

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

**THE WILLAMETTE VALLEY
COMPANY LLC**

AI # 11288

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

* **Settlement Tracking No.**
* **SA-MM-25-0013**
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* **Enforcement Tracking No.**
* **MM-PP-23-00310**
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SETTLEMENT AGREEMENT

The following Settlement Agreement is hereby agreed to between The Willamette Valley Company 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 solvent adhesive, wood putty, coatings, and urethane products manufacturing facility located in Pineville, Rapides Parish, Louisiana (“the Facility”).

II

On July 27, 2023, the Department issued to Respondent a Notice of Potential Penalty, Enforcement Tracking No. MM-PP-23-00310 (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 EIGHTEEN THOUSAND FIVE HUNDRED FIFTY AND NO/100 DOLLARS (\$18,550.00), of which Two Thousand Nine Hundred Nine and 56/100 Dollars (\$2,909.56) represents the Department's enforcement costs, in settlement of the claims set forth in this Settlement 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 Notice of Potential Penalty and this Settlement Agreement 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 Settlement 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 Settlement Agreement in any action by the Department to enforce this Settlement Agreement.

VII

This Settlement Agreement 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 Agreement, 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 Agreement 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 Agreement 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 thirty (30) days from notice of the Secretary's signature. If payment is not received within that time, this Settlement Agreement is voidable at the option of the Department. The Respondent shall provide its tax identification number when submitting payment. 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 attached hereto.

XI

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

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.

**THE WILLAMETTE VALLEY
COMPANY LLC**

BY: _____
(Signature)

(Printed)

TITLE: _____

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

NOTARY PUBLIC (ID # _____)

(stamped or printed)


**LOUISIANA DEPARTMENT OF
ENVIRONMENTAL QUALITY**
Aurelia S. Giacometto, Secretary

BY: _____
Jerrie "Jerry" Lang, Assistant Secretary
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this _____ day of
_____, 20 _____, at Baton Rouge, Louisiana.

NOTARY PUBLIC (ID # _____)

(stamped or printed)

Approved: 

Jerrie "Jerry" Lang, Assistant Secretary

JOHN BEL EDWARDS
GOVERNOR

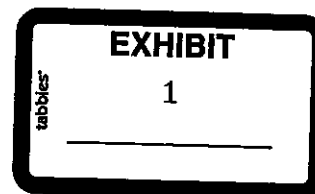


ROGER W. GINGLES
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

JUL 27 2023

CERTIFIED MAIL (7022 2410 0001 1710 3531)
RETURN RECEIPT REQUESTED



THE WILLAMETTE VALLEY COMPANY LLC
c/o C T Corporation System
Agent for Service of Process
3867 Plaza Tower Drive
Baton Rouge, LA 70816

**RE: NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. MM-PP-23-00310
AGENCY INTEREST NO. 11288**

Dear Sir or Madam:

On or about December 1, 2022 an inspection and subsequent file reviews on May 5, 2023 and June 6, 2023 of **THE WILLAMETTE VALLEY COMPANY LLC**, a solvent adhesive, wood putty, coatings, and urethane products manufacturing facility, owned and/or operated by **THE WILLAMETTE VALLEY COMPANY LLC (RESPONDENT)**, were performed to determine the degree of compliance with the Louisiana Environmental Quality Act (the Act) and the Hazardous Waste and Air Quality Regulations. The facility is located at 100 Dixie Mae Drive in Pineville, Rapides Parish, Louisiana. The Respondent is a Large Quantity Generator (LQG) of hazardous waste and operates under EPA identification number LAD985174416.

The Louisiana Department of Environmental Quality (the Department) issued Warning Letter MM-L-23-00310 to the Respondent on or about April 28, 2023, for violations noted during the December 1, 2022 inspection. A representative of the Respondent submitted responses to Warning Letter MM-L-23-00310 dated June 9, 2023.

While the investigation by the Department is not yet complete, the following violations were noted during the course of the inspection and subsequent file reviews:

- A. The Respondent failed to keep satellite accumulation containers of hazardous waste closed during accumulation, except when necessary to add or remove hazardous waste, in violation of LAC 33:V.1011.A.4.a. Specifically,

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- i. One (1) 55-gallon drum storing hazardous waste mixed purge flammable tubes (D001, D035, and F005) located inside the Building 1 batch room was not closed and no employees were working in the batch room at the time of this inspection. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017272SKS documenting that the drum was shipped out for disposal on December 16, 2022.
 - ii. One (1) 55-gallon drum storing hazardous waste acetone line purge (D001, D035, F003, and F005) located inside the Building 1 batch room was not closed, not labeled, and no employees were working in the batch room at the time of this inspection. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017272SKS documenting that the drum was shipped out for disposal on December 16, 2022.
- B. The Respondent failed to mark or label satellite accumulation containers holding hazardous waste with the words "Hazardous Waste," and with an indication of the hazards of the contents in violation of LAC 33:V.1011.A.5.a and b. Specifically,
 - i. Two (2) 55-gallon drums storing hazardous waste mixed purge (D001, D035, and F005) and shoe goo (D001, D035, F002, and F005) located inside the Building 1 batch room were not labeled "Hazardous Waste" nor with an indication of the hazards of the contents. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifests 008017271SKS and 008017272SKS documenting that the two (2) drums were shipped out for disposal on December 16, 2022.
 - ii. One (1) 55-gallon drum storing hazardous waste acetone line purge (D001, D035, F003, and F005) located inside the Building 1 batch room were not labeled "Hazardous Waste" nor with an indication of the hazards of the contents. A representative of the Respondent identified the material stored in the drum as hazardous waste acetone line purge (D001, D035, F003, and F005) during the inspection. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017272SKS documenting that the drum was shipped out for disposal on December 16, 2022.
- C. The Respondent failed to remove nonacute hazardous waste in excess of 55 gallons from the satellite accumulation area within three consecutive calendar days and comply with the applicable central accumulation area regulations, in violation of LAC 33:V.1011.A.6. Specifically, the Respondent accumulated eight (8) 55-gallon drums of hazardous waste acetone line purge (D001, D035, F003, and F005) in the satellite accumulation area located inside the Building 1 batch room and failed to remove the excess seven (7) 55-gallon drums storing hazardous waste acetone line purge. According to the batch room supervisor, the eight (8) drums were generated before his employment (November 29, 2021). A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy

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of Manifest 008017272SKS documenting that the eight (8) drums were shipped out for disposal on December 16, 2022.

- D. The Respondent failed to mark or label containers accumulating hazardous waste with the words "Hazardous Waste" and with an indication of the hazards of the contents, in violation of LAC 33:V.1015.B.5.a.i and ii. Specifically,
- i. Five (5) greater than 275-gallon totes storing hazardous waste (D035 and U159) located outside of Building 1 near the Central Accumulation Area (CAA) were not labeled "Hazardous Waste" nor with an indication of the hazards of the contents. On or about December 8, 2022, a representative of the Respondent emailed the Department the waste profile, Safety Data Sheet, and photo of the totes labeled, dated, and relocated to the CAA. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of the facility's invoice and a copy of Manifest 008017284SKS documenting that the five (5) totes were shipped out for disposal on December 21, 2022.
 - ii. Two (2) 55-gallon drums storing tetrachloroethylene E-6100 related hazardous waste (D039) located in Building 1 near the batch room entrance were not labeled "Hazardous Waste" nor with an indication of the hazards of the contents. On or about December 8, 2022, a representative of the Respondent emailed the Department photos of the two (2) 55-gallon drums placed in salvage drums, labeled, dated, and relocated to the CAA. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017271SKS documenting that the two (2) drums were shipped out for disposal on December 16, 2022.
 - iii. One (1) 350-gallon tote storing tetrachloroethylene E-6100 related hazardous waste (D039) located in the Building 1 batch room was not labeled "Hazardous Waste" nor with an indication of the hazards of the contents. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017271SKS documenting that the tote was shipped out for disposal on December 16, 2022.
 - iv. Seven (7) 55-gallon drums storing hazardous waste acetone line purge (D001, D035, F003, and F005) located inside the Building 1 batch room were not labeled "Hazardous Waste". One (1) of the seven (7) drums were not labeled with the hazards of the contents. A representative of the Respondent identified the material stored in the drums as hazardous waste acetone line purge (D001, D035, F003, and F005) during the inspection. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017272SKS documenting that the seven (7) drums were shipped out for disposal on December 16, 2022.
 - v. Six (6) 350-gallon totes storing tetrachloroethylene E-6100 related hazardous waste (D039) located in the Building 3 batch room were not labeled "Hazardous Waste" nor with an indication of the hazards of the contents. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017271SKS documenting that the totes were shipped out for disposal on December 16, 2022.

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- E. The Respondent failed to mark or label containers accumulating hazardous waste with the date upon which each period of accumulation began, in violation of LAC 33:V.1015.B.5.b. Specifically,
- i. Five (5) greater than 275-gallon totes storing hazardous waste (D035 and U159) located outside of Building 1 near the CAA were not marked with the accumulation start date. According to a representative of the Respondent, the waste was generated a few months prior to the inspection. On or about December 8, 2022, a representative of the Respondent emailed the Department the waste profile, Safety Data Sheet, and photo of the totes labeled, dated, and relocated to the CAA. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of the facility's invoice and a copy of Manifest 008017284SKS documenting that the five (5) totes were shipped out for disposal on December 21, 2022.
 - ii. One (1) 350-gallon tote storing tetrachloroethylene E-6100 related hazardous waste (D039) located in the Building 1 batch room was not marked with the accumulation start date. According to a representative of the Respondent, the waste was generated more than three (3) days prior to the inspection. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017271SKS documenting that the tote was shipped out for disposal on December 16, 2022.
 - iii. Seven (7) 55-gallon drums storing hazardous waste acetone line purge (D001, D035, F003, and F005) located inside the Building 1 batch room were not marked with the accumulation start date. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017272SKS documenting that the seven (7) drums were shipped out for disposal on December 16, 2022.
 - iv. Six (6) 350-gallon totes storing tetrachloroethylene E-6100 related hazardous waste (D039) located in the Building 3 batch room were not marked with the accumulation start date. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017271SKS documenting that the totes were shipped out for disposal on December 16, 2022.
- F. The Respondent failed to keep hazardous waste containers closed during accumulation, except when necessary to add or remove hazardous waste, in violation of LAC 33:V.1015.B.1.d.i. Specifically,
- i. One (1) greater than 275-gallon tote storing hazardous waste (D035 and U159) located outside of Building 1 near the CAA was open and no waste was being added or removed at the time of the inspection. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of the facility's invoice and a copy of Manifest 008017284SKS documenting that the tote was shipped out for disposal on December 21, 2022.

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- ii. Two (2) 55-gallon drums storing hazardous waste (D039) located in Building 1 near the batch room entrance were open and no waste was being added or removed at the time of the inspection. No employees were working in the area at the time of this inspection. On or about December 8, 2022, a representative of the Respondent emailed the Department photos of the two (2) 55-gallon drums placed in salvage drums, labeled, dated, and relocated to the CAA. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017271SKS documenting that the two (2) drums were shipped out for disposal on December 16, 2022.
 - iii. One (1) 350-gallon tote storing hazardous waste (D039) located in the Building 1 batch room was open and no employees were adding or removing waste at the time of this inspection. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017271SKS documenting that the tote was shipped out for disposal on December 16, 2022.
- G. The Respondent stored hazardous waste in excess of one (1) year, in violation of LAC 33:V.2205.B and LAC 33:V.303.B. Specifically, the Respondent stored seven (7) 55-gallon drums of hazardous waste acetone purge/putty (D001, D035, F003, and F005) inside the Building 1 batch room for more than a year without interim status or a standard permit. The batch room supervisor stated that the seven (7) drums were generated before his employment (November 29, 2021). A file review conducted at the time of the inspection revealed the Respondent had not submitted a storage extension request to the Department. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017272SKS documenting that the seven (7) drums were shipped out for disposal on December 16, 2022. The response also provided documentation detailing that the batch room supervisor was hired as technician in December 2020 for batch room and became the active supervisor in the batch room on July 10, 2022.
- H. The Respondent caused and/or allowed storage of hazardous waste without interim status or a standard permit, in violation of LAC 33:V.303.B. Specifically, the Respondent stored two (2) 55-gallon drums of flammable/nonflammable adhesive (D001, D035, D039, F002, and F005) inside the Building 3 batch room for over eleven (11) months without interim status or a standard permit. The drums were labeled with an accumulation start date of December 15, 2021. A file review conducted at the time of the inspection revealed the Respondent had not submitted a storage extension request to the Department. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of Manifest 008017271SKS documenting that the two (2) drums were shipped out for disposal on December 16, 2022.
- I. The Respondent failed to notify the Office of Environmental Services within seven (7) days when information submitted in the notification of hazardous waste activity changed, in violation of LAC 33:V.1017.A. Specifically, the Respondent's current

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Hazardous Waste Notification Form (HW-1) dated March 22, 2021 and previous HW-1 Notification Form received by the Department on January 2, 2019 were reviewed during this inspection. The review revealed that both notifications indicated that the facility generates the following regulated hazardous waste codes: D001, D002, D035, D039, F002, F003, and F005. Waste manifest number 006686279 SKS dated August 9, 2019 and waste manifest number 007050411 SKS dated December 30, 2019 indicated that hazardous waste codes D018 and D022 were generated; however, they were not listed on either notification form. On or about May 5, 2023, the Department conducted a subsequent file review that revealed that the Respondent generated 1,113 pounds of hazardous waste code D018 in 2020 per the Respondent's 2020 Annual Hazardous Waste Report and 28 pounds of hazardous waste code D022 in 2022 per the Respondent's 2022 Annual Hazardous Waste Report. The December 1, 2022 inspection revealed the Respondent generated hazardous waste code U159 in 2022; however, this regulated waste code was not included on the 2022 Annual Hazardous Waste Report. A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, that included a copy of the facility's updated HW-1 Notification Form, that was received by the Department on June 8, 2023, which included hazardous waste codes D018, D022, and U159.

- J. The Respondent failed to ensure that containers of volatile organic compounds (VOCs) were closed and the contents were not allowed to evaporate. Specifically, during the December 1, 2022, inspection, the inspector observed the following: outside Building 1, near the central accumulation area (CAA), one (1) of the seven (7) totes containing methyl ethyl ketone (MEK) was left open, allowing the contents to evaporate; inside Building 1, one (1) 55-gallon drum labeled "glycol ether" was observed to be open and not in use, thus allowing the contents to evaporate. The failure to ensure that containers of VOCs were closed and the contents were not allowed to evaporate is a violation of LAC 33:III.2113.A.2, La. R.S. 30:2057(A)(1), and La. R.S. 30:2057(A)(2). A representative of the Respondent submitted a response to Warning Letter MM-L-23-00310 dated June 9, 2023, which reported the following corrective actions: containers of VOCs are now closed and remain closed unless in immediate use, the Air Quality Housekeeping Plan has been revised to include sections on container closure and management of containers, and training has been conducted on the revised housekeeping plan.

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.

Prior to the issuance of any additional appropriate enforcement action, 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 Amy Mack (225) 219-3069 or Amy.Mack@la.gov within ten (10) days of receipt of this NOTICE OF POTENTIAL PENALTY.

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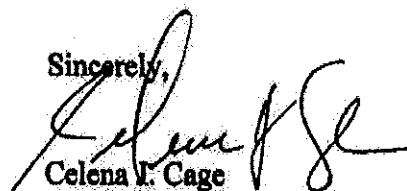
The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance in order to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement along with a statement of the monetary benefits of noncompliance for the cited violations 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 this 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.

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

The Department assesses civil penalties based on LAC 33:I.Subpart1.Chapter 7. To expedite closure of this **NOTICE OF POTENTIAL PENALTY**, 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 "**NOTICE OF POTENTIAL PENALTY REQUEST TO SETTLE**" form. The Respondent may submit the settlement offer within one hundred and eighty (180) days of receipt of this **NOTICE OF POTENTIAL PENALTY**. 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.

To reduce document handling, please refer to the Enforcement Tracking Number and Agency Interest Number on the front of this document on all correspondence in response to this action.

Sincerely,



Celena T. Cage
Assistant Secretary

Office of Environmental Compliance

CJC/ARM/jbm
Alt ID No. LAD985174416

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c: The Willamette Valley Company LLC
c/o Derek Descant, Director of Safety & Health
100 Dixie Mae Drive
Pineville, LA 71360

The Willamette Valley Company LLC
c/o Sarah France, Director of Regulatory Affairs
100 Dixie Mae Drive
Pineville, LA 71360

**LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE**
ENFORCEMENT DIVISION
POST OFFICE BOX 4312
BATON ROUGE, LOUISIANA 70821-4312
**NOTICE OF POTENTIAL PENALTY
REQUEST TO SETTLE (OPTIONAL)**


Enforcement Tracking No.	MM-PP-23-00310	Contact Name	Amy Mack
Agency Interest (AI) No.	11288	Contact Phone No.	(225) 219-3069
Alternate ID No.	LAD985174416		
Respondent:	The Willamette Valley Company LLC c/o CT Corporation System Agent for Service of Process 3867 Plaza Tower Drive Baton Rouge, LA 70816	Facility Name:	The Willamette Valley Company LLC
		Physical Location:	100 Dixie Mae Drive
		City, State, Zip:	Pineville, LA 71360
		Parish:	Rapides

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 33:1.Subpart1.Chapter7.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (MM-PP-23-00310), 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"/>	The Respondent may submit the settlement offer within one hundred and eighty (180) days of receipt of this NOTICE OF POTENTIAL PENALTY (MM-PP-23-00310).
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (MM-PP-23-00310), 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-PP-23-00310) 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: Amy Mack