

## EXECUTIVE SUMMARY - ENFORCEMENT MATTER

Page 1 of 2

**DOCKET NO.:** 2006-1706-DCL-E **TCEQ ID:** RN101314714 **CASE NO.:** 31233  
**RESPONDENT NAME:** Khanh C. Nguyen and K. Nguyen and Sons Ltd. dba H P 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:** H P Cleaners, 3108 West Parker Road, Plano, Collin County

**TYPE OF OPERATION:** Dry cleaning drop station

**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 March 12, 2007. No comments were received.

### CONTACTS AND MAILING LIST:

**TCEQ Attorney/SEP Coordinator:** None

**TCEQ Enforcement Coordinator:** Mr. J. Craig Fleming, Enforcement Division, Enforcement Section IV, MC 219, (512) 239-5806; Mr. Steven Lopez, Enforcement Division, Enforcement Section I, (512) 239-1896

**TCEQ Field Investigator:** Ms. Martha Britton, DFW Regional Office, MC R-04, (817) 588-5800

**Respondent:** Mr. Khanh Nguyen, Business Admin., K. Nguyen and Sons Ltd. dba H P Cleaners, 14920 Havenshire Place, Dallas, Texas 75254

**Respondent's Attorney:** Not represented by counsel on this enforcement matter

**VIOLATION SUMMARY CHART:**

VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED
<p><b>Type of Investigation:</b> <input type="checkbox"/> Complaint <input checked="" type="checkbox"/> Routine  <input type="checkbox"/> Enforcement Follow-up <input type="checkbox"/> Records Review</p> <p><b>Date of Complaints Relating to this Case:</b> None</p> <p><b>Date of Investigation Relating to this Case:</b> May 23, 2006</p> <p><b>Date of NOE Relating to this Case:</b> August 31, 2006 (NOE)</p> <p><b>Background Facts:</b> This was a routine scheduled investigation for compliance with the dry cleaner program. One significant program violation was observed.</p> <p><b>WASTE</b></p> <p>Failure to renew the registration by completing and submitting the required registration form to the TCEQ [30 TEX. ADMIN. CODE §337.11(e) and TEX. HEALTH &amp; SAFETY CODE § 374.102].</p>	<p><b>Total Assessed:</b> \$1,185</p> <p><b>Total Deferred:</b> \$237  <input checked="" type="checkbox"/> Expedited Settlement  <input type="checkbox"/> Financial Inability to Pay</p> <p><b>SEP Conditional Offset:</b> \$0</p> <p><b>Total Paid to General Revenue:</b> \$948</p> <p><b>Site Compliance History Classification:</b> <input type="checkbox"/> High <input checked="" type="checkbox"/> Avg. <input type="checkbox"/> Poor</p> <p><b>Person Compliance History Classification:</b> <input type="checkbox"/> High <input checked="" type="checkbox"/> Avg. <input type="checkbox"/> Poor</p> <p><b>Major Source:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p><b>Applicable Penalty Policy:</b> September 2002</p>	<p><b>Ordering Provisions</b></p> <p>The Order will require the Respondent to:</p> <p>a) Within 15 days after the effective date of this Agreed Order, complete and submit the required dry cleaner and/or drop station registration form; and</p> <p>b) Within 30 days after the effective date of this Agreed Order, submit written certification of compliance with Ordering Provision a.</p>



Policy Revision 2 (September 2002)

# Penalty Calculation Worksheet (PCW)

PCW Revision May 19, 2005

<b>DATES</b>	Assigned	05-Sep-2116	Screening	18-Sep-2006	EPA Due	
	PCW	16-Sep-2006				

<b>RESPONDENT/FACILITY INFORMATION</b>	
Respondent	Khanh C. Nguyen and K. Nguyen and Sons Ltd. dba H P Cleaners
Reg. Ent. Ref. No.	RN101314714
Facility/Site Region	4-Dallas/Fort Worth
Major/Minor Source	Minor Source

<b>CASE INFORMATION</b>			
Enf./Case ID No.	31233	No. of Violations	1
Docket No.	2006-1706-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	J. Craig Fleming
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**  Enhancement Subtotals 2, 3, & 7  \$0

Notes

**Culpability**   Enhancement Subtotal 4  \$0

Notes

**Good Faith Effort to Comply**  Reduction Subtotal 5  \$0

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input checked="" type="checkbox"/>	(mark with a small x)

Notes

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

Total EB Amounts	<input type="text" value="\$18"/>	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	<input type="text" value="\$250"/>	

**SUM OF SUBTOTALS 1-7** Final Subtotal  \$1,185

**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**  \$1,185

**STATUTORY LIMIT ADJUSTMENT** Final Assessed Penalty  \$1,185

**DEFERRAL**  Reduction Adjustment  -\$237

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

Notes

**PAYABLE PENALTY**  \$948

**Screening Date** 18-Sep-2006 **Docket No.** 2006-1706-DCL-E **PCW**  
**Respondent** Khanh C. Nguyen and K. Nguyen and Sons Ltd. dba H P Cleaners *Revision 2 (September 2002)*  
**Case ID No.** 31233 *PCW Revision May 19, 2005*  
**Reg. Ent. Reference No.** RN101314714  
**Media [Statute]** Drycleaner  
**Enf. Coordinator** J. Craig Fleming

**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)**

Average Performer

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

>> **Compliance History Summary**

**Compliance History Notes** No enhancement is recommended because there have been no enforcement actions in the past five years.

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

**Screening Date** 18-Sep-2006 **Docket No.** 2006-1706-DCL-E **PCW**  
**Respondent** Khanh C. Nguyen and K. Nguyen and Sons Ltd. dba H P Cleaners *ision 2 (September 2002)*  
**Case ID No.** 31233 *PCW Revision May 19, 2005*  
**Reg. Ent. Reference No.** RN101314714  
**Media [Statute]** Drycleaner  
**Enf. Coordinator** J. Craig Fleming  
**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 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
	Potential				

>> **Programmatic Matrix**

		Major	Moderate	Minor	
	Falsification	X			Percent 10%

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

**Adjustment** -\$45  
**Base Penalty Subtotal** \$5

**Violation Events**

Number of Violation Events: 237

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

**Violation Base Penalty** \$1,185

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 \$18

Violation Final Penalty Total \$1,185

This violation Final Assessed Penalty (adjusted for limits) \$1,185

### Economic Benefit Worksheet

Respondent **Khanh C. Nguyen and K. Nguyen and Sons Ltd. dba H P Cleaners**  
 Case ID No. **31233**  
 Reg. Ent. Reference No. **RN101314714**  
 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 Costs	EB Amount
<b>Delayed Costs</b>							
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	30-Jan-2007	1.4	\$18	n/a	\$18
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 is projected to come 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 **\$18**

# Compliance History

Customer/Respondent/Owner-Operator: CN603099656 NGUYEN, K Classification: AVERAGE BY Rating: 3.01  
DEFAULT  
Regulated Entity: RN101314714 H P CLEANERS Classification: AVERAGE BY Site Rating: 3.01  
DEFAULT  
ID Number(s):  
Location: 3108 W PARKER RD, PLANO, TX, 75075 Rating Date: 9/1/2006 Repeat Violator: NO  
TCEQ Region: REGION 04 - DFW METROPLEX  
Date Compliance History Prepared: March 08, 2007  
Agency Decision Requiring Compliance History: Enforcement  
Compliance Period: September 16, 2001 to September 16, 2006  
TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History  
Name: J. Craig Fleming Phone: (512) 239-5806

## 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?
3. If Yes, who is the current owner? N/A  
KC & C INVESTMENTS, INC  
K NGUYEN AND SONS LTD
4. If Yes, who was/were the prior owner(s)? K NGUYEN AND SONS LTD
5. When did the change(s) in ownership occur? 7/6/2006

## 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 08/31/2006 (488310)  
N/A
  - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
  - 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



# Compliance History

Customer/Respondent/Owner-Operator: CN602308744 K NGUYEN AND SONS LTD Classification: AVERAGE BY DEFAULT Rating: 3.01  
Regulated Entity: RN101314714 H P CLEANERS Classification: AVERAGE BY DEFAULT Site Rating: 3.01  
ID Number(s):  
Location: 3108 W PARKER RD, PLANO, TX, 75075 Rating Date: 9/1/2006 Repeat Violator: NO  
TCEQ Region: REGION 04 - DFW METROPLEX  
Date Compliance History Prepared: March 08, 2007  
Agency Decision Requiring Compliance History: Enforcement  
Compliance Period: September 16, 2001 to September 16, 2006

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

Name: J. Craig Fleming Phone: (512) 239-5806

## 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?
3. If Yes, who is the current owner? N/A  
KC & C INVESTMENTS, INC  
K NGUYEN AND SONS LTD
4. If Yes, who was/were the prior owner(s)? K NGUYEN AND SONS LTD
5. When did the change(s) in ownership occur? 7/6/2006

## 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 08/31/2006 (488310)
  - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
  - 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 Induction

Let  $P(n)$  be a statement involving a natural number  $n$ . To prove that  $P(n)$  is true for all natural numbers  $n$ , we use the principle of mathematical induction.

**Base Case:** We first show that  $P(1)$  is true. This is the starting point of the induction.

**Inductive Step:** We assume that  $P(k)$  is true for some natural number  $k$ . We then show that  $P(k+1)$  is also true. This step is crucial as it shows that if the statement is true for one number, it is true for the next.

**Conclusion:** By the principle of mathematical induction, since  $P(1)$  is true and  $P(k) \implies P(k+1)$ , we conclude that  $P(n)$  is true for all natural numbers  $n$ .

Mathematical induction is a powerful tool for proving statements about natural numbers. It allows us to prove an infinite number of cases by proving only a few.

The key to using mathematical induction is to clearly define the statement  $P(n)$  and to carefully verify both the base case and the inductive step.

Remember, the inductive step is where the real work is done. It's where we use the assumption that  $P(k)$  is true to prove that  $P(k+1)$  is true.

Mathematical induction is not just a technique; it's a way of thinking. It teaches us to think about problems in terms of small steps and how they build up to a larger result.

With practice, you'll find that mathematical induction becomes a natural part of your mathematical toolkit. It's a skill that will serve you well in many areas of mathematics.

So, the next time you're faced with a problem involving natural numbers, consider using mathematical induction. It might just be the key to solving it.

Mathematical induction is a beautiful and powerful tool. It's a testament to the power of logic and the beauty of mathematics.

Let's embrace the power of mathematical induction and use it to explore the world of mathematics with confidence and curiosity.

Mathematical induction is not just a technique; it's a way of thinking. It's a way of seeing the world through the lens of logic and mathematics.

So, let's go ahead and prove it. Let's use the power of mathematical induction to show that  $P(n)$  is true for all natural numbers  $n$ .

Mathematical induction is a powerful tool. It's a tool that allows us to prove an infinite number of cases by proving only a few.

So, let's use the power of mathematical induction to prove that  $P(n)$  is true for all natural numbers  $n$ .

Mathematical induction is a beautiful and powerful tool. It's a testament to the power of logic and the beauty of mathematics.

Let's embrace the power of mathematical induction and use it to explore the world of mathematics with confidence and curiosity.

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN  
ENFORCEMENT ACTION  
CONCERNING  
KHANH C. NGUYEN AND K.  
NGUYEN AND SONS LTD. DBA H P  
CLEANERS  
RN101314714**

§ **BEFORE THE**  
§  
§ **TEXAS COMMISSION ON**  
§  
§ **ENVIRONMENTAL QUALITY**

## **AGREED ORDER DOCKET NO. 2006-1706-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 Khanh C. Nguyen and K. Nguyen and Sons Ltd. dba H P Cleaners ("Mr. Nguyen and Sons Ltd.") 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 Mr. Nguyen and K. Nguyen and Sons Ltd. appear before the Commission and together stipulate that:

1. Mr. Nguyen and Sons Ltd. own and operate a dry cleaning drop station at 3108 West Parker Road, in Plano, Collin County, Texas (the "Facility").
2. The TCEQ has general authority to regulate the Facility pursuant to TEX. HEALTH & SAFETY CODE § 374.051.
3. The Commission and Mr. Nguyen and Sons Ltd. agree that the Commission has jurisdiction to enter this Agreed Order, and that Mr. Nguyen and Sons Ltd. are subject to the Commission's jurisdiction.
4. Mr. Nguyen and Sons Ltd. received notice of the violations alleged in Section II ("Allegations") on or about 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 Mr. Nguyen and Sons Ltd. of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of One Thousand One Hundred Eighty-Five Dollars (\$1,185) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). Mr. Nguyen and Sons Ltd. have paid Nine Hundred Forty-Eight Dollars (\$948) of the administrative penalty and Two Hundred Thirty-Seven Dollars (\$237) is deferred contingent upon Mr. Nguyen and Sons Ltd. timely and satisfactory compliance with all the terms of this Agreed

1. The first part of the document is a letter from the author to the editor of the journal. The letter discusses the author's interest in the topic and the reasons for writing the paper. It also mentions the author's previous work in the field and the author's hope that the paper will be of interest to the readers of the journal.

2. The second part of the document is the abstract of the paper. The abstract provides a brief summary of the paper's content, including the research question, the methods used, the results, and the conclusions. It is designed to give the reader a quick overview of the paper's main findings and to help them decide whether they want to read the full paper.

3. The third part of the document is the introduction of the paper. The introduction provides a more detailed overview of the research topic and the author's approach. It discusses the importance of the topic, the current state of knowledge, and the author's contribution to the field. The introduction also outlines the structure of the paper and the main findings.

4. The fourth part of the document is the main body of the paper. This section contains the detailed description of the research methods, the results of the study, and the author's discussion of the findings. The author provides a thorough analysis of the data and discusses the implications of the results for the field. The author also addresses any limitations of the study and suggests directions for future research.

5. The fifth part of the document is the conclusion of the paper. The conclusion summarizes the main findings of the study and the author's overall conclusions. It also discusses the implications of the results for the field and suggests directions for future research. The author expresses their hope that the paper will be of interest to the readers of the journal and that it will contribute to the understanding of the research topic.

Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If Mr. Nguyen and Sons Ltd. fail to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require Mr. Nguyen and Sons Ltd. 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 Mr. Nguyen and Sons Ltd. have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
9. 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 Mr. Nguyen and Sons Ltd. have not complied with one or more of the terms or conditions in this Agreed Order.
10. 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.
11. 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 owners and operators of the Facility, Mr. Nguyen and Sons Ltd. are alleged to have failed to renew the registration by completing and submitting the required registration form to the TCEQ, in violation of 30 TEX. ADMIN. CODE § 337.11(e) and TEX. HEALTH & SAFETY CODE § 374.102, as documented during an investigation conducted on May 23, 2006.

## **III. DENIALS**

Mr. Nguyen and Sons Ltd. generally deny each allegation in Section II ("Allegations").

## **IV. ORDERING PROVISIONS**

1. It is, therefore, ordered by the TCEQ that Mr. Nguyen and Sons Ltd. pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and Mr. Nguyen and Sons Ltd.'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: Khanh C. Nguyen and K. Nguyen and Sons Ltd. dba H P Cleaners, Docket No. 2006-1706-DCL-E" to:

1. The first part of the paper discusses the historical development of the concept of the self. It begins with the ancient Greeks, who viewed the self as a collection of qualities and capacities. This view was challenged by the medieval philosophers, who introduced the idea of a substantial self. The modern period saw a shift towards a more psychological and experiential understanding of the self.

2. The second part of the paper examines the philosophical arguments for and against the existence of a substantial self. It considers the views of Descartes, Locke, and Kant, among others. The central question is whether there is something that remains constant through all changes in our mental and physical states.

3. The third part of the paper explores the implications of different theories of the self for issues of personal identity and responsibility. It asks how we can be held responsible for our actions if our self is not a stable entity over time.

4. The fourth part of the paper discusses the role of the self in contemporary philosophy and psychology. It looks at how modern theories of the self, such as the narrative self and the social self, have influenced our understanding of human beings. It also touches on the implications of these theories for the study of mental health and the self.

5. The fifth part of the paper concludes by reflecting on the broader significance of the self. It suggests that the self is not just a philosophical abstraction, but a central part of our lived experience. Understanding the self is essential for understanding ourselves and the world we live in.

6. The sixth part of the paper discusses the relationship between the self and the community. It argues that the self is not formed in isolation, but through our interactions with others. This view has important implications for our understanding of social and political life.

### REFERENCES

- Aristotle. *Nicomachean Ethics*. Translated by W. D. Ross. London: Duckworth, 1984.
- Descartes, René. *Meditations on First Philosophy*. Translated by Donald A. Cress. Dordrecht: Reidel, 1984.
- Locke, John. *An Essay Concerning Human Understanding*. London: Penguin Classics, 1993.
- Kant, Immanuel. *Groundwork of the Metaphysics of Morals*. Translated by Gregor M. G. Gierke. Cambridge: Cambridge University Press, 1996.

### ACKNOWLEDGMENTS

I would like to thank the following individuals for their helpful comments and suggestions:

- John Doe
- Jane Smith
- Bob Johnson

7. The seventh part of the paper discusses the relationship between the self and the community. It argues that the self is not formed in isolation, but through our interactions with others. This view has important implications for our understanding of social and political life.

8. The eighth part of the paper discusses the relationship between the self and the community. It argues that the self is not formed in isolation, but through our interactions with others. This view has important implications for our understanding of social and political life.

9. The ninth part of the paper discusses the relationship between the self and the community. It argues that the self is not formed in isolation, but through our interactions with others. This view has important implications for our understanding of social and political life.

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. Khanh C. Nguyen and K. Nguyen and Sons Ltd. are jointly and severally liable for the violations documented in this Agreed Order, and are jointly and severally liable for timely and satisfactory compliance with all terms and conditions of this Agreed Order.
3. It is further ordered that Mr. Nguyen and Sons Ltd. shall undertake the following technical requirements:
  - a. Within 15 days after the effective date of this Agreed Order, complete and submit the required dry cleaner and/or drop station registration form in accordance with 30 TEX. ADMIN. CODE ch. 337 to:

Dry Cleaning Registration Team  
Texas Commission on Environmental Quality  
P.O. Box 13087  
Austin, Texas 78711-3087

- b. Within 30 days after the effective date of this Agreed Order, submit written certification of compliance with Ordering Provision 3.a. as described below:

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:

Manager, Waste Section  
Dallas/Fort Worth Regional Office  
Texas Commission on Environmental Quality  
2309 Gravel Drive  
Fort Worth, Texas 76118-6951

4. The provisions of this Agreed Order shall apply to and be binding upon Mr. Nguyen and Sons Ltd. Mr. Nguyen and Sons Ltd. are 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.
5. If Mr. Nguyen and Sons Ltd. fail 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, Mr. Nguyen and Sons Ltd.'s failure to comply is not a violation of this Agreed Order. Mr. Nguyen and Sons Ltd. shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Mr. Nguyen and Sons Ltd. shall notify the Executive Director within seven days after Mr. Nguyen and Sons Ltd. become aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
6. 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 Mr. Nguyen and Sons Ltd. shall be made in writing to the Executive Director. Extensions are not effective until Mr. Nguyen and Sons Ltd. receive written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
7. This Agreed Order, issued by the Commission, shall not be admissible against Mr. Nguyen and Sons Ltd. 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.
8. 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.
9. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to Mr. Nguyen and Sons Ltd., or three days after the date on which the Commission mails notice of the Order to Mr. Nguyen and Sons Ltd., whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

...the ... of ...

Khanh C. Nguyen and K. Nguyen and Sons Ltd, dba H P Cleaners  
DOCKET NO. 2006-1706-DCL-E  
Page 5

### SIGNATURE PAGE

#### TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission



For the Executive Director

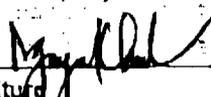
4/12/07  
Date

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.

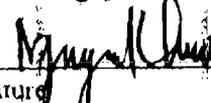
In addition, any falsification of any compliance documents may result in criminal prosecution.

  
Signature

12/14/06  
Date

KHANH NGUYEN  
Name (Printed or typed)  
Authorized Representative of  
Khanh C. Nguyen dba H P Cleaners

Business Admin  
Title

  
Signature

12/14/06  
Date

KHANH NGUYEN  
Name (Printed or typed)  
Authorized Representative of  
K. Nguyen and Sons Ltd. dba H P Cleaners

Business Admin  
Title

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.

Dear Sir,

Reference is made to your letter of the 15th inst.

concerning the above mentioned matter.

Yours faithfully,

[Signature]

The enclosed copy of the report of the committee appointed to enquire into the circumstances of the above mentioned case is being forwarded to you for your information.

The committee has found that the above mentioned case is a case of gross negligence and that the person concerned is liable to be punished accordingly.

The committee has also recommended that the person concerned should be removed from the service of the Government.

The above mentioned report is being forwarded to you for your information and for your guidance in the matter.

Very truly yours,

[Signature]

SECRETARY TO THE GOVERNMENT

Enclosed copy of the report of the committee appointed to enquire into the circumstances of the above mentioned case is being forwarded to you for your information.