior to start-up of the process or affected part of the process. Specifically, the Respondent failed to train employees for process changes with the management of change (MOC) numbers 05212014 and 07152014. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.75(c), and La. R.S. 30:2057(A)(2).
  - L. The Respondent failed to perform a pre-startup safety review (PSSR) for modified stationary sources when the modification was significant enough to require a change in the process safety information. Specifically, the facility documented MOCs 07152014 and 07162014 as requiring PSSRs, but no PSSRs were found. Each failure is a violation of LAC 33:III.5901.A, which incorporates by reference 40 CFR 68.77(a), and La. R.S. 30:2057(A)(2).

### COMPLIANCE ORDER

Based on the foregoing, the Respondent is hereby ordered:

#### I.

To take, immediately upon receipt of this **COMPLIANCE ORDER**, any and all steps necessary to meet and maintain compliance with the Air Quality Regulations, including, but not limited to, LAC 33:III.5901.

#### II.

To take, within sixty (60) days after receipt of this **COMPLIANCE ORDER**, any and all steps necessary to generate and maintain information pertaining to equipment in the process as mentioned above in Findings of Fact subparagraphs A, B, C, D, E and F, including, but not limited to, determining materials of construction and thicknesses for pipes and vessels, generating piping and instrumentation diagrams, generating relief system designs and bases, generating ventilation system designs, procuring codes and standards employed to construct the facility, and generating descriptions of safety systems. To submit to the Enforcement Division, within ninety (90) days after receipt of this **COMPLIANCE**

**ORDER**, evidence that the required equipment information was gathered and/or generated and is being maintained according to LAC 33:III.5901.

III.

To certify, within sixty (60) days after receipt of this **COMPLIANCE ORDER**, that the operating procedures are current and accurate and/or make any and all updates necessary to ensure that the operating procedures are current and accurate. To submit to the Enforcement Division, within ninety (90) days after receipt of this **COMPLIANCE ORDER**, evidence that the operating procedures have been updated and certified.

IV.

To ensure, within sixty (60) days after receipt of this **COMPLIANCE ORDER**, that all employees involved in operating a process are trained in an overview of the process and in the operating procedures, including, but not limited to, the specific safety and health hazards, emergency operations and safe work practices according to LAC 33:III.5901. To submit to the Enforcement Division, within ninety (90) days after receipt of this **COMPLIANCE ORDER**, evidence that all employees involved in operating a process received such training and that appropriate training documentation is maintained.

V.

To ensure, within sixty (60) days after receipt of this **COMPLIANCE ORDER**, that inspections and tests of process equipment are conducted at a frequency consistent with applicable manufacturers' recommendations and good engineering practices, and to ensure that each inspection and test is properly documented according to LAC 33:III.5901. To submit to the Enforcement Division, within sixty (60) days after receipt of this **COMPLIANCE ORDER**, evidence that inspections and tests are conducted according to LAC 33:III.5901 and that such inspections and tests are properly documented.

VI.

To ensure, within sixty (60) days after receipt of this **COMPLIANCE ORDER**, that each employee involved in operating a process and maintenance and contract employees whose job tasks will be affected by a change in process are informed and trained of the change prior to start-up of the process or affected part of the process. To submit to the Enforcement Division, within ninety (90) days after receipt of this **COMPLIANCE ORDER**, evidence that such informing and training occurs prior to start-up after a change in the process.

VII.

To ensure, within sixty (60) days after receipt of this **COMPLIANCE ORDER**, that a PSSR is performed for all modified stationary sources when the modification is significant enough to require a change in the process safety information. To submit to the Enforcement Division, within ninety (90) days after receipt of this **COMPLIANCE ORDER**, evidence that such reviews are performed according to LAC 33:III.5901.

VIII.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a written report that includes a detailed description of the circumstances surrounding the cited violation(s) and actions taken or to be taken to achieve compliance with the Order Portion of this **COMPLIANCE ORDER**. This report and all other reports or information required to be submitted to the Enforcement Division by this **COMPLIANCE ORDER** shall be submitted to:

Office of Environmental Compliance  
Post Office Box 4312  
Baton Rouge, Louisiana 70821-4312  
**Attn: Richard LeBlanc**  
**Re: Enforcement Tracking No. AE-CN-15-01081**  
**Agency Interest No. 81000**

**THE RESPONDENT SHALL FURTHER BE ON NOTICE THAT:**

I.

The Respondent has a right to an adjudicatory hearing on a disputed issue of material fact or of law arising from this **COMPLIANCE ORDER**. This right may be exercised by filing a written request with the Secretary no later than thirty (30) days after receipt of this **COMPLIANCE ORDER**.

II.

The request for an adjudicatory hearing shall specify the provisions of the **COMPLIANCE ORDER** on which the hearing is requested and shall briefly describe the basis for the request. This request should reference the Enforcement Tracking Number and Agency Interest Number, which are located in the upper right-hand corner of the first page of this document and should be directed to the following:

Department of Environmental Quality  
Office of the Secretary  
Post Office Box 4302  
Baton Rouge, Louisiana 70821-4302  
**Attn: Hearings Clerk, Legal Division**  
**Re: Enforcement Tracking No. AE-CN-15-01081**  
**Agency Interest No. 81000**

III.

Upon the Respondent's timely filing a request for a hearing, a hearing on the disputed issue of material fact or of law regarding this **COMPLIANCE ORDER** may be scheduled by the Secretary of the Department. The hearing shall be governed by the Act, the Administrative Procedure Act (La. R.S. 49:950, et seq.), and the Department's Rules of Procedure. The Department may amend or supplement this **COMPLIANCE ORDER** prior to the hearing, after providing sufficient notice and an opportunity for the preparation of a defense for the hearing.

IV.

This **COMPLIANCE ORDER** shall become a final enforcement action unless the request for hearing is timely filed. Failure to timely request a hearing constitutes a waiver of the Respondent's right to a hearing on a disputed issue of material fact or of law under Section 2050.4 of the Act for the violation(s) described herein.

V.

The Respondent's failure to request a hearing or to file an appeal or the Respondent's withdrawal of a request for hearing on this **COMPLIANCE ORDER** shall not preclude the Respondent from contesting the findings of facts in any subsequent penalty action addressing the same violation(s), although the Respondent is estopped from objecting to this **COMPLIANCE ORDER** becoming a permanent part of its compliance history.

VI.

Civil penalties of not more than twenty-seven thousand five hundred dollars (\$27,500) for each day of violation for the violation(s) described herein may be assessed. For violations which occurred on August 15, 2004, or after, civil penalties of not more than thirty-two thousand five hundred dollars (\$32,500) may be assessed for each day of violation. The Respondent's failure or refusal to comply with this **COMPLIANCE ORDER** and the provisions herein will subject the Respondent to possible enforcement procedures under La. R.S. 30:2025, which could result in the assessment of a civil penalty

in an amount of not more than fifty thousand dollars (\$50,000) for each day of continued violation or noncompliance.

VII.

For each violation described herein, the Department reserves the right to seek civil penalties in any manner allowed by law, and nothing herein shall be construed to preclude the right to seek such penalties.

**NOTICE OF POTENTIAL PENALTY**

I.

Pursuant to La. R.S. 30:2050.3(B), you are hereby notified that the issuance of a penalty assessment is being considered for the violation(s) described herein. Written comments may be filed regarding the violation(s) and the contemplated penalty. If you elect to submit comments, it is requested that they be submitted within ten (10) days of receipt of this notice.

II.

Prior to the issuance of additional appropriate enforcement action(s), you may request a meeting with the Department to present any mitigating circumstances concerning the violation(s). If you would like to have such a meeting, please contact Richard LeBlanc at (225) 219-3165 within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**.

III.

The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement along with a statement of the monetary benefits of noncompliance for the cited violation(s) to the above named contact person within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**. Include with your statement of monetary benefits the method(s) you utilized to arrive at the sum. If you assert that no monetary benefits have been gained, you are to fully justify that statement. If the Respondent chooses not to submit the requested most current annual gross revenues statement within ten (10) days, it will be viewed by the Department as an admission that the Respondent has the ability to pay the statutory maximum penalty as outlined in La. R.S. 30:2025.

IV.

The Department assesses civil penalties based on LAC 33:I.Subpart1.Chapter7. To expedite closure of this **NOTICE OF POTENTIAL PENALTY** portion, the Respondent may offer a settlement




amount to resolve any claim for civil penalties for the violation(s) described herein. The Respondent may offer a settlement amount, but the Department is under no obligation to enter into settlement negotiations. The decision to proceed with a settlement is at the discretion of the Department. The settlement offer amount may be entered on the attached "**CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY REQUEST TO CLOSE**" form. The Respondent must include a justification of the offer. **DO NOT** submit payment of the offer amount with the form. The Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.

V.

This **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is effective upon receipt.

Baton Rouge, Louisiana, this 26<sup>th</sup> day of May, 2017.

  
\_\_\_\_\_  
Lourdes Iturralde  
Assistant Secretary  
Office of Environmental Compliance

Copies of a request for a hearing and/or related correspondence should be sent to:

Louisiana Department of Environmental Quality  
Office of Environmental Compliance  
Enforcement Division  
P.O. Box 4312  
Baton Rouge, LA 70821-4312  
Attention: Richard LeBlanc

LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY  
 OFFICE OF ENVIRONMENTAL COMPLIANCE  
 ENFORCEMENT DIVISION CONSOLIDATED COMPLIANCE ORDER &  
 POST OFFICE BOX 4312 NOTICE OF POTENTIAL PENALTY  
 BATON ROUGE, LOUISIANA 70821-4312 REQUEST TO CLOSE



Enforcement Tracking No.	AE-CN-15-01081	Contact Name	Richard LeBlanc
Agency Interest (AI) No.	81000	Contact Phone No.	225-219-3165
Alternate ID No.	N/A		
Respondent:	Odor-Tech LLC	Facility Name:	Odor-Tech
	c/o Corporation Service Company	Physical Location:	7591 Esler Field Rd.
	Agent for Service of Process		
	320 Somerulos St.	City, State, Zip:	Pineville, LA 71360
	Baton Rouge, LA 70802-6129	Parish:	Rapides

**STATEMENT OF COMPLIANCE**

STATEMENT OF COMPLIANCE	Date Completed	Copy Attached?
A written report was submitted in accordance with Paragraph V of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 30 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.	N/A	N/A
All necessary documents were submitted to the Department within 60 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph V of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 90 days of receipt of the COMPLIANCE ORDER in accordance with Paragraphs II, III, IV, VI and VII of the "Order" portion of the COMPLIANCE ORDER.		
All items in the "Findings of Fact" portion of the COMPLIANCE ORDER were addressed and the facility is being operated to meet and maintain the requirements of the "Order" portion of the COMPLIANCE ORDER. Final compliance was achieved as of:		

**SETTLEMENT OFFER (OPTIONAL)**

*(check the applicable option)*

<input type="checkbox"/>	The Respondent is not interested in entering into settlement negotiations with the Department with the understanding that the Department has the right to assess civil penalties based on LAC 33:I.Subpart1.Chapter7.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (AE-CN-15-01081), the Respondent is interested in entering into settlement negotiations with the Department and would like to set up a meeting to discuss settlement procedures.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (AE-CN-15-01081), the Respondent is interested in entering into settlement negotiations with the Department and offers to pay \$ _____ which shall include LDEQ enforcement costs and any monetary benefit of non-compliance. <ul style="list-style-type: none"> <li>• Monetary component = \$ _____</li> <li>• Beneficial Environmental Project (BEP) component (optional)= \$ _____</li> <li>• <b>DO NOT SUBMIT PAYMENT OF THE OFFER WITH THIS FORM-</b> the Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.</li> </ul>
<input type="checkbox"/>	The Respondent has reviewed the violations noted in NOTICE OF POTENTIAL PENALTY (AE-CN-15-01081) and has attached a justification of its offer and a description of any BEPs if included in settlement offer.



**CERTIFICATION STATEMENT**

*I certify, under provisions in Louisiana and United States law that provide criminal penalties for false statements, that based on information and belief formed after reasonable inquiry, the statements and information attached and the compliance statement above, are true, accurate, and complete. I also certify that I do not owe outstanding fees or penalties to the Department for this facility or any other facility I own or operate. I further certify that I am either the Respondent or an authorized representative of the Respondent.*

Respondent's Signature	Respondent's Printed Name	Respondent's Title
Respondent's Physical Address		Date
Respondent's Phone #		

**MAIL COMPLETED DOCUMENT TO THE ADDRESS BELOW:**

Louisiana Department of Environmental Quality  
 Office of Environmental Compliance  
 Enforcement Division  
 P.O. Box 4312  
 Baton Rouge, LA 70821  
 Attn: Richard LeBlanc



JOHN BEL EDWARDS  
GOVERNOR

CHUCK CARR BROWN, PH.D.  
SECRETARY

**State of Louisiana**  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF ENVIRONMENTAL COMPLIANCE

March 15, 2019

CERTIFIED MAIL (7017 0530 0000 5978 5601)  
RETURN RECEIPT REQUESTED

**ODOR-TECH LLC**  
c/o Corporation Service Company  
Agent for Service of Process  
501 Louisiana Avenue  
Baton Rouge, LA 70802

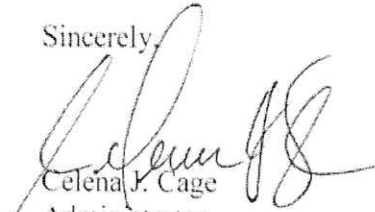
**RE: AMENDED CONSOLIDATED COMPLIANCE ORDER &  
NOTICE OF POTENTIAL PENALTY  
ENFORCEMENT TRACKING NO. AE-CN-15-01081A  
AGENCY INTEREST NO. 81000**

Dear Sir:

Pursuant to the Louisiana Environmental Quality Act (La. R.S. 30:2001, et seq.), the attached **AMENDED CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is hereby served on **ODOR-TECH LLC (RESPONDENT)** for the violations described therein.

Any questions concerning this action should be directed to Stacy Martinez at 225-219-3378 or [stacy.martinez@la.gov](mailto:stacy.martinez@la.gov).

Sincerely,

  
Celena J. Cage  
Administrator  
Enforcement Division

CJC/SMM/smm  
Alt ID No. N/A  
Attachment



STATE OF LOUISIANA  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF ENVIRONMENTAL COMPLIANCE

IN THE MATTER OF	*	
	*	
ODOR-TECH LLC	*	ENFORCEMENT TRACKING NO.
RAPIDES PARISH	*	
ALT ID NO. N/A	*	AE-CN-15-01081A
	*	
	*	AGENCY INTEREST NO.
	*	
PROCEEDINGS UNDER THE LOUISIANA	*	81000
ENVIRONMENTAL QUALITY ACT,	*	
La. R.S. 30:2001, ET SEQ.	*	

AMENDED CONSOLIDATED COMPLIANCE ORDER &  
NOTICE OF POTENTIAL PENALTY

The Louisiana Department of Environmental Quality (the Department) hereby amends the **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY, ENFORCEMENT TRACKING NO. AE-CN-15-01081** issued to **ODOR-TECH LLC (RESPONDENT)** on May 26, 2017 in the above-captioned matter as follows:

I.

The Department hereby removes Paragraph II.B and Paragraph II.D of the Findings of Fact portion of Consolidated Compliance Order & Notice of Potential Penalty, Enforcement Tracking No. AE-CN-15-01081.


II.

The Department incorporates all of the remainder of the original **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY, ENFORCEMENT TRACKING NO. AE-CN-15-01081** and **AGENCY INTEREST NO. 81000** as if reiterated herein.

III.

This AMENDED CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY is effective upon receipt.

Baton Rouge, Louisiana, this 15<sup>th</sup> day of March, 2019.

  
\_\_\_\_\_  
Lourdes Iturralde  
Assistant Secretary  
Office of Environmental Compliance

Copies of a request for a hearing and/or related correspondence should be sent to:

Louisiana Department of Environmental Quality  
Office of Environmental Compliance  
Enforcement Division  
Post Office Box 4312  
Baton Rouge, LA 70821-4312  
Attention: Stacy Martinez