

EXECUTIVE SUMMARY - ENFORCEMENT MATTER

Page 1 of 2

DOCKET NO.: 2006-1423-DCL-E TCEQ ID: RN104098561 and RN105002836 CASE NO.: 30931

RESPONDENT NAME: Protex - Care, L.P. dba Wall Street Cleaners and Saint James Cleaners

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: Wall Street Cleaners, 4760 Preston Road, Frisco, Collin County and Saint James Cleaners, 3948 Legacy Drive, Suite 101, Plano, Collin County

TYPE OF OPERATION: Dry cleaning facilities and/or dry cleaning drop stations

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 March 26, 2007. No comments were received.

CONTACTS AND MAILING LIST:

TCEQ Attorney/SEP Coordinator: None

TCEQ Enforcement Coordinator: Mr. Jorge Ibarra, Enforcement Division, Enforcement Section II, MC R-04, (817) 588-5890; Mr. Steven Lopez, Enforcement Division, MC 219, (512) 239-1896

TCEQ Field Investigator: Ms. Martha Britton, DFW Regional Office, MC R-04, (817) 588-5811

Respondent: Mr. Shoab Prasla, Protex - Care, L.P., President, 4760 Preston Road, Suite 252, Frisco, Texas 75034

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 checked="" type="checkbox"/> Records Review</p> <p>Date of Complaint Relating to this Case: None</p> <p>Date of Investigations Relating to this Case: May 24, 2006</p> <p>Date of NOE Relating to this Case: August 23 and 31, 2006 (NOE)</p> <p>Background Facts: This was a routine investigation. Three violations were documented.</p> <p>WASTE</p> <p>1) Failed to complete and submit the required registration form to the TCEQ for Facility 1 [30 TEX. ADMIN. CODE § 337.10(a) and TEX. HEALTH & SAFETY CODE § 374.102].</p> <p>2) Failed to complete and submit the required registration form to the TCEQ for Facility 2 [30 TEX. ADMIN. CODE § 337.10(a) and TEX. HEALTH & SAFETY CODE § 374.102].</p> <p>3) Failed to pay dry cleaner fees for Fiscal Year 2006 and associated late fees for Account No. 24003848 [30 TEX. ADMIN. CODE § 337.14(c) and TEX. WATER CODE § 5.702].</p>	<p>Total Assessed: \$1,070</p> <p>Total Deferred: \$214 <input checked="" type="checkbox"/> Expedited Settlement <input type="checkbox"/> Financial Inability to Pay</p> <p>SEP Conditional Offset: \$0</p> <p>Total Paid (Due) to General Revenue: \$286 (remaining \$570 due in 2 monthly payments of \$285 each)</p> <p>Site Compliance History Classification: <input type="checkbox"/> High <input checked="" type="checkbox"/> Avg. <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification: <input type="checkbox"/> High <input checked="" 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>1) The Executive Director recognizes that Protex - Care has implemented the following corrective measures at the Facilities:</p> <p>a. Completed and submitted the required registration form to the TCEQ for a dry cleaning and/or drop station for Facility No. 1 on May 19, 2006; and</p> <p>b. Completed and submitted the required registration form to the TCEQ for a dry cleaning and/or drop station for Facility No. 2 on September 5, 2006.</p> <p>Ordering Provisions:</p> <p>2) The Order will require the Respondent to:</p> <p>a. With 30 days after the effective date of this Agreed Order, submit payment for all outstanding fees, including any associated penalties and interest; and</p> <p>b. Within 30 days after the effective date of this Agreed Order, submit written certification of compliance with Ordering Provision 2.a.</p>



Penalty Calculation Worksheet (PCW)

DATES	Assigned	21-Aug-2006	Screening	24-Aug-2006	EPA Due	
	PCW	28-Aug-2006				

RESPONDENT/FACILITY INFORMATION	
Respondent	Protex - Care, L.P. dba Wall Street Cleaners
Reg. Ent. Ref. No.	RN104098561
Facility/Site Region	4-Dallas/Fort Worth
Major/Minor Source	Minor Source

CASE INFORMATION			
Enf./Case ID No.	30931	No. of Violations	2
Docket No.	2006-1423-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Jorge Ibarra, P.E.
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	\$495
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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	0% Enhancement	Subtotals 2, 3, & 7	\$0
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Notes The respondent does not have any other enforcement actions within the last five years.

Culpability	No	0% Enhancement	Subtotal 4	\$0
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Notes The respondent does not meet the culpability criteria.

Good Faith Effort to Comply	0% Reduction	Subtotal 5	\$0
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	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	X	(mark with a small x)

Notes The respondent does not meet the good faith criteria.

Economic Benefit	0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$4	<i>*Capped at the Total EB \$ Amount</i>
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$495
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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	\$495
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STATUTORY LIMIT ADJUSTMENT	Final-Assessed Penalty	\$495
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DEFERRAL	20% Reduction	Adjustment	-\$99
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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	\$396
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PCW

Respondent Protex - Care, L.P. dba Wall Street Cleaners
Case ID No. 30931
Reg. Ent. Reference No. RN104098561
Media [Statute] Drycleaner
Enf. Coordinator Jorge Ibarra, P.E.

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

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%
<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)**

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 does not have any other enforcement actions within the last five years.

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

Respondent Protex - Care, L.P. dba Wall Street Cleaners Policy Revision 2 (September 2002)
Case ID No. 30931 PCW Revision May 19, 2005
Reg. Ent. Reference No. RN104098561
Media [Statute] Drycleaner
Enf. Coordinator Jorge Ibarra, P.E.

Violation Number

Primary Rule Cite(s)

Secondary Rule Cite(s)

Violation Description

Base Penalty

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

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

OR

>> **Programmatic Matrix**

Falsification	Major	Moderate	Minor	Percent
<input type="text"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<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	<input checked="" type="checkbox"/>
	monthly	<input type="checkbox"/>
	quarterly	<input type="checkbox"/>
	semiannual	<input type="checkbox"/>
	annual	<input type="checkbox"/>
single event	<input type="checkbox"/>	

Violation Base Penalty

Ninety-nine daily events are recommended from 30 days after date change of ownership occurred, January 17, 2006 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="\$4"/>	Violation Final Penalty Total <input type="text" value="\$495"/>
This violation Final Assessed Penalty (adjusted for limits) <input type="text" value="\$495"/>	

Economic Benefit Worksheet

Respondent: Protex - Care, L.P. dba Wall Street Cleaners
 Case ID No: 30931
 Reg. Ent. Reference No: RN104098561
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Item	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Description No commas or \$							

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	17-Jan-2006	19-May-2006	0.3	\$4	n/a	\$4
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

TOTAL

Respondent Protex - Care, L.P. dba Wall Street Cleaners

Policy Revision 2 (September 2002)

Case ID No. 30931

PCW Revision May 19, 2005

Reg. Ent. Reference No. RN104098561

Media [Statute] Drycleaner

Inf. Coordinator Jorge Ibarra, P.E.

Violation Number 2

Primary Rule Cite(s) 30 Tex. Admin. Code § 337.14(c)

Secondary Rule Cite(s) Tex. Water Code § 5.702

Violation Description Failure to pay drycleaner fees for Fiscal Year 2006 and associated late fees for Account No. 24003848.

Base Penalty \$50

>> Environmental, Property and Human Health Matrix

		Harm			Percent
OR	Release	Major	Moderate	Minor	
	Actual				
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent

Matrix Notes No penalty is recommended because penalty and interest will be assessed at the next billing.

Adjustment -\$50

Base Penalty Subtotal \$0

Violation Events

Number of Violation Events

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

Violation Base Penalty \$0

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$0

Violation Final Penalty Total \$0

This violation Final Assessed Penalty (adjusted for limits) \$0

Economic Benefit Worksheet

Respondent: Protex - Care, L.P. dba Wall Street Cleaners
 Case ID No: 30931
 Reg. Ent. Reference No: RN104098561
 Media [Statute]: Drycleaner
 Violation No: 2

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				N/A			

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

TOTAL

Compliance History

Customer/Respondent/Owner-Operator:	CN603037250	Protex Care LP	Classification: N/A	Rating:
Regulated Entity:	RN104098561	WALL STREET CLEANERS	Classification: N/A	Site Rating:
ID Number(s):				
Location:	4760 PRESTON RD STE 252, FRISCO, TX, 75034			
TCEQ Region:	REGION 04 - DFW METROPLEX			
Date Compliance History Prepared:	August 23, 2006			
Agency Decision Requiring Compliance History:	Enforcement			
Compliance Period:	August 23, 2001 to August 23, 2006			

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

Name: Jorge Ibarra, P.E. Phone: (817) 588-5890

Site Compliance History Components

- | | |
|--|------------|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | No |
| 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 08/18/2006 (488387)
- 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

Mathematical Analysis

Mathematical analysis is a branch of mathematics that deals with the study of functions, limits, and derivatives. It is a fundamental part of calculus and is used in many areas of science and engineering.

The main concepts of mathematical analysis include limits, continuity, and differentiability. These concepts are used to study the behavior of functions and to solve problems in calculus.

One of the most important results in mathematical analysis is the Intermediate Value Theorem. This theorem states that if a function is continuous on a closed interval, then it takes on every value between its minimum and maximum values.

Another important result is the Mean Value Theorem. This theorem states that if a function is differentiable on an open interval, then there is a point in the interval where the derivative is equal to the average rate of change of the function over the interval.

Mathematical analysis is also used to study the convergence of infinite series. This is done by using the Cauchy criterion, which states that a series converges if and only if the partial sums of the series form a Cauchy sequence.

Finally, mathematical analysis is used to study the properties of functions. This includes the study of the continuity and differentiability of functions, and the study of the behavior of functions near singularities.

In conclusion, mathematical analysis is a powerful tool for studying the behavior of functions and for solving problems in calculus. It is a fundamental part of many areas of science and engineering.

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Another important result is the Mean Value Theorem. This theorem states that if a function is differentiable on an open interval, then there is a point in the interval where the derivative is equal to the average rate of change of the function over the interval.



Penalty Calculation Worksheet (PCW)

DATES	Assigned 02-Sep-2006			
	PCW 13-Sep-2006	Screening 05-Sep-2006	EPA Due	

RESPONDENT/FACILITY INFORMATION			
Respondent	Protex - Care, L.P. dba Saint James Cleaners		
Reg. Ent. Ref. No.	RN105002836		
Facility/Site Region	4-Dallas/Fort Worth	Major/Minor Source	Minor Source

CASE INFORMATION			
Enf./Case ID No.	30931	No. of Violations	1
Docket No.	2006-1423-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Jorge Ibarra, P.E.
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	\$575
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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	0% Enhancement	Subtotals 2, 3, & 7	\$0
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Notes The respondent does not have any other enforcement actions within the last five years.

Culpability	No	<	0% Enhancement	Subtotal 4	\$0
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Notes The respondent does not meet the culpability criteria.

Good Faith Effort to Comply	0% Reduction	Subtotal 5	\$0
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	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	X	(mark with a small x)

Notes The respondent does not meet the good faith criteria.

Economic Benefit	0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$8	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$575
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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	\$575
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STATUTORY LIMIT ADJUSTMENT		Final Assessed Penalty	\$575
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DEFERRAL	20% Reduction	Adjustment	-\$115
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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	\$460
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Respondent: Protex - Care, L.P. dba Saint James Cleaners Policy Revision 2 (September 2002)
Case ID No.: 30931 PCW Revision May 19, 2005
Reg. Ent. Reference No.: RN105002836
Media [Statute]: Drycleaner
Enf. Coordinator: Jorge Ibarra, P.E.

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	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%

Please Enter Yes or No

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 does not have any other enforcement actions within the last five years.

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

PCW

Respondent Protex - Care, L.P. dba Saint James Cleaners
Case ID No. 30931

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

Reg. Ent. Reference No. RN105002836
Media [Statute] Drycleaner
Enf. Coordinator Jorge Ibarra, P.E.

Violation Number 1

Primary Rule Cite(s) 30 Tex. Admin. Code § 337.10(a)

Secondary Rule Cite(s) Tex. Health and Safety Code § 374.102

Violation Description The respondent failed to complete and submit the required registration form to the TCEQ for a dry cleaning and/or drop station facility. Change of ownership took effect on December 2, 2005.

Base Penalty \$50

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

		Harm			Percent
Release		Major	Moderate	Minor	
OR	Actual				
	Potential				

>> **Programmatic Matrix**

		Falsification			Percent
		Major	Moderate	Minor	
			X		10%

Matrix Notes 100% of the rule requirement was not met.

Adjustment -\$45

Base Penalty Subtotal \$5

Violation Events

Number of Violation Events 115

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

Violation Base Penalty \$575

One hundred and fifteen daily events are recommended from 30 days after date change of ownership occurred, January 1, 2006 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 \$8

Violation Final Penalty Total \$575

This violation Final Assessed Penalty (adjusted for limits) \$575

Respondent: Protex - Care, L.P. dba Saint James Cleaners
 Case ID No: 30931
 Reg. Ent. Reference No: RN105002836
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Item	Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Description No commas or \$							

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-Jan-2006	05-Sep-2006	0.7	\$8	n/a	\$8
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

TOTAL

Compliance History

Customer/Respondent/Owner-Operator:	CN603037250	Protex - Care, L.P.	Classification: N/A	Rating:
Regulated Entity:	RN105002836	SAINT JAMES CLEANERS	Classification: N/A	Site Rating:
ID Number(s):				
Location:	3948 LEGACY DR STE 101, PLANO, TX, 75023			
TCEQ Region:	REGION 04 - DFW METROPLEX			
Date Compliance History Prepared:	September 08, 2006			
Agency Decision Requiring Compliance History:	Enforcement			
Compliance Period:	September 08, 2001 to September 08, 2006			
TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History				
Name:	Jorge Ibarra, P.E.	Phone:	(817) 588-5890	

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? | Yes |
| 3. If Yes, who is the current owner? | Protex - Care, L.P. |
| 4. If Yes, who was/were the prior owner(s)? | N.P. St. James Cleaners |
| 5. When did the change(s) in ownership occur? | 12/02/2005 |

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 08/30/2006 (488522)
- 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

Mathematical Analysis

The first part of the course deals with the theory of functions of a real variable. It begins with the definition of a function and its properties, such as continuity and differentiability. The concept of a limit is introduced, and the epsilon-delta definition is used to prove theorems about limits. The derivative is defined as the limit of the difference quotient, and the rules of differentiation are derived. The integral is defined as the limit of a Riemann sum, and the Fundamental Theorem of Calculus is proved. The course also covers the theory of series, including the convergence of sequences and series of numbers and functions.

Applications of Calculus

The second part of the course deals with the applications of calculus. It begins with the study of optimization problems, where the maximum or minimum of a function is found. The method of Lagrange multipliers is used to solve constrained optimization problems. The course then moves to the study of curves and surfaces, where the tangent line and normal vector are defined. The arc length, area of a surface, and volume of a solid are calculated using calculus. The course also covers the theory of differential equations, including the solution of linear and nonlinear equations.

Advanced Topics

The final part of the course deals with advanced topics in mathematical analysis. It begins with the study of metric spaces, where the concepts of distance and convergence are generalized. The theory of compactness is developed, and the Heine-Borel theorem is proved. The course then moves to the study of topological spaces, where the concepts of open and closed sets are defined. The theory of connectedness and compactness is developed. The course also covers the theory of manifolds, where the concepts of tangent space and curvature are defined. The course concludes with a study of the theory of distributions, where the concepts of generalized functions and the Fourier transform are defined.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	
PROTEX - CARE, L.P. DBA WALL	§	TEXAS COMMISSION ON
STREET CLEANERS AND SAINT	§	
JAMES CLEANERS	§	
RN104098561 AND RN105002836	§	ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2006-1423-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 Protex - Care, L.P. dba Wall Street Cleaners and Saint James Cleaners ("Protex - Care") under the authority of TEX. HEALTH & SAFETY CODE ch. 374 and TEX. WATER CODE chs. 5 and 7. The Executive Director of the TCEQ, through the Enforcement Division, and Protex - Care appear before the Commission and together stipulate that:

1. Protex - Care owns and operates dry cleaning facilities and/or dry cleaning drop stations at the following locations ("the Facilities"):
 - a. Wall Street Cleaners, 4760 Preston Road, Suite 252 in Frisco, Collin County, Texas ("Facility No. 1");
 - b. Saint James Cleaners, 3948 Legacy Drive, Suite 101, Plano, Collin County, Texas ("Facility No. 2").
2. The TCEQ has general authority to regulate the Facilities pursuant to TEX. HEALTH & SAFETY CODE § 374.051.
3. The Commission and Protex - Care agree that the Commission has jurisdiction to enter this Agreed Order, and that Protex - Care is subject to the Commission's jurisdiction.
4. Protex - Care received notice of the violations alleged in Section II ("Allegations") on or about August 28, 2006 and September 5, 2006.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Protex - Care of any violation alleged in Section II ("Allegations"), nor of any statute or rule.

6. An administrative penalty in the amount of One Thousand Seventy Dollars (\$1,070) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). Protex - Care has paid Two Hundred Eighty-Six Dollars (\$286) of the administrative penalty and Two Hundred Fourteen Dollars (\$214) is deferred contingent upon Protex - Care's 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 Protex - Care fails to timely and satisfactorily comply with all requirements of this Agreed Order, including the payment schedule, the Executive Director may require Protex - Care to pay all or part of the deferred penalty.

The remaining amount of Five Hundred Seventy Dollars (\$570) of the administrative penalty shall be payable in two (2) monthly payments of Two Hundred Eighty-Five Dollars (\$285) 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 Protex - Care fails to timely and satisfactorily comply with the payment requirements of this Agreed Order, the Executive Director may, at the Executive Director's 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 Protex - Care to meet the payment schedule of this Agreed Order constitutes the failure by Protex - Care to timely and satisfactorily comply with all the terms of this Agreed Order.

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 Protex - Care 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 Protex - Care has implemented the following corrective measures at the Facilities:
 - a. Completed and submitted the required registration form to the TCEQ for a dry cleaning and/or drop station for Facility No. 1 on May 19, 2006; and
 - b. Completed and submitted the required registration form to the TCEQ for a dry cleaning and/or drop station for Facility No. 2 on September 5, 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 Protex - Care 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.

The first part of the course will focus on the foundations of political theory, including the works of Plato, Aristotle, and the medieval scholastics. We will explore the concepts of justice, the good life, and the role of the state. The second part of the course will examine the social contract tradition, from Hobbes and Locke to Rousseau and Rawls. We will discuss the legitimacy of political authority and the rights of the individual. The final part of the course will look at contemporary theories of justice, such as those of Nozick and Dworkin, and will consider the implications of these theories for modern political practice.

The course is designed to provide a comprehensive overview of the major ideas in political philosophy. It will be particularly useful for students who are interested in the history of thought and the foundations of modern liberal democracy. The course will be taught in a seminar format, with a focus on reading and discussing primary texts. Students will be expected to participate actively in class discussions and to write papers on the topics covered in the course.

The course is required for students in the Political Science Honors Program and is also a corequisite for the course in the History of Ideas program.

The course will be taught by Professor [Name], who has a Ph.D. in Political Science from the University of Chicago and has published several books on political theory.

The course will meet on Tuesdays from 10:00 AM to 12:00 PM in Room 100 of the Political Science Department building.

The course is open to all students, but space is limited. Students should contact the department office to register for the course.

The course is a prerequisite for the course in the History of Ideas program and for the course in the Political Science Honors Program.

The course will be taught in a seminar format, with a focus on reading and discussing primary texts. Students will be expected to participate actively in class discussions and to write papers on the topics covered in the course.

The course is designed to provide a comprehensive overview of the major ideas in political philosophy. It will be particularly useful for students who are interested in the history of thought and the foundations of modern liberal democracy.

The course will be taught by Professor [Name], who has a Ph.D. in Political Science from the University of Chicago and has published several books on political theory.

The course will meet on Tuesdays from 10:00 AM to 12:00 PM in Room 100 of the Political Science Department building.

The course is open to all students, but space is limited. Students should contact the department office to register for the course.

II. ALLEGATIONS

As owner and operator of the Facilities, Protex - Care is alleged to have:

1. Failed to complete and submit the required registration form to the TCEQ for Facility 1, in violation of 30 TEX. ADMIN. CODE § 337.10(a) and TEX. HEALTH & SAFETY CODE § 374.102, as documented during an inspection conducted on May 24, 2006.
2. Failed to complete and submit the required registration form to the TCEQ for Facility 2, in violation of 30 TEX. ADMIN. CODE § 337.10(a) and TEX. HEALTH & SAFETY CODE § 374.102, as documented during an inspection conducted on May 24, 2006.
3. Failed to pay dry cleaner fees for Fiscal Year 2006 and associated late fees for Account No. 24003848, in violation of 30 TEX. ADMIN. CODE § 337.14(c) and TEX. WATER CODE § 5.702, as documented during a record review conducted on May 24, 2006.

III. DENIALS

Protex - Care generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that Protex - Care pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and Protex - Care's 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: Protex - Care, L.P. dba Wall Street Cleaners and Saint James Cleaners, Docket No. 2006-1423-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. It is further ordered that Protex - Care shall undertake the following technical requirements:
 - a. With 30 days after the effective date of this Agreed Order, submit payment for all outstanding fees, including any associated penalties and interest and with the notation, "Protex - Care, L.P. dba Wall Street Cleaners and Saint James Cleaners - Financial Account No. 24003848", to the address listed in Ordering Provision No. 1; and
 - b. Within 45 days after the effective date of this Agreed Order, submit written certification of compliance with Ordering Provision 2.a. as described below:

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The certification shall, include detailed supporting documentation including receipts, and/or other records to demonstrate compliance, be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Waste Section Manager
Dallas-Fort Worth Regional Office
Texas Commission on Environmental Quality
2309 Gravel Drive
Fort Worth, Texas 76118

3. The provisions of this Agreed Order shall apply to and be binding upon Protex - Care. Protex - Care 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.
4. If Protex - Care 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, Protex - Care's failure to comply is not a violation of this Agreed Order. Protex - Care shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Protex - Care shall notify the Executive Director within seven days after Protex - Care becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
5. 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 Protex - Care shall be made in writing to the Executive Director. Extensions are not effective until Protex - Care receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.

6. This Agreed Order, issued by the Commission, shall not be admissible against Protex - Care 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.
7. 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.
8. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to Protex - Care, or three days after the date on which the Commission mails notice of the Order to Protex - Care, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes that this is crucial for ensuring transparency and accountability in the organization's operations.

2. The second part of the document outlines the various methods and tools used to collect and analyze data. It highlights the need for consistent data collection procedures and the use of advanced analytical techniques to derive meaningful insights from the data.

3. The third part of the document focuses on the implementation of data-driven decision-making processes. It discusses how the collected data is used to identify trends, assess risks, and make strategic decisions that align with the organization's goals.

4. The final part of the document provides a summary of the key findings and recommendations. It stresses the importance of ongoing monitoring and evaluation to ensure that the data-driven approach remains effective and relevant in a rapidly changing business environment.

Protex - Care, L.P. dba Wall Street Cleaners and Saint James Cleaners
DOCKET NO. 2006-1423-DCL-E
Page 6

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission



For the Executive Director

4/12/07

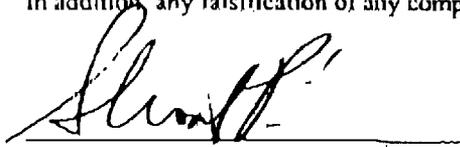
Date

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

Oct 30th 2006

Date

Shoab Prach

Name (Printed or typed)
Authorized Representative of
Protex - Care, L.P. dba Wall Street Cleaners and Saint James Cleaners

Partner

Title

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

1/14/14

[Signature]

Dear [Name],

[Faded body text]

[Faded body text]

[Faded body text]

[Faded body text]