

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

U.S. COMPOSITE PIPE SOUTH, L.L.C.

AI # 96336

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

* Settlement Tracking No.
* SA-AE-20-0113
*
* Enforcement Tracking No.
* AE-CN-16-00950
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SETTLEMENT

The following Settlement is hereby agreed to between U.S. Composite Pipe South, L.L.C. (“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 an existing reinforced plastic composite pipe manufacturing facility located in Zachary, East Baton Rouge Parish, Louisiana (“the Facility”).

II

On January 20, 2017, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement No. AE-CN-16-00950 (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 FOURTEEN THOUSAND AND NO/100 DOLLARS (\$14,000.00), of which Eight Hundred Seventy-Seven and 10/100 Dollars (\$877.10) 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 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 East Baton Rouge 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).

XII

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.

U.S. COMPOSITE PIPE SOUTH, L.L.C.

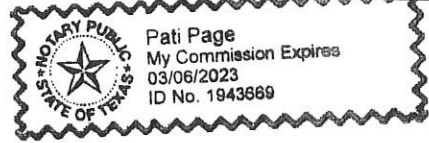
BY: [Signature]
(Signature)

MARIO OLMOS
(Printed)

TITLE: EHS Director

THUS DONE AND SIGNED in duplicate original before me this 21st day of April, 2021, at Grand Prairie TX.

Pati Page
NOTARY PUBLIC (ID # 1943669)



(stamped or printed)

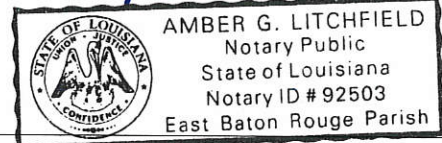
LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
Chuck Carr Brown, Ph.D., Secretary

BY: [Signature]

Lourdes Iturralde, Assistant Secretary
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 10th day of August, 2021, at Baton Rouge, Louisiana.

[Signature]
NOTARY PUBLIC (ID # 92503)



(stamped or printed)

Approved: [Signature]

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

January 20, 2017

CERTIFIED MAIL (7004 2510 0006 3853 4442)
RETURN RECEIPT REQUESTED

U.S. COMPOSITE PIPE SOUTH, L.L.C.
c/o Detlev Schlorke
Agent for Service of Process
18585 Samuels Rd.
Zachary, LA 70791

**RE: CONSOLIDATED COMPLIANCE ORDER
& NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. AE-CN-16-00950
AGENCY INTEREST NO. 96336**

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 **U.S. COMPOSITE PIPE SOUTH, L.L.C. (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,

Celena J. Cage
Administrator
Enforcement Division

CJC/RDL/rdl
Alt ID No. 0840-00188
Attachment



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

IN THE MATTER OF

**U.S. COMPOSITE PIPE SOUTH, L.L.C.
EAST BATON ROUGE PARISH
ALT ID NO. 0840-00188**

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

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ENFORCEMENT TRACKING NO.

AE-CN-16-00950

AGENCY INTEREST NO.

96336

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

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **U.S. COMPOSITE PIPE SOUTH, L.L.C. (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 the Thompson Pipe Group – Flowtite Baton Rouge Plant (facility), an existing reinforced plastic composite pipe manufacturing facility located at 18585 Samuels Road in Zachary, East Baton Rouge Parish, Louisiana. The facility operated under Minor Source Air Permit No. 0840-00188-02 issued on July 17, 2006. The facility currently operates under Minor Source Air Permit No. 0840-00188-03 issued on June 27, 2016.

II.

On or about September 16, 2016, the Respondent submitted correspondence to the Department reporting violations discovered during a third party audit conducted for the facility on or about April 18, 2016. Additionally, the Department conducted a file review for the facility on or about October 19, 2016, to determine compliance with the Air Quality Regulations.

While the Department's review is not yet complete, the following violations were noted during the course of the file review:

- A. The Respondent reported a failure to maintain daily visible emissions recordkeeping by electronic or hard copy for the filter vents on FS01 Flowtite Aggregate Storage Silo (EQT011). Specifically, during a third party audit the Respondent could not locate records of daily visual inspections. This recordkeeping failure is a violation of Minor Source Air Permit No. 0840-00188-02 Specific Requirement 9, LAC 33:III.501.C.4 and La. R.S. 30:2057(A)(2). The Respondent stated that visible emissions checklists have since been created to be filed on-site to document performance of daily visible emissions inspections.
- B. The Respondent reported a failure to maintain equipment/operational data recordkeeping by electronic or hard copy upon each occurrence of an inspection for baghouses associated with EQT011. Specifically, during a third party audit the Respondent could not locate records of equipment inspections and/or operational data. This recordkeeping failure is a violation of Minor Source Air Permit No. 0840-00188-02 Specific Requirement 12, LAC 33:III.501.C.4 and La. R.S. 30:2057(A)(2). The Respondent stated that visible emission checklists were created to document when maintenance may be necessary for the baghouses. Copies of the completed visible emissions checklists including any maintenance performed on the baghouses will be filed on-site in accordance with the Respondent's recordkeeping procedures and will be available for inspection request by a representative of the Department.
- C. The Respondent reported unauthorized discharges. Specifically, CN01 Regenerative Thermal Oxidizer (RTO) (EQT008) is the emissions control device for the Flowtite Resin Mix Tanks (EPNs FT03, FT04, FT05 and FT06). However, EQT008 is shutdown on weekends when the Flowtite process is not in operation and does not capture breathing loss emissions from the contents that remain in the Flowtite Resin Mix Tanks. This is a violation of LAC 33:III.905 which states, "When facilities have been installed on a property, they shall be used and diligently maintained in proper working order whenever any emissions are being made which can be controlled by the facilities, even though the ambient air quality standards in affected areas are not exceeded." This is also a violation of La. R.S. 30:2057(A)(1) and 30:2057(A)(2).
- D. The Respondent reported a failure to operate according to the permit. Specifically, CN03 Carbon Adsorber System (EQT022) was proposed to control emissions from the Flowtite Resin Mix Tanks as authorized in Minor Source Air Permit No. 0840-00188-02. However, EQT022 was never installed and emissions from the Flowtite Resin Mix Tanks were routed to EQT008. This failure to operate according to the

permit is a violation of Minor Source Air Permit No. 0840-00188-02, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, the permit was modified to remove EQT022 as a control device and updated to reflect EQT008 as the control device for the Flowtite Resin Mix Tanks.

- E. The Respondent reported unauthorized discharges. Specifically, CN02 Carbon Adsorber System (EQT019) was permitted as the emissions control device for the Flowtite Hand Layup Area (EQT010) in Minor Source Air Permit No. 0840-00188-02; however, EQT019 has been out of service since December 2013. This is a violation of LAC 33:III.905 which states, "When facilities have been installed on a property, they shall be used and diligently maintained in proper working order whenever any emissions are being made which can be controlled by the facilities, even though the ambient air quality standards in affected areas are not exceeded." This is also a violation of La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, EQT019 was removed from the permit and the permit was modified to reflect that emissions from EQT010 are not controlled.
- F. The Respondent reported exceedances of the permit limits for EQT010. As mentioned above, EQT019 was permitted as the emissions control device for EQT010, but was taken out of service in December 2013. As the emissions from EQT010 were not controlled, in the 2015 reporting year the facility experienced volatile organic compounds (VOCs) emissions of 3.65 tons per year and styrene emissions of 3.64 tons per year from EQT010 with permit limits of 1.97 tons per year and 1.96 tons per year, respectively. The VOCs exceedance is a violation of Minor Source Air Permit No. 0840-00188-02 Emission Rates for Criteria Pollutants, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). The styrene exceedance is a violation of Minor Source Air Permit No. 0840-00188-02 Emission Rates for TAP/HAP & Other Pollutants, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, the permit was modified authorizing 5.27 tons per year of VOCs and 5.27 tons per year of styrene for EQT010.
- G. The Respondent reported a failure to operate according to the permit. Specifically, particulate emissions from PC01 Pipe Cutting and Grinding (ARE009) were proposed to be controlled by water suppression as authorized in Minor Source Air Permit No. 0840-00188-02; however, with the exception of one (1) saw, water controls were discontinued and baghouses were installed to control the emissions in 2008. This failure to operate according to the permit is a violation of Minor Source Air Permit

No. 0840-00188-02, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, the permit was updated to reflect current operations at the facility.

- H. The Respondent reported failures to submit a permit application and receive approval from the permitting authority prior to the construction, modification, and/or operation of facilities. Specifically, in 2008 the Respondent installed BH01 E-1 Winder Saw Baghouse, BH02 Coupling and Milling Area Baghouse, BH03 Outside Calibrations Area Baghouse and BH04 Gasket Groove Cutting Baghouse without receiving approval from the permitting authority. Each permitting failure is a violation of LAC 33:III.501.C.1, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, the permit was modified to include the equipment as emissions points EQT0025, EQT0026, EQT0027 and EQT0028, respectively.
- I. The Respondent reported a failure to submit a permit application and receive approval from the permitting authority prior to the construction, modification, and/or operation of facilities. Specifically, the Respondent installed FT09 Liner Resin Mix Tank T-6104 without receiving approval from the permitting authority. This permitting failure is a violation of LAC 33:III.501.C.1, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, the permit was modified to include the tank as emissions point EQT0029.
- J. The Respondent reported operation of equipment without a permit. Specifically, the Respondent operated FT09 Liner Resin Mix Tank T-6104 without a permit. This instance of operating without a permit is a violation of LAC 33:III.501.C.2, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, the permit was modified to include the tank as emissions point EQT0029.
- K. The Respondent reported a failure to submit a permit application and receive approval from the permitting authority prior to the construction, modification, and/or operation of facilities. Specifically, emissions from SPC01 Scrap Pipe Cutting were not included in the permit. The failure to permit this activity is a violation of LAC 33:III.501.C.1, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, the permit was modified to include the activity as emissions point ARE0011.

- L. The Respondent reported operation of an activity without a permit. Specifically, the Respondent operated SPC01 Scrap Pipe Cutting without a permit. This instance of operating without a permit is a violation of LAC 33:III.501.C.2, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). With the issuance of Minor Source Air Permit No. 0840-00188-03 on June 27, 2016, the permit was modified to include the activity as emissions point ARE0011.

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, proper recordkeeping, operating according to the permit, and receiving authorization prior to installing and operating equipment.

II.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a written report that provides the installation date and beginning operation date for EQT0029 as mentioned above in Findings of Fact subparagraphs II.J and II.K.

III.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a written report that provides speciated emissions estimates for the breathing losses mentioned above in Findings of Fact subparagraph II.C.

IV.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a written report that provides actual emissions from EQT010 for the 2014 reporting year, particularly VOCs and styrene emissions.

V.

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-16-00950**
Agency Interest No. 96336

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-16-00950**
Agency Interest No. 96336

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.

The **NOTICE OF POTENTIAL PENALTY** will not be closed if the Respondent owes outstanding fees to the Department. Please contact the Financial Services Division at 225-219-3865 or via email at _DEQ-WWWFinancialServices@la.gov to determine if you owe outstanding fees.

VI.

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


Baton Rouge, Louisiana, this 20th day of January, 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 POST OFFICE BOX 4312 BATON ROUGE, LOUISIANA 70821-4312		CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY REQUEST TO CLOSE		
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Enforcement Tracking No.	AE-CN-16-00950	Contact Name	Richard LeBlanc
Agency Interest (AI) No.	96336	Contact Phone No.	225-219-3165
Alternate ID No.	0840-00188		
Respondent:	U.S. Composite Pipe South, L.L.C.	Facility Name:	Flowtite Baton Rouge Plant
	c/o Detlev Schlorke	Physical Location:	18585 Samuels Rd.
	Agent for Service of Process		
	18585 Samuels Rd.	City, State, Zip:	Zachary, LA 70791
	Zachary, LA 70791	Parish:	East Baton Rouge

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) II, III, IV and V 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	
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	
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)

_____	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 33:1.Subpart1.Chapter7.
_____	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY («Tracking_»), the Respondent is interested in entering into settlement negotiations with the Department and would like to set up a meeting to discuss settlement procedures.
_____	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY («Tracking_»), 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)= \$_____ • <i>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.</i>
	The Respondent has reviewed the violations noted in NOTICE OF POTENTIAL PENALTY («Tracking_») 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: Richard LeBlanc