

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

ADELL COMPOUNDING, INC.

AI # 13853

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

* Settlement Tracking No.
* SA-MM-20-0090
*
* Enforcement Tracking No.
* MM-CN-18-00422
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SETTLEMENT

The following Settlement is hereby agreed to between Adell Compounding, Inc. (“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 corporation that owns and/or operates a plastic compounding plant located in Denham Springs, Livingston Parish, Louisiana (“the Facility”).

II

On October 5, 2018, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement No. MM-CN-18-00422 (Exhibit 1).

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 THREE THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS (\$3,800.00), of which One Thousand Nine Hundred Twelve and 82/100 Dollars (\$1,912.82) 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 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 Livingston 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.

ADELL COMPOUNDING, INC.

BY: Maria Jaines
(Signature)

Maria Jaines
(Printed)

TITLE: Quality Manager

THUS DONE AND SIGNED in duplicate original before me this 14 day of July, 20 21, at 12:28 PM.



Megan Hicks
NOTARY PUBLIC (ID #
MEGAN HICKS
NOTARY PUBLIC
HARFORD COUNTY
MARYLAND
MY COMMISSION EXPIRES MARCH 03, 2024
(stamped or printed)

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

BY: Le
Lourdes Iturralde, Assistant Secretary
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 18th day of October, 20 21, at Baton Rouge, Louisiana.

Amber G. Litchfield
NOTARY PUBLIC (ID # 92503)
AMBER G. LITCHFIELD
Notary Public
State of Louisiana
Notary ID # 92503
East Baton Rouge Parish
(stamped or printed)

Approved: Le
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

October 5, 2018

CERTIFIED MAIL (7017 1070 0000 2687 4604)
RETURN RECEIPT REQUESTED

ADELL COMPOUNDING, INC.

c/o Mike Swain
Agent for Service of Process
30128 Eden Church Road
Denham Springs, LA 70726

**RE: CONSOLIDATED COMPLIANCE ORDER
& NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. MM-CN-18-00422
AGENCY INTEREST NO. 13853**

Dear Sir:

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 **ADELL COMPOUNDING, INC. (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 Ashley Manuel at (225) 219-3794 or Ashley.Manuel@la.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Celena J. Cage".

Celena J. Cage
Administrator
Enforcement Division

CJC/AMM/amm
Alt ID No. LAD985221621
Attachment



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

IN THE MATTER OF

**ADELL COMPOUNDING, INC.
LIVINGSTON PARISH
ALT ID NO. LAD985221621**

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

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*
* **ENFORCEMENT TRACKING NO.**
*
* **MM-CN-18-00422**
*
* **AGENCY INTEREST NO.**
*
* **13853**
*

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

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **ADELL COMPOUNDING, INC. (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 a plastic compounding plant located at 30128 Eden Church Road in Denham Springs, Livingston Parish, Louisiana. The Respondent notified the Department as a Large Quantity Generator on February 24, 2016, and re-notified as a Small Quantity Generator on February 28, 2017. The facility is assigned EPA Identification Number LAD985221621.

II.

On or about June 6, 2013, the Department conducted an inspection at the above referenced facility to determine the degree of compliance with the Act and the supporting Regulations. While the investigation by the Department is not yet complete, the following violations were noted during the course of the inspection:

- A. The Respondent failed to close containers of hazardous waste except when it is necessary to add or remove waste in accordance with LAC 33:V.2107.A, in violation of LAC 33:V.1109.E.1.a.i. Specifically, two (2) fifty-five (55) gallon containers of hazardous waste (D002) in the less-than-ninety (90) day container storage area were not closed. A follow up inspection conducted on February 8, 2018 revealed all hazardous waste containers on-site at the time were properly closed.
- B. The Respondent failed to transfer hazardous waste from a leaking container or container not in good condition to a container that is in good condition or manage the waste in some other way that complies with Chapter 21 of the Hazardous Waste Regulations, as specified in LAC 33:V.2103, in violation of LAC 33:V.1109.E.1.a.i. Specifically, maleic acid (D002) was stored in the less-than-ninety (90) day container storage area in a damaged fifty-five (55) gallon container that had a hole in it at the time of the inspection. A follow up inspection conducted on February 8, 2018, revealed the hazardous waste containers on-site at the time were in sufficient condition to manage the waste.
- C. The Respondent failed to mark containers of hazardous waste with an accumulation start date, in violation of LAC 33:V.1109.E.1.c. Specifically, four (4) fifty-five (55) gallon containers of maleic acid (D002) found in the less-than-ninety (90) day container storage area were not dated with the accumulation start date. A follow up inspection conducted on February 8, 2018, revealed the hazardous waste containers on-site at the time were properly labeled.
- D. The Respondent failed to clearly label or mark each container of hazardous waste with the words "Hazardous Waste," in violation of LAC 33:V.1109.E.1.d. Specifically, four (4) fifty-five (55) gallon containers of maleic acid (D002) found in the less-than-ninety (90) day container storage area were not labeled as "Hazardous Waste". A follow up inspection conducted on February 8, 2018, revealed the hazardous waste containers were properly labeled with the words "Hazardous Waste".
- E. The Respondent failed to provide adequate aisle space, as specified in LAC 33:V.1511.F, in violation of LAC 33:V.1109.E.1.e. Specifically, forty-eight (48) fifty-five (55) gallon containers of hazardous waste (D002) were stored within the

less-than-ninety (90) day container storage area and aisle space was not sufficient to allow for unobstructed movement of personnel, fire protection equipment, and decontamination equipment in the event of an emergency. A follow up inspection conducted on February 8, 2018, revealed the facility had sufficient aisle space in the less-than-ninety (90) day container storage area.

- F. The Respondent stored hazardous waste for greater than ninety (90) days without receiving a standard permit or interim status, in violation of LAC 33:V.303.B. Specifically, two (2) fifty-five (55) gallon containers of waste maleic acid (D002), dated October 29, 2012, and April 25, 2013, were in the less-than-ninety (90) day container storage area. A follow up inspection conducted on February 8, 2018, revealed that hazardous waste on-site at the time of the inspection was not being stored for more than ninety (90) days.
- G. The Respondent failed to maintain a copy of the Hazardous Waste Contingency Plan on-site, as specified in LAC 33:V.1513.C, in violation of LAC 33:V.1109.E.1.e. Specifically, the Respondent could not provide a copy of the Hazardous Waste Contingency Plan. The Respondent submitted a copy of the Hazardous Waste Contingency Plan via email on or about February 16, 2018.
- H. The Respondent failed to have an adequate training program for the hazardous waste management procedures, in violation of LAC 33:V.1515.A.1. Specifically, the training program did not include a training outline for hazardous waste management procedures. The Respondent re-notified as a Small Quantity Generator on February 28, 2017. The Respondent is currently not required to provide specific hazardous waste training in accordance with LAC 33:V.1515.A.1.
- I. The Respondent failed to inspect areas where containers are stored at least weekly in accordance with LAC 33:V.2109.A, in violation of LAC 33:V.1109.E.1.a.i. Specifically, the facility was not conducting weekly inspections of the container storage area.
- J. The Respondent failed to list the proper waste codes on the Annual Report, in violation of LAC 33:V.1111.B.1.e. Specifically, waste code D002 was not listed on the Annual Reports for years 2010 to 2012.

- K. The Respondent failed to have a Waste Minimization Plan, in accordance with LAC 33:V.2245.K, in violation of LAC 33:V.1109.E.1.e. Specifically, the Respondent did not have a Waste Minimization Plan. The Respondent re-notified as a Small Quantity Generator on or about February 28, 2017. Small Quantity Generators are not required to maintain Waste Minimization Plans.

III.

On or about February 8, 2018, and September 25, 2018, the Department conducted an inspection and a subsequent file review at the above referenced facility to determine the degree of compliance with the Act and the supporting Regulations. While the investigation by the Department is not yet complete, the following violations were noted during the course of the inspections and file review:

- A. The Respondent failed to inspect areas where containers are stored at least weekly in accordance with LAC 33:V.2109.A, in violation of LAC 33:V.1109.E.1.a.i. (violations prior to February 28, 2017) and LAC 33:V.1109.E.7.a (violations after February 28, 2017). On or about February 28, 2017, the Respondent re-notified as a Small Quantity Generator. Specifically, the Respondent had not conducted all the weekly container inspections for 2015, 2016, and 2017. In correspondence dated July 19, 2018, the Respondent submitted documentation of weekly container storage inspections for 2015-2018. Based on this information, weekly inspections were missed in the following months and years: 2015-April (one week), May (one week), June/July (one week), July/August (one week), and December (one week); 2017-January/February (one week), February (one week), March (one week), April (one week), May (one week), May/June (one week), June/July (one week), July (one week), July/August (one week), August (one week), August/September (one week), October (one week), October/November (one week), and November (one week); and 2018-January (two weeks), and February/March (one week).
- B. The Respondent failed to list the proper waste codes on the Annual Report, in violation of LAC 33:V.1111.B.1.e. Specifically, toluene hazardous waste was transported off-site on October 27, 2015, but this waste stream was not included in the 2015 Annual Hazardous Waste Report.
- C. The Respondent failed to clearly mark or label a container used to store used oil with the words "Used Oil", in violation of LAC 33:V.4013.D. Specifically, two (2) five

- (5) gallon buckets, which contained approximately one (1) to two (2) inches of used oil, were not labeled. In correspondence dated July 19, 2018, the Respondent stated a notice was placed in the storage area to prevent reoccurrence.
- D. The Respondent stored solid waste on-site for greater than one (1) year without approval, in violation of LAC 33:VII.315.B. Specifically, one (1) box of green-tip fluorescent lamps, with an accumulation start date of July 6, 2015, was stored at the facility for greater than one (1) year. The lamps were determined by the facility to be non-hazardous using testing data from the manufacturer. In correspondence dated July 19, 2018, the Respondent stated the green-tip fluorescent lamps were properly disposed.
- E. The Respondent failed to demonstrate the length of time that the universal waste had been accumulated from the date it became a waste or was received, in violation of LAC 33:V.3825.C. Specifically, a two (2) gallon bucket containing universal waste batteries was not marked or clearly labeled with an accumulation start date. In correspondence dated July 19, 2018, the Respondent stated training was provided to maintenance personnel on the proper handling and monitoring of universal waste batteries.
- F. The Respondent failed to submit an updated HW-1 notification form within seven (7) days of changes to information provided on the previous notification, in violation of LAC 33:V.1105.B. Specifically, based on the Safety Data Sheet, waste code D001 would apply for toluene. Hazardous waste code D001 was listed on the October 27, 2015, and September 8, 2017 Hazardous Waste Manifests, but was not included on the HW-1 notification dated February 28, 2017. The Respondent submitted a revised HW-1 to the Department on or about February 28, 2018, via the annual report electronic filings system, and hazardous waste code D001 was listed.

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 Hazardous Waste and Solid Waste Regulations.

II.

To implement, immediately upon receipt of this **COMPLIANCE ORDER**, procedures ensuring hazardous waste containers are inspected weekly and all required records are maintained as specified in LAC 33:V.2109.

III.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a complete and accurate hazardous waste annual report for year 2015, in accordance with LAC 33:V.1111.B.1 and LAC 33:V.1529.D. The Respondent shall institute procedures to ensure all applicable components and all hazardous waste codes are included.

IV.

To label or mark clearly, within thirty (30) days upon receipt of this **COMPLIANCE ORDER**, all containers used to store used oil with the words "Used Oil" in accordance with LAC 33:V.4013.D.

V.

To institute procedures, immediately upon receipt of this **COMPLIANCE ORDER**, to ensure all solid waste is not stored on-site for greater than one (1) year.

VI.

To institute procedures, immediately upon receipt of this **COMPLIANCE ORDER**, to ensure that the facility can demonstrate the length of time that the universal waste has accumulated onsite, in accordance with LAC 33:V.3825.

VII.

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 violations and actions taken or to be taken to achieve compliance with the 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: Ashley Manuel
Re: Enforcement Tracking No. MM-CN-18-00422
Agency Interest No. 13853

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. MM-CN-18-00422
Agency Interest No. 13853

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 Division of Administrative Law (DAL) Procedural Rules. 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 Ashley Manuel at (225) 219-3794 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.

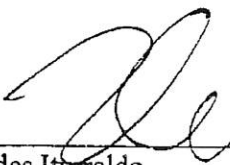
IV.

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 5th day of October, 2018.



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: Ashley Manuel

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.	MM-CN-18-00422	Contact Name	Ashley Manuel
Agency Interest (AI) No.	13853	Contact Phone No.	(225) 219-3794
Alternate ID No.	LAD985221621		
Respondent:	ADELL COMPOUNDING, INC.	Facility Name:	Adell Compounding
	c/o Mike Swain	Physical Location:	30128 Eden Church Road
	Agent for Service of Process		
	30128 Eden Church Road	City, State, Zip:	Denham Springs, LA 70726
	Denham Springs, LA 70726	Parish:	Livingston

STATEMENT OF COMPLIANCE

STATEMENT OF COMPLIANCE	Date Completed	Copy Attached?
A written report was submitted in accordance with Paragraph VII of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department in accordance with Paragraph III of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 45 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 90 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 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 (MM-CN-18-00422), 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 (MM-CN-18-00422), 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"> • Monetary component = \$ _____ • Beneficial Environmental Project (BEP) component (optional)= \$ _____ • DO NOT SUBMIT PAYMENT OF THE OFFER WITH THIS FORM- the Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.
<input type="checkbox"/>	The Respondent has reviewed the violations noted in NOTICE OF POTENTIAL PENALTY (MM-CN-18-00422) 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	Respondent's Phone #	Date

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: Ashley Manuel