

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

EPIC PIPING, LLC

AI # 200504

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

* Settlement Tracking No.
* SA-HE-22-0025
*
* Enforcement Tracking No.
* HE-CN-20-00074
*
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*
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SETTLEMENT

The following Settlement is hereby agreed to between Epic Piping, 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 facility located in Livingston, Livingston Parish, Louisiana (“the Facility”).

II

On June 30, 2020, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement Tracking No. HE-CN-20-00074 (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 FIVE THOUSAND AND NO/100 DOLLARS (\$5,000.00), of which One Thousand Two Hundred Thirty-Five and 06/100 Dollars (\$1,235.06) 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), 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.

EPIC PIPING, LLC

BY: [Signature]
(Signature)

Kelly Garrido
(Printed)

TITLE: President of LA Fabrication

THUS DONE AND SIGNED in duplicate original before me this 29th day of June, 20 22, at Livingston, LA.

[Signature]
NOTARY PUBLIC (ID # 134381)



Erica McLin-Wilson
Notary Public
Notary ID No. 134381
Livingston Parish, Louisiana

(stamped or printed)

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

BY: [Signature]
Celena J. Cage, Assistant Secretary
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 6th day of September, 20 22, at Baton Rouge, Louisiana.

[Signature]
NOTARY PUBLIC (ID # 92503)
East Baton Rouge Parish
Notary ID # 92503
State of Louisiana
Notary Public
AMBER G. LITCHELD



(stamped or printed)

Approved: [Signature]
Celena J. Cage, Assistant Secretary



JOHN BEL EDWARDS
GOVERNOR

CHUCK CARR BROWN, PH.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

JUN 30 2020

CERTIFIED MAIL (7017 1640 0001 2617 2625)
RETURN RECEIPT REQUESTED

EPIC PIPING, LLC
c/o C T Corporation System
Agent for Service of Process
3867 Plaza Tower Drive
Baton Rouge, LA 70816

**RE: CONSOLIDATED COMPLIANCE ORDER
& NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. HE-CN-20-00074
AGENCY INTEREST NO. 200504**

Dear Sir/Madam:

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 **EPIC PIPINGS 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 Amber Fowler at (225) 219-3069 or Amber.Fowler@la.gov.

Sincerely,

Celena J. Cage
Administrator
Enforcement Division

CJC/AMF/amf
Alt ID No. LAR000091777
Attachment



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

IN THE MATTER OF	*	
	*	
EPIC PIPING, LLC	*	ENFORCEMENT TRACKING NO.
LIVINGSTON PARISH	*	
ALT ID/NO. LAR000091777	*	HE-CN-20-00074
	*	
	*	AGENCY INTEREST NO.
PROCEEDINGS UNDER THE LOUISIANA	*	
ENVIRONMENTAL QUALITY ACT,	*	200504
La. R.S. 30:2001, ET SEQ.	*	

CONSOLIDATED
COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **EPIC PIPING, 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 Epic Piping, LLC, located at 28445 South Frost Road in Livingston, Livingston Parish, Louisiana. The facility fabricates piping, pipe spools, and other piping components for a variety of industrial applications. Operational activities include welding, metal cutting, abrasive blasting, and surface coating. The Respondent notified the Department as a Large Quantity Generator of hazardous waste on a Hazardous Waste Notification (HW-1) Form signed on or about February 13, 2017, and operates under the EPA identification number LAR000091777.

II.

On or about September 18, 2018, 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 label containers storing hazardous waste with the date upon which each period of accumulation began, in violation of LAC 33:V.1109.E.1.c. Specifically, at the time of the inspection, the Department observed one (1) fifty-five (55) gallon drum of hazardous waste (D001, D005, D006, D007, D008, D035, F003, and F005) in the facility's paint shop and five (5) fifty-five (55) gallon drums of hazardous waste (D001, D005, D006, D007, D008, D035, F003, and F005) outside the south entrance of the facility's paint shop in the facility's solvent recovery unit. It was determined that all the drums contain spent solvent and unused paint waste (D001, D005, D006, D007, D008, D035, F003, and F005). The drum inside the paint shop and one (1) of the drums in the solvent recovery unit were not marked with the accumulation start date.
- B. The Respondent failed to label containers storing hazardous waste with the words "Hazardous Waste," in violation of LAC 33:V.1109.E.1.d. Specifically, the drum containing hazardous waste (D001, D005, D006, D007, D008, D035, F003, and F005) located in the paint shop and five (5) of the drums containing hazardous waste (D001, D005, D006, D007, D008, D035, F003, and F005) located in the solvent recovery unit were not labelled with the words "Hazardous Waste."
- C. The Respondent failed to keep containers holding hazardous waste closed at all times during storage, 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, four (4) fifty-five (55) gallon drums of hazardous waste (D001, D005, D006, D007, D008, D035, F003, and F005) located in the solvent recovery unit were not closed and waste was not actively being added or removed at the time of the inspection. The lids on two (2) of the drums had a visible space between the drum lid and the top of the drum and all four (4) drums has no drum ring around the drum lids.
- D. The Respondent failed to conduct weekly inspections of hazardous waste containers in accordance with LAC 33:V.2109.A, in violation of LAC 33:V.1109.E.1.a.i. Specifically, the facility could not provide weekly hazardous waste container inspection reports from approximately October 31, 2016, through March 3, 2017, and

- for the weeks of March 17, 2017, July 21, 2017, July 28, 2017, August 4, 2017, September 1, 2017, January 19, 2018, and March 16, 2018.
- E. The Respondent failed to keep a copy of the initial Land Disposal Restriction (LDR) Notification to the treatment, storage, or disposal (TSD) facility for the hazardous waste at the facility, in accordance with LAC 33:V.2245.B, in violation of LAC 33:V.1109.E.1.e. Specifically, at the time of the September 18, 2018 inspection, the Respondent was not able to provide a copy of the initial LDR Notification for the hazardous waste (D001, D005, D006, D007, D008, and D035) on manifest 017542999 JJK, signed by the generator on March 6, 2018.
 - F. The Respondent failed to include hazardous waste codes and whether the hazardous waste was subject to the LDRs on the initial LDR Notification, in accordance with LAC 33:V.2245.B, in violation of LAC 33:V.1109.E.1.e. Specifically, the initial LDR Notification for the hazardous waste on manifest 010245636 FLE, signed by the generator on October 31, 2016, did not include hazardous waste codes and whether the waste was subject to the LDRs.
 - G. The Respondent failed to keep a copy of each manifest signed by the designated TSD facility on site for three (3) years from the date the waste was accepted by the initial transporter, in accordance with LAC 33:V.1107.D.1, in violation of LAC 33:V.1111.A.1. Specifically, at the time of the September 18, 2018 inspection, the facility was not able to provide a signed copy from the designated TSD facility for hazardous waste manifest 011586742 FLE, signed by the generator on December 11, 2017. In a response to the inspection on or about September 24, 2018, the facility provided a copy of this manifest with a signature from the designated facility to the Department.
 - H. The Respondent failed to clearly label containers used to store used oil with the words "Used Oil," in violation of LAC 33:V.4013.D.1. Specifically, at the time of the September 18, 2018 inspection, two (2) fifty-five (55) gallon drums containing used oil were not labelled with the words "Used Oil." On or about September 24, 2018, a representative of the Respondent labelled the drums "Used Oil" and provided a photograph of the labeled drums to the Department.

- I. The Respondent failed to describe, in the hazardous waste contingency plan, arrangements agreed to by local police departments, fire departments, hospitals, contractors, and state and local emergency response teams to coordinate emergency services, in accordance with LAC 33:V.1513.B.3, in violation of LAC 33:V.1109.E.1.e. In a response received on or about October 3, 2018, the Respondent provided copies of letters to a local fire department, police department, hospital, and the Livingston Parish Office of Homeland Security and Emergency Preparedness (LOHSEP) regarding the facility's hazardous waste contingency plan.
- J. The Respondent failed to submit copies of the hazardous waste contingency plan to all local police departments, fire departments, hospitals, contractors, and state and local emergency response teams that may be called upon to provide emergency services, in accordance with LAC 33:V.1513.C.2, in violation of LAC 33:V.1109.E.1.e. In a response received on or about October 3, 2018, the Respondent provided copies of letters to a local fire department, police department, hospital, and the Livingston Parish Office of Homeland Security and Emergency Preparedness (LOHSEP) regarding the facility's hazardous waste contingency plan.
- K. The Respondent failed to clean up spilled hazardous waste in a timely manner, in violation of LAC 33:V.1121.A. Specifically, at the time of the September 18, 2018 inspection, dried paint waste was observed on the grating in the facility's solvent recovery unit near the five (5) fifty-five (55) gallon drums of paint related hazardous waste (D001, D005, D006, D007, D008, D035, F003, and F005). At the time of the inspection, the facility representatives were made aware of this spill of hazardous waste. The hazardous waste is a liquid when generated, but the spilled hazardous waste was dry, indicating the spill was not recent.

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 Regulations.

II.

To label, immediately upon receipt of this **COMPLIANCE ORDER**, all hazardous waste containers with an accumulation start date, as specified in LAC 33:V.1109.E.1.c, and submit documentation to the Enforcement Division, within thirty (30) days of receipt of this **COMPLIANCE ORDER**.

III.

To label, immediately upon receipt of this **COMPLIANCE ORDER**, all hazardous waste containers with the words "Hazardous Waste," as specified in LAC 33:V.1109.E.1.d, and submit documentation to the Enforcement Division, within thirty (30) days of receipt of this **COMPLIANCE ORDER**.

IV.

To secure and seal, immediately upon receipt of this **COMPLIANCE ORDER**, all hazardous waste containers, as specified in LAC 33:V.1109.E.1.a.i, and submit documentation to the Enforcement Division, within thirty (30) days of this **COMPLIANCE ORDER**.

V.

To institute, immediately upon receipt of this **COMPLIANCE ORDER**, procedures to ensure weekly inspections of hazardous waste containers are conducted, as specified in LAC 33:V.2109.A, in accordance with LAC 33:V.1109.E.1.a.i. The Respondent shall also ensure that all records, including weekly hazardous waste container inspection reports, are maintained at the facility for a minimum of three (3) years and are made available at all reasonable times for inspection, as specified in LAC 33:V.1529.B, in accordance with LAC 33:V.1109.E.1.a.i.

VI.

To obtain and store at the facility, immediately upon receipt of this **COMPLIANCE ORDER**, copies of all initial Land Disposal Restriction (LDR) Notifications, including the initial LDR Notification for the hazardous waste on manifest 01742999 JJK, in accordance with LAC 33:V.2245.B.

VII.

To, within seven (7) days upon receipt of this **COMPLIANCE ORDER**, submit an updated initial Land Disposal Restriction (LDR) Notification to the treatment, storage, or disposal (TSD) facility, including hazardous waste codes and whether the hazardous waste is subject to the LDRs for the initial LDR Notification for the hazardous waste on manifest 010245636 FLE, as specified in LAC 33:V.2245.B.

VIII.

To clean up, immediately upon receipt of this **COMPLIANCE ORDER**, all hazardous waste spills within a timely manner, as specified in LAC 33:V.1121.A.

IX.

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 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: Amber Fowler
Re: Enforcement Tracking No. HE-CN-20-00074
Agency Interest No. 200504

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. HE-CN-20-00074
Agency Interest No. 200504

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 Amber Fowler at (225) 219-3069 or Amber.Fowler@la.gov 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.

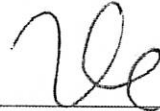
The Department assesses civil penalties based on LAC 33:I.Subpart1.Chapter7. To expedite closure of this **NOTICE OF POTENTIAL PENALTY** portion, the Respondent may offer a settlement amount to resolve any claim for civil penalties for the violation(s) described herein. The Respondent may offer a settlement 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 30th day of June, 2020.



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: Amber Fowler



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.	HE-CN-20-00074	Contact Name	Amber Fowler
Agency Interest (AI) No.	200504	Contact Phone No.	(225) 219-3069
Alternate ID No.	LAR000091777		
Respondent:	Epic Piping, LLC	Facility Name:	Epic Piping, LLC
	c/o C T Corporation System	Physical Location:	28445 South Frost Road
	Agent for Service of Process		
	3867 Plaza Tower Dr.	City, State, Zip:	Livingston, LA 70754
	Baton Rouge, LA 70816	Parish:	Livingston

STATEMENT OF COMPLIANCE

STATEMENT OF COMPLIANCE	Date Completed	Copy Attached?
A written report was submitted in accordance with Paragraph X of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 7 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph 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 (HE-CN-20-00074), 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 (HE-CN-20-00074), 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 (HE-CN-20-00074) 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: Amber Fowler		