

EXECUTIVE SUMMARY - ENFORCEMENT MATTER

Page 1 of 2

DOCKET NO.: 2006-1641-DCL-E TCEQ ID: RN103955944 and RN103955936 CASE NO.: 31173

RESPONDENT NAME: Naail Investments, Inc. dba Super Cleaners 1 and dba Super Cleaners 2

ORDER TYPE:

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

CASE TYPE:

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

SITE WHERE VIOLATION(S) OCCURRED: Super Cleaners 1, 13032 Nacogdoches Road, Suite 101 ("Facility 1") and Super Cleaners 2, 2814 Thousand Oaks Drive ("Facility 2"), San Antonio, Bexar County

TYPE OF OPERATION: Dry cleaning and/or drop station facility

SMALL BUSINESS: Yes No

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

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 January 29, 2007. No comments were received.

CONTACTS AND MAILING LIST:

TCEQ Attorney/SEP Coordinator: None

TCEQ Enforcement Coordinator: Mr. Samuel Short, Enforcement Division, Enforcement Section II, MC 219, (512) 239-5363; Mr. Steven Lopez, Enforcement Division, MC 219, (512) 239-1896

TCEQ Field Investigator: Mr. Craig Meppen, San Antonio Regional Office, MC R-13, (210) 403-4060

Respondent: Mr. J. Barolia, President, Naail Investments, Inc. dba Super Cleaners 1 and dba Super Cleaners 2, 13032 Nacogdoches Road, Suite 101, San Antonio, Texas, 78217

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: <input type="checkbox"/> Complaint <input checked="" type="checkbox"/> Routine <input type="checkbox"/> Enforcement Follow-up <input type="checkbox"/> Records Review</p> <p>Date of Complaint Relating to this Case: None</p> <p>Dates of Investigations Relating to this Case: June 6, 2006 and June 9, 2006</p> <p>Date of NOE Relating to this Case: August 29, 2006 (NOE)</p> <p>Background Facts: These were routine investigations. Two violations were documented.</p> <p>WASTE</p> <p>1) Failed to renew the registration by completing and submitting the required registration form to the TCEQ for Facility 1 [30 TEX. ADMIN. CODE § 337.11(e) and TEX. HEALTH & SAFETY CODE § 374.102].</p> <p>2) Failed to renew the registration by completing and submitting the required registration form to the TCEQ for Facility 2 [30 TEX. ADMIN. CODE § 337.11(e) and TEX. HEALTH & SAFETY CODE § 374.102].</p>	<p>Total Assessed: \$1,778</p> <p>Total Deferred: \$356 <input checked="" type="checkbox"/> Expedited Settlement <input type="checkbox"/> Financial Inability to Pay</p> <p>SEP Conditional Offset: \$0</p> <p>Total Paid to General Revenue: \$1,422</p> <p>Site Compliance History Classification: <input type="checkbox"/> High <input type="checkbox"/> Avg. <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification: <input type="checkbox"/> High <input type="checkbox"/> Avg. <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 Naail Investments submitted the required registration form to the TCEQ for the Facilities on May 10, 2006.</p>

Penalty Calculation Worksheet (PCW)
 Policy Revision 2 (September 2002) PCW Revision May 19, 2005

TCEQ

DATES	Assigned	03-Sep-2006		
	PCW	15-Sep-2006	Screening	13-Sep-2006
			EPA Due	

RESPONDENT/FACILITY INFORMATION	
Respondent	Naail Investments, Inc. dba Super Cleaners 1
Reg. Ent. Ref. No.	RN103955944
Facility/Site Region	13-San Antonio
Major/Minor Source	Minor Source

CASE INFORMATION			
Enf./Case ID No.	31173	No. of Violations	1
Docket No.	2006-1641-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Samuel Short
Multi-Media		EC's Team	Enforcement Team 4
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$1,185
---	------------	---------

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	0% Enhancement	Subtotals 2, 3, & 7	\$0
---------------------------	----------------	---------------------	-----

Notes: The respondent has not had any other enforcement actions within the last five years.

Culpability	No	0% Enhancement	Subtotal 4	\$0
--------------------	----	----------------	------------	-----

Notes: The respondent does not meet the culpability criteria.

Good Faith Effort to Comply	25% Reduction	Subtotal 5	-\$296
------------------------------------	---------------	------------	--------

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		(mark with a small x)

Notes: The respondent came into compliance on May 10, 2006, before the Notice of Enforcement was issued.

Economic Benefit	0% Enhancement*	Subtotal 6	\$0
-------------------------	-----------------	------------	-----

Total EB Amounts	\$9	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$889
-----------------------------	----------------	-------

OTHER FACTORS AS JUSTICE MAY REQUIRE	Adjustment	\$0
---	------------	-----

Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes:

Final Penalty Amount	\$889
-----------------------------	-------

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$889
-----------------------------------	------------------------	-------

DEFERRAL	20% Reduction	Adjustment	-\$178
-----------------	---------------	------------	--------

Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY	\$711
------------------------	-------

Screening Date	13-Sep-2006	Docket No.	2006-1641-DCL-E	PCW
Respondent	Naail Investments, Inc. dba Super Cleaners 1			<i>Policy Revision 2 (September 2002)</i>
Case ID No.	31173			<i>PCW Revision May 19, 2005</i>
Reg. Ent. Reference No.	RN103955944			
Media [Statute]	Drycleaner			
Enf. Coordinator	Samuel Short			

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>	0	0%
	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 disclosed)</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) 0%

>> Repeat Violator (Subtotal 3)

<input type="text" value="No"/>	Adjustment Percentage (Subtotal 3) 0%
---------------------------------	--

>> Compliance History Person Classification (Subtotal 7)

<input type="text" value="N/A"/>	Adjustment Percentage (Subtotal 7) 0%
----------------------------------	--

>> Compliance History Summary

Compliance History Notes	The respondent has not had any other enforcement actions within the last five years.
---------------------------------	--

Total Adjustment Percentage (Subtotals 2, 3, & 7) 0%

Screening Date	13-Sep-2006	Docket No.	2006-1641-DCL-E	PCW
Respondent	Naail Investments, Inc. dba Super Cleaners 1		<i>Policy Revision 2 (September 2002)</i>	
Case ID No.	31173	<i>PCW Revision May 19, 2005</i>		
Reg. Ent. Reference No.	RN103955944			
Media [Statute]	Drycleaner			
Enf. Coordinator	Samuel Short			
Violation Number	1			
Primary Rule Cite(s)	30 Tex. Admin. Code § 337.11(e)			
Secondary Rule Cite(s)	Tex. Health & Safety Code § 374.102			
Violation Description	The respondent failed to renew the facility's registration by completing and submitting the required registration form to the TCEQ for a dry cleaning and/or drop station facility.			
Base Penalty	\$50			

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

Harm				
Release	Major	Moderate	Minor	
Actual				Percent <input type="text"/>
Potential				

>> **Programmatic Matrix**

Falsification	Major	Moderate	Minor	
	X			Percent <input type="text" value="10%"/>
Matrix Notes	100% of the rule requirement was not met.			

Adjustment

Base Penalty Subtotal

Violation Events

Number of Violation Events

<i>mark only one use a small x</i>	daily	X
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	

Violation Base Penalty

Two hundred thirty-seven daily events are recommended from the September 1, 2005 deadline to the April 26, 2006 deadline established by the TCEQ letter dated March 24, 2006.

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount <input type="text" value="\$9"/>	Violation Final Penalty Total <input type="text" value="\$889"/>
This violation Final Assessed Penalty (adjusted for limits) <input type="text" value="\$889"/>	

Economic Benefit Worksheet

Respondent: Naail Investments, Inc. dba Super Cleaners 1
 Case ID No: 31173
 Reg. Ent. Reference No: RN103955944
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	One/Time Costs	EB Amount
------------------	-----------	---------------	------------	-----	----------------	----------------	-----------

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	\$250	01-Sep-2005	10-May-2006	0.7	\$9	n/a	\$9
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: The estimated cost to register a dry cleaning or drop station facility annually. The date required is the date that the completed registration form was due and the final date is the date the respondent came into compliance.

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]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs:

Approx. Cost of Compliance \$250 TOTAL \$9

Compliance History

Customer/Respondent/Owner-Operator:	CN602457517	Naail Investments, Inc.	Classification:	Rating:
Regulated Entity:	RN103955944	SUPER CLEANERS 1	Classification:	Site Rating:
ID Number(s):	INDUSTRIAL AND HAZARDOUS WASTE GENERATION		EPA ID	TXR000075630
Location:	13032 NACOGDOCHES RD STE 101, SAN ANTONIO, TX, 78217		Rating Date: September 01 06	Repeat Violator: NO
TCEQ Region:	REGION 13 - SAN ANTONIO			
Date Compliance History Prepared:	September 18, 2006			
Agency Decision Requiring Compliance History:	Enforcement			
Compliance Period:	September 18, 2001 to September 18, 2006			

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

Name: Samuel Short Phone: 239-5363

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> |

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 08/29/2006 (509626)
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
N/A
 - 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

Introduction

The purpose of this document is to provide a comprehensive overview of the project's objectives, scope, and the methodology used to achieve the results. This document is intended for the project's stakeholders and serves as a reference for the project's progress and outcomes.

The project was initiated in response to the need for a more efficient and effective way to manage the company's resources. The primary goal was to develop a system that would streamline the process of resource allocation and ensure that all resources were utilized to their maximum potential.

The project was managed using a combination of agile and waterfall methodologies. The agile methodology was used for the development of the system, while the waterfall methodology was used for the testing and deployment phases.

The project was completed on time and within budget. The system has been successfully implemented and is now being used by all departments of the company. The results of the project have been highly positive, with a significant increase in resource utilization and a decrease in the time and cost of resource allocation.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

Project Objectives

The primary objective of the project was to develop a system that would streamline the process of resource allocation and ensure that all resources were utilized to their maximum potential. This objective was achieved through the development of a system that provided a clear and concise view of the company's resources and their current status.

Another objective of the project was to reduce the time and cost of resource allocation. This objective was achieved through the implementation of a system that automated the process of resource allocation and provided a clear and concise view of the company's resources and their current status.

The project also aimed to improve the overall efficiency of the company's operations. This objective was achieved through the implementation of a system that provided a clear and concise view of the company's resources and their current status, allowing for better decision-making and resource allocation.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

The project was a success and has provided valuable insights into the importance of effective resource management. The system will continue to be monitored and updated as needed to ensure that it remains a valuable tool for the company.

Penalty Calculation Worksheet (PCW)
 Policy Revision 2 (September 2002) PCW Revision May 19, 2005

TCEQ	DATES	Assigned 03-Sep-2006	Screening 13-Sep-2006	EPA Due
	PCW	15-Sep-2006		

RESPONDENT/FACILITY INFORMATION	
Respondent	Naail Investments, Inc. dba Super Cleaners 2
Reg. Ent. Ref. No.	RN103955936
Facility/Site Region	13-San Antonio Major/Minor Source Minor Source

CASE INFORMATION			
Enf./Case ID No.	31173	No. of Violations	1
Docket No.	2006-1641-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Samuel Short
Multi-Media		EC's Team	Enforcement Team 4
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$1,185
---	-------------------	---------

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	0% Enhancement	Subtotals 2, 3, & 7	\$0
---------------------------	----------------	--------------------------------	-----

Notes The respondent has not had any other enforcement actions within the last five years.

Culpability	No	0% Enhancement	Subtotal 4	\$0
--------------------	----	----------------	-------------------	-----

Notes The respondent does not meet the culpability criteria.

Good Faith Effort to Comply	25% Reduction	Subtotal 5	-\$296
------------------------------------	---------------	-------------------	--------

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		<i>(mark with a small x)</i>

Notes The respondent came into compliance on May 10, 2006, before the Notice of Enforcement was issued.

Economic Benefit	0% Enhancement*	Subtotal 6	\$0
-------------------------	-----------------	-------------------	-----

Total EB Amounts	\$9	<small>*Capped at the Total EB \$ Amount</small>
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$889
-----------------------------	-----------------------	-------

OTHER FACTORS AS JUSTICE MAY REQUIRE		Adjustment	\$0
---	--	-------------------	-----

Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes

Final Penalty Amount	\$889
-----------------------------	-------

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$889
-----------------------------------	-------------------------------	-------

DEFERRAL	20% Reduction	Adjustment	-\$178
-----------------	---------------	-------------------	--------

Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes Deferral offered for expedited settlement.

PAYABLE PENALTY	\$711
------------------------	-------

Screening Date	13-Sep-2006	Docket No.	2006-1641-DCL-E	PCW
Respondent	Naail Investments, Inc. dba Super Cleaners 2		Policy Revision 2 (September 2002)	
Case ID No.	31173	PCW Revision May 19, 2005		
Reg. Ent. Reference No.	RN103955936			
Media [Statute]	Drycleaner			
Enf. Coordinator	Samuel Short			

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>	0	0%
	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%
Other	<i>Please Enter Yes or No</i>		
	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) 0%

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

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

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

N/A	Adjustment Percentage (Subtotal 7) 0%
-----	--

>> **Compliance History Summary**

Compliance History Notes	The respondent has not had any other enforcement actions within the last five years.
---------------------------------	--

Total Adjustment Percentage (Subtotals 2, 3, & 7) 0%

Screening Date	13-Sep-2006	Docket No.	2006-1641-DCL-E	PCW
Respondent	Naail Investments, Inc. dba Super Cleaners 2			<i>Policy Revision 2 (September 2002)</i>
Case ID No.	31173			<i>PCW Revision May 19, 2005</i>
Reg. Ent. Reference No.	RN103955936			
Media [Statute]	Drycleaner			
Enf. Coordinator	Samuel Short			
Violation Number	1			
Primary Rule Cite(s)	30 Tex. Admin. Code § 337.11(e)			
Secondary Rule Cite(s)	Tex. Health & Safety Code § 374.102			
Violation Description	The respondent failed to renew the facility's registration by completing and submitting the required registration form to the TCEQ for a dry cleaning and/or drop station facility.			
	Base Penalty	\$50		

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

		Harm			
Release		Major	Moderate	Minor	
OR	Actual				Percent <input type="text"/>
	Potential				

>> **Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
		X			Percent <input type="text" value="10%"/>

Matrix Notes

Adjustment

Base Penalty Subtotal

Violation Events

Number of Violation Events

mark only one use a small x	daily	X
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	

Violation Base Penalty

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount <input type="text" value="\$9"/>	Violation Final Penalty Total <input type="text" value="\$889"/>
This violation Final Assessed Penalty (adjusted for limits) <input type="text" value="\$889"/>	

Economic Benefit Worksheet

Respondent: Naail Investments, Inc. dba Super Cleaners 2
 Case ID No: 31173
 Reg. Ent. Reference No: RN103955936
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime	EB
						Costs	Amount

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	\$250	01-Sep-2005	10-May-2006	0.7	\$9	n/a	\$9
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: The estimated cost to register a dry cleaning or drop station facility annually. The date required is the date that the completed registration form was due and the final date is the date the respondent came into compliance.

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]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs:

Approx. Cost of Compliance \$250 TOTAL \$9

Compliance History

Customer/Respondent/Owner-Operator:	CN602457517	Naail Investments, Inc.	Classification:	Rating:
Regulated Entity:	RN103955936	SUPER CLEANERS 2	Classification:	Site Rating:
ID Number(s):	INDUSTRIAL AND HAZARDOUS WASTE GENERATION		EPA ID	TXR000075648
Location:	2814 THOUSAND OAKS DR, SAN ANTONIO, TX, 78232		Rating Date: September 01 06	Repeat Violator: NO
TCEQ Region:	REGION 13 - SAN ANTONIO			
Date Compliance History Prepared:	September 18, 2006			
Agency Decision Requiring Compliance History:	Enforcement			
Compliance Period:	September 18, 2001 to September 18, 2006			
TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History				
Name:	Samuel Short	Phone:	239-5363	

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? | N/A |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

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 08/29/2006 (509625)
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
N/A
- 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	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	
NAAIL INVESTMENTS, INC. DBA	§	TEXAS COMMISSION ON
SUPER CLEANERS 1 AND DBA	§	
SUPER CLEANERS 2	§	ENVIRONMENTAL QUALITY
RN103955944 AND RN103955936		

AGREED ORDER
DOCKET NO. 2006-1641-DCL-E

I. JURISDICTION AND STIPULATIONS

At its _____ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Naail Investments, Inc. dba Super Cleaners 1 and dba Super Cleaners 2 ("Naail Investments") under the authority of TEX. HEALTH & SAFETY CODE ch. 374 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and Naail Investments appear before the Commission and together stipulate that:

1. Naail Investments owns and operates either a drycleaning and/or drop station facility at the following locations (the "Facilities"):
 - a. Super Cleaners 1, 13032 Nacogdoches Road, Suite 101, San Antonio, Bexar County, Texas ("Facility 1")
 - b. Super Cleaners 2, 2814 Thousand Oaks Drive, San Antonio, Bexar County, Texas ("Facility 2")
2. The TCEQ has general authority to regulate the Facilities pursuant to TEX. HEALTH & SAFETY CODE § 374.051.
3. The Commission and Naail Investments agree that the Commission has jurisdiction to enter this Agreed Order, and that Naail Investments is subject to the Commission's jurisdiction.
4. Naail Investments received notice of the violations alleged in Section II ("Allegations") on or about September 3, 2006.



5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Naail Investments of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of One Thousand Seven Hundred Seventy-Eight Dollars (\$1,778) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). Naail Investments has paid One Thousand Four Hundred Twenty-Two Dollars (\$1,422) of the administrative penalty and Three Hundred Fifty-Six Dollars (\$356) is deferred contingent upon Naail Investments' timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If Naail Investments fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require Naail Investments to pay all or part of the deferred penalty.
7. 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.
8. The Executive Director of the TCEQ and Naail Investments have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
9. The Executive Director recognizes that Naail Investments submitted the required registration form to the TCEQ for the Facilities on May 10, 2006.
10. 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 Naail Investments has not complied with one or more of the terms or conditions in this Agreed Order.
11. 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.
12. 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

As owner and operator of the Facilities, Naail Investments is alleged to have:

1. Failed to renew the registration by completing and submitting the required registration form to the TCEQ for Facility 1, in violation of 30 TEX. ADMIN. CODE § 337.11(e) and TEX. HEALTH & SAFETY CODE § 374.102, as documented during an inspection conducted on June 9, 2006.

First paragraph of handwritten text, starting with a capital letter and containing several lines of cursive script.

Second paragraph of handwritten text, continuing the narrative or list of items in cursive.

Third paragraph of handwritten text, appearing as a distinct section or entry.

Fourth paragraph of handwritten text, continuing the flow of the document.

Fifth paragraph of handwritten text, showing consistent cursive handwriting.

Sixth paragraph of handwritten text, possibly a longer entry or a separate note.

Seventh paragraph of handwritten text, maintaining the same script style.

Eighth paragraph of handwritten text, appearing towards the lower middle of the page.

Ninth paragraph of handwritten text, continuing the document's content.

Tenth paragraph of handwritten text, showing the progression of the text.

Eleventh paragraph of handwritten text, located in the lower section of the page.

Twelfth paragraph of handwritten text, continuing the script.

Thirteenth paragraph of handwritten text, appearing near the bottom of the page.

Final paragraph of handwritten text at the bottom of the page.

2. Failed to renew the registration by completing and submitting the required registration form to the TCEQ for Facility 2, in violation of 30 TEX. ADMIN. CODE § 337.11(e) and TEX. HEALTH & SAFETY CODE § 374.102, as documented during an inspection conducted on June 6, 2006.

III. DENIALS

Naail Investments generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that Naail Investments pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and Naail Investments' 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 requiring corrective action or penalties for violations which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Naail Investments, Inc. dba Super Cleaners 1 and dba Super Cleaners 2, Docket No. 2006-1641-DCL-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 Naail Investments. Naail Investments is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facilities operations referenced in this Agreed Order.
3. This Agreed Order, issued by the Commission, shall not be admissible against Naail Investments 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.
4. 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.
5. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to Naail Investments, or three days after the date on which the Commission mails notice of the Order to Naail Investments, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

1. 1998年12月24日 星期三

1998年12月24日 星期三

1998年12月24日 星期三

1998年12月24日 星期三

1998年12月24日 星期三

1998年12月24日 星期三

1998年12月24日 星期三

1998年12月24日 星期三

1998年12月24日 星期三

1998年12月24日 星期三

TCEQ

Fax:5122394562

Mar 5 2007 10:28

P.05

Naail Investments, Inc. dba Super Cleaners 1 and dba Super Cleaners 2
DOCKET NO. 2006-1641-DCL-E
Page 4

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission


For the Executive Director


3/26/07
Date

I, the undersigned, have read and understand the attached Agreed Order. 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 my failure to timely pay the penalty amount, may result in:

- A negative impact on my compliance history;
- Greater scrutiny of any permit applications submitted by me;
- 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 me;
- 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

Date

TAJAL BAROLTA
Name (Printed or typed)

PRESIDENT
Title

Authorized Representative of
Naail Investments, Inc. dba Super Cleaners 1 and dba Super Cleaners 2

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.

Handwritten text at the top of the page, possibly a header or title, which is mostly illegible due to fading.

Handwritten text in the upper middle section of the page.

rc/as/p

A large, stylized handwritten signature or set of initials, possibly consisting of several overlapping loops and lines.

Main body of handwritten text, consisting of several lines of cursive script that is largely illegible due to fading and blurring.

Handwritten text at the bottom right of the page, possibly a date or a closing note.

Additional handwritten text at the bottom of the page, including what appears to be a signature and possibly a date.