

EXECUTIVE SUMMARY - ENFORCEMENT MATTER Page 1 of 2
DOCKET NO.: 2005-0031-PST-E TCEQ ID: RN101903813 CASE NO.: 23347
RESPONDENT NAME: SONAL ENTERPRISES INC. DBA STOP N JOY

ORDER TYPE:		
<input checked="" type="checkbox"/> 1660 AGREED ORDER	<input type="checkbox"/> FINDINGS AGREED ORDER	<input type="checkbox"/> FINDINGS ORDER FOLLOWING SOAH HEARING
<input type="checkbox"/> FINDINGS DEFAULT ORDER	<input type="checkbox"/> SHUTDOWN ORDER	<input type="checkbox"/> IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
<input type="checkbox"/> AMENDED ORDER	<input type="checkbox"/> EMERGENCY ORDER	

CASE TYPE:		
<input type="checkbox"/> AIR	<input type="checkbox"/> MULTI-MEDIA (check all that apply)	<input type="checkbox"/> INDUSTRIAL AND HAZARDOUS WASTE
<input type="checkbox"/> PUBLIC WATER SUPPLY	<input checked="" type="checkbox"/> PETROLEUM STORAGE TANKS	<input type="checkbox"/> OCCUPATIONAL CERTIFICATION
<input type="checkbox"/> WATER QUALITY	<input type="checkbox"/> SEWAGE SLUDGE	<input type="checkbox"/> UNDERGROUND INJECTION CONTROL
<input type="checkbox"/> MUNICIPAL SOLID WASTE	<input type="checkbox"/> RADIOACTIVE WASTE	<input type="checkbox"/> DRY CLEANER REGISTRATION

SITE WHERE VIOLATION(S) OCCURRED: 5214 Callaghan Road, Bexar County

TYPE OF OPERATION: Convenience store with retail sales of gasoline

SMALL BUSINESS: Yes No

OTHER SIGNIFICANT MATTERS: There are no complaints. There is no record of additional pending enforcement actions regarding this facility location.

INTERESTED PARTIES: No one other than the ED and the Respondent has expressed an interest in this matter.

COMMENTS RECEIVED: The *Texas Register* comment period expired on August 13, 2007. No comments were received.

CONTACTS AND MAILING LIST:
TCEQ Attorney: Ms. Jacquelyn Boutwell, Litigation Division, MC 175, (512) 239-5846
 Ms. Jennifer Cook, Litigation Division, MC 175, (512) 239-1873
TCEQ Enforcement Coordinator: Ms. Trina Grieco, Air Enforcement Section, MC R-13, (210) 403-4006
TCEQ Regional Contact: Ms. Nicole Bealle, Houston Regional Office, MC R-12, (713) 767-3623
Respondent: Mr. Hussein Esmail, President, Sonal Enterprises Inc. dba Stop N Joy, 5214 Callaghan Road, San Antonio, Texas 78228
Respondent's Attorney: Not represented by counsel on this enforcement matter.

VIOLATION SUMMARY CHART:

VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED
<p>Type of Investigation:</p> <p><input type="checkbox"/> Complaint <input type="checkbox"/> Routine <input type="checkbox"/> Enforcement Follow-up <input checked="" type="checkbox"/> Records Review</p> <p>Date of Complaints Relating to this Case: None</p> <p>Dates of Investigation Relating to this Case: July 30, 2004</p> <p>Date of NOV/NOE Relating to this Case: October 20, 2003(NOV) and December 9, 2004 (NOE)</p> <p>Background Facts:</p> <p>The Respondent signed the Agreed Order on April 25, 2007.</p> <p>The Respondent in this case does not owe any other penalties according to the Administrative Penalty Database Report.</p> <p>PST:</p> <p>Failed to demonstrate financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs [30 TEX. ADMIN. CODE § 37.815(a) and (b)].</p>	<p>Total Assessed: \$2,850</p> <p>Total Deferred: \$0</p> <p>SEP Conditional Offset: \$0</p> <p>Total Paid/Due to General Revenue: \$150/\$2,700</p> <p>The Respondent has paid \$150 of the administrative penalty. The remaining amount of \$2,700 shall be payable in 25 monthly payments of \$108 each.</p> <p>Site Compliance History Classification <input type="checkbox"/> High <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification <input type="checkbox"/> High <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Major Source: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Applicable Penalty Policy: September 2002</p>	<p>Corrective Actions Taken</p> <p>The Executive Director recognizes that the Respondent has obtained financial assurance on November 5, 2003.</p>



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision December 10, 2004

DATES	Assigned 13-Dec-2004	Screening 21-Dec-2004	Priority Due 11-Feb-2005	EPA Due
	PCW 28-Dec-2004			

RESPONDENT/FACILITY INFORMATION	
Respondent	Sonal Enterprises Inc. dba Stop N Joy
Reg. Ent. Ref. No.	RN101903813
Additional ID No(s)	Petroleum Storage Tank Facility ID No. 7106
Facility/Site Region	12-Houston <input checked="" type="checkbox"/> Major/Minor Source Minor Source <input checked="" type="checkbox"/>

CASE INFORMATION			
Enf./Case ID No.	23347	No. of Violations	1
Docket No.	2005-0031-PST-E	Order Type	1660 without deferral <input checked="" type="checkbox"/>
Case Priority	3	Enf. Coordinator	Trina Grieco
Media Program(s)	Petroleum Storage Tank <input checked="" type="checkbox"/>	EC's Team	Enforcement Team 4 <input checked="" type="checkbox"/>
Multi-Media			
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$10,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$3,000
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History	5% Enhancement	Subtotal 2, 3, & 7	\$150
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Notes The respondent received one NOV for the same violation at this facility on October 20, 2003.

Culpability	No <input checked="" type="checkbox"/> 0% Enhancement	Subtotal 4	\$0
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Notes The Respondent does not meet culpability criteria.

Good Faith Effort to Comply	10% Reduction	Subtotal 5	\$300
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	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		X
N/A		(mark with a small x)

Notes The Respondent achieved compliance on November 5, 2003.

Economic Benefit	0% Enhancement	Subtotal 6	\$0
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Total EB Amounts	\$2,048	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$1,950	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$2,850
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OTHER FACTORS AS JUSTICE MAY REQUIRE		Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes

Final Penalty Amount \$2,850

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$2,850
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DEFERRAL		Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes No deferral is offered since an NOV was issued for the same violation at this facility on October 20, 2003.

PAYABLE PENALTY	\$2,850
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Screening Date	21-Dec-2004	Docket No.	2005-0031-PST-E	PCW
Respondent	Sonal Enterprises Inc. dba Stop N Joy		Policy Revision 2 (September 2002)	
Case ID No.	23347	PCW Revision December 10, 2004		
Reg. Ent. Reference No.	RN101903813			
Additional ID No(s)	Petroleum Storage Tank Facility ID No. 7106			
Media [Statute]	Petroleum Storage Tank			
Enf. Coordinator	Trina Grieco			
Site Address	5214 Callaghan Road, San Antonio, Bexar County			

Compliance History Worksheet

>> **Compliance History Site Enhancement (Subtotal 2)**

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action <i>(number of NOVs meeting criteria)</i>	1	5%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability <i>(number of orders meeting criteria)</i>	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government <i>(number of judgements or consent decrees meeting criteria)</i>	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government <i>(number of counts)</i>	0	0%
Emissions	Chronic excessive emissions events <i>(number of events)</i>	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 <i>(number of audits for which notices were)</i>	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 <i>(number of audits for which violations were disclosed)</i>	0	0%
<i>Please Enter Yes or No</i>			
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements.	No	0%

Adjustment Percentage (Subtotal 2) 5%

>> **Repeat Violator (Subtotal 3)**

No **Adjustment Percentage (Subtotal 3) 0%**

>> **Compliance History Person Classification (Subtotal 7)**

Average Performer **Adjustment Percentage (Subtotal 7) 0%**

>> **Compliance History Summary**

Compliance History Notes The respondent received one NOV for the same violation at this facility on October 20, 2003.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 5%

Screening Date	21-Dec-2004	Docket No.	2005-0031-PST-E	PCW
Respondent	Sonal Enterprises Inc. dba Stop N Joy		Policy Revision 2 (September 2002)	
Case ID No.	23347	PCW Revision December 10, 2004		
Reg. Ent. Reference No.	RN101903813			
Additional ID No(s)	Petroleum Storage Tank Facility ID No. 7106			
Media [Statute]	Petroleum Storage Tank			
Enf. Coordinator	Trina Grieco			
Violation Number	1			
Primary Rule Cite(s)	30 Tex. Admin. Code § 37.815 (a) and (b)			
Secondary Rule Cite(s)				
Violation Description	Failed to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental release arising from the operation of petroleum underground storage tanks (USTs).			
Base Penalty	\$10,000			

>> **Environmental, Property and Human Health Matrix**

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				
Potential				

OR

>> **Programmatic Matrix**

Falsification	Major	Moderate	Minor	Percent
	X			10%

Matrix Notes: Failure to demonstrate financial assurance for the USTs means that 100% of the rule requirement was not met.

Adjustment -\$9,000

Base Penalty Subtotal \$1,000

Violation Events

Number of Violation Events

mark only one use a small x	daily	<input type="text"/>
	monthly	<input type="text"/>
	quarterly	<input type="text"/>
	semiannual	<input type="text"/>
	annual	<input type="text"/>
	single event	<input checked="" type="checkbox"/>

Violation Base Penalty \$3,000

Three single events are recommended (one for each tank) based on the record review conducted on July 30, 2004.

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount <input type="text" value="\$2,048"/>	Violation Final Penalty Total <input type="text" value="\$2,850"/>
This violation Final Assessed Penalty (adjusted for limits) <input type="text" value="\$2,850"/>	

Economic Benefit Worksheet

Respondent: Sonal Enterprises Inc. dba Stop N Joy
Case ID No.: 23347
Reg. Ent. Reference No.: RN101903813
Additional ID No(s): Petroleum Storage Tank Facility ID No. 7106
Media [Statute]: Petroleum Storage Tank
Violation No.: 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

Avoided Costs							
ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)							
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]	\$1,950	04-Aug-2002	04-Aug-2003	1.0	\$98	\$1,950	\$2,048
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs

Estimated cost to provide financial assurance for the petroleum USTs for the 12 months preceding the date of the initial letter requesting such documents.

Approx. Cost of Compliance \$1,950

TOTAL \$2,048

Compliance History

Customer/Respondent/Owner-Operator:	CN601039977 Sonal Enterprises Inc.	Classification: AVERAGE	Rating: 0.600
Regulated Entity:	RN101903813 STOP N JOY	Classification: AVERAGE	Site Rating: 0.60
ID Number(s):	PETROLEUM STORAGE TANK REGISTRATION	REGISTRATION	7106
Location:	5214 CALLAGHAN RD, SAN ANTONIO, TX, 78228		Rating Date: 9/1/04 Repeat Violator: NO
TCEQ Region:	REGION 13 - SAN ANTONIO		
Date Compliance History Prepared:	December 20, 2004		
Agency Decision Requiring Compliance History:	Enforcement		
Compliance Period:	December 13, 1999 to December 13, 2004		

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Alta Champagne Phone: 713 767-3736

Site Compliance History Components

- | | |
|--|------------|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | <u>N/A</u> |
| 4. If Yes, who was/were the prior owner(s)? | <u>N/A</u> |
| 5. When did the change(s) in ownership occur? | <u>N/A</u> |
| 6. Comments: | |

Components (Multimedia) for the Site :

A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

N/A

B. Any criminal convictions of the state of Texas and the federal government.

N/A

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

- 1 10/20/2003 (279123)
- 2 12/03/2003 (256160)
- 3 01/21/2003 (20113)
- 4 01/28/2002 (IE0019105001001)
- 5 12/09/2004 (291946)

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

Date: 10/20/2003 (279123)

Self Report? NO

Classification: Moderate

Citation: 30 TAC Chapter 37, SubChapter I 37.815(a)[G]

30 TAC Chapter 37, SubChapter I 37.815(b)[G]

Description: Failure to provide acceptable financial assurance

F. Environmental audits.

N/A

G. Type of environmental management systems (EMSs).

N/A

H. Voluntary on-site compliance assessment dates.

N/A

I. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING SONAL
ENTERPRISES INC. DBA STOP N
JOY;
RN101903813

§
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BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

AGREED ORDER
DOCKET NO. 2005-0031-PST-E

I. JURISDICTION AND STIPULATIONS

At its _____ agenda, the Texas Commission on Environmental Quality ("Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Sonal Enterprises Inc. dba Stop N Joy ("Sonal Enterprises") under the authority of TEX. WATER CODE chs. 7 and 26, and 30 TEX. ADMIN. CODE chs. 37 and 70. The Executive Director of the TCEQ, represented by the Litigation Division, and Sonal Enterprises, appear before the Commission and together stipulate that:

1. Sonal Enterprises own and operate a convenience store with retail sales of gasoline located at 5214 Callaghan Road in San Antonio, Bexar County, Texas (the "Facility").
2. Sonal Enterprises' three underground storage tanks ("UST") are not exempt or excluded from regulation under the Texas Water Code or the rules of the Commission. Sonal Enterprises' three USTs contain a regulated petroleum substance as defined in the rules of the Commission.
3. This Agreed Order is entered into pursuant to TEX. WATER CODE §§ 7.051 and 7.070. The Commission has jurisdiction of this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. WATER CODE chs. 7 and 26 and the TCEQ rules.
4. The Commission and Sonal Enterprises agree that the Commission has jurisdiction to enter this Agreed Order, and that Sonal Enterprises is subject to the Commission's jurisdiction.
5. Sonal Enterprises received notice of the violations alleged in Section II ("Allegations") on or about December 14, 2004.

6. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Sonal Enterprises of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
7. An administrative penalty in the amount of two thousand eight hundred fifty dollars (\$2,850.00) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). Sonal Enterprises has paid one hundred fifty dollars (\$150.00) of the administrative penalty. The remaining amount of two thousand seven hundred dollars (\$2,700.00) of the administrative penalty shall be payable in 25 monthly payments of one hundred eight dollars (\$108.00) each. The next monthly payment shall be paid within 30 days after the effective date of this Agreed Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until paid in full. If Sonal Enterprises fails to timely and satisfactorily comply with the payment requirements of this Agreed Order, including the payment schedule, the Executive Director may, at his option, accelerate the maturity of the remaining installments, in which event the unpaid balance shall become immediately due and payable without demand or notice. In addition, the failure of Sonal Enterprises to meet the payment schedule of this Agreed Order constitutes the failure by Sonal Enterprises to timely and satisfactorily comply with all of the terms of this Agreed Order.
8. Any notice and procedures which might otherwise be authorized or required in this action are waived in the interest of a more timely resolution of the matter.
9. The Executive Director of the TCEQ and Sonal Enterprises have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
10. The Executive Director recognizes that Sonal enterprises obtained financial assurance on November 5, 2003.
11. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that Sonal Enterprises has not complied with one or more of the terms or conditions in this Agreed Order.
12. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
13. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

II. ALLEGATIONS

Sonal Enterprises, owner and operator of the Facility, is alleged to have violated 30 TEX. ADMIN. CODE § 37.815(a) and (b), for failing to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs during a record review conducted on July 30, 2004.

III. DENIALS

Sonal Enterprises generally denies each allegation in Section II ("Allegations").

IV. ORDER

1. It is, therefore, ordered by the TCEQ that Sonal Enterprises pay an administrative penalty as set forth in Section I, Paragraph 7 above. The payment of this administrative penalty and Sonal Enterprises' compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from considering requiring corrective action or penalties for violations which are not raised here. Administrative penalty payments shall be made payable to "Texas Commission on Environmental Quality" and shall be sent with the notation "Re: Sonal Enterprises Inc. dba Stop N Joy, Docket No. 2005-0031-PST-E" to:

Financial Administration Division, Revenues Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088

2. The provisions of this Agreed Order shall apply to and be binding upon Sonal Enterprises. Sonal Enterprises is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
3. If Sonal Enterprises fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Sonal Enterprises's failure to comply is not a violation of this Agreed Order. Sonal Enterprises shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Sonal Enterprises shall notify the Executive Director within seven days after Sonal Enterprises becomes

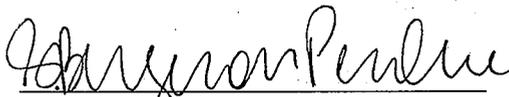
aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.

4. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by Sonal Enterprises shall be made in writing to the Executive Director. Extensions are not effective until Sonal Enterprises receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
5. This Agreed Order, issued by the Commission, shall not be admissible against Sonal Enterprises in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
6. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
7. Under 30 TEX. ADMIN. CODE § 70.10(b) and TEX. GOV'T CODE § 2001.142, the effective date of this Agreed Order is the date of hand-delivery of the Order to Sonal Enterprises, or three days after the date on which the Commission mails notice of the Order to Sonal Enterprises, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission



For the Executive Director

8/9/07

Date

I, the undersigned, have read and understand the attached Agreed Order. I represent that I am authorized to agree to the attached Agreed Order on behalf of the entity, if any, indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that my failure to comply with the Ordering Provisions, if any, in this order and/or Sonal Enterprises Inc. failure to timely pay the penalty amount, may result in:

- A negative impact on Sonal Enterprises Inc. compliance history;
- Greater scrutiny of any permit applications submitted by Sonal Enterprises Inc.;
- Referral of this case to the Attorney General's office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions against Sonal Enterprises Inc.;
- Automatic referral to the Attorney General's Office of any future enforcement actions against me; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.



Signature

4/25/07

Date

Hussein M. ESMAIL

Name (printed or typed)

President

Title

Authorized Representative

Sonal Enterprises Inc. dba Stop N Joy