

EXECUTIVE SUMMARY - ENFORCEMENT MATTER
DOCKET NO.: 2006-1552-AIR-E **TCEQ ID:** RN102191491 **CASE NO.:** 31231
RESPONDENT NAME: WFC Company Inc. dba Warminster Fiberglass

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 checked="" 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 | | |

SITE WHERE VIOLATION(S) OCCURRED: Warminster Fiberglass, 1428 Elberta Street, Jacksonville, Cherokee County

TYPE OF OPERATION: Fiberglass product manufacturing

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 February 26, 2007. No comments were received.

CONTACTS AND MAILING LIST:

TCEQ Attorney/SEP Coordinator: None

TCEQ Enforcement Coordinator: Ms. Libby Hogue, Enforcement Division, Enforcement Section II, MC 219, (512) 239-1165; Mr. Steven Lopez, Enforcement Division, MC 219, (512) 239-1896

TCEQ Field Investigator: Mr. Charles W. Murray, Tyler Regional Office, MC R-05, (903) 535-5178

Respondent: Mr. John J. Roley, President, WFC Company Inc. dba Warminster Fiberglass, P.O. Box 188, Southhampton, Pennsylvania 18966

Mr. James Phlieger, Registered Agent, WFC Company Inc. dba Warminster Fiberglass, 1428 Elberta Street, Jacksonville, Texas 75766

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 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 Investigation Relating to this Case: August 2, 2006</p> <p>Date of NOE Relating to this Case: August 31, 2006 (NOE)</p> <p>Background Facts: This was a routine record review. One violation was documented.</p> <p>AIR</p> <p>Failed to submit a renewal application for New Source Review ("NSR") Permit No. 26330 prior to expiration. Specifically, the investigator documented that WFC did not submit a permit renewal application for NSR Permit No. 26330 until June 29, 2005, after the permit expired on June 9, 2005, and is continuing to operate the plant [30 TEX. ADMIN. CODE §§ 116.110(a) and 116.315(a) and TEX. HEALTH & SAFETY CODE §§ 382.0518(a) and 382.085(b)].</p> | <p>Total Assessed: \$14,400</p> <p>Total Deferred: \$2,880 <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: \$320 (remaining \$11,200 due in 35 monthly payments of \$320 each)</p> <p>Site Compliance History Classification: <input checked="" type="checkbox"/> High <input type="checkbox"/> Avg. <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification: <input checked="" 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>1) The Executive Director recognizes that on October 17, 2005, WFC submitted a new NSR permit application for the Plant.</p> <p>Ordering Provisions:</p> <p>2) The Order will require the Respondent to:</p> <p>a. Immediately upon the effective date of this Agreed Order, until such time authorization to operate is obtained or until 180 days after the effective date of this Agreed Order, which ever is earlier, comply with the provisions in expired NSR Permit No. 26330;</p> <p>b. Respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the permit application within 30 days after the date of such requests, or by any other deadline specified in writing; and</p> <p>c. Within 180 days after the effective date of this Agreed Order, submit written certification that either authorization to operate a source of air emissions has been obtained or cease operation until such time that appropriate authorization is obtained. The certification shall include detailed supporting documentation including receipts, and/or other records to demonstrate compliance.</p> |



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision May 19, 2005

| | | | | | | |
|--------------|----------|-------------|-----------|-------------|---------|--|
| DATES | Assigned | 05-Sep-2006 | Screening | 18-Sep-2006 | EPA Due | |
| | PCW | 18-Sep-2006 | | | | |

| | |
|--|--|
| RESPONDENT/FACILITY INFORMATION | |
| Respondent | WFC Company Inc. dba Warminster Fiberglass |
| Reg. Ent. Ref. No. | RN102191491 |
| Facility/Site Region | 5-Tyler |
| Major/Minor Source | Minor Source |

| | | | |
|---------------------------------|-----------------|-------------------|--------------------|
| CASE INFORMATION | | | |
| Enf./Case ID No. | 31231 | No. of Violations | 1 |
| Docket No. | 2006-1552-AIR-E | Order Type | 1660 |
| Media Program(s) | Air Quality | Enf. Coordinator | Carolyn V. Lind |
| Multi-Media | | EC's Team | Enforcement Team 1 |
| Admin. Penalty \$ Limit Minimum | \$0 | Maximum | \$10,000 |

Penalty Calculation Section

| | | |
|---|-------------------|----------|
| TOTAL BASE PENALTY (Sum of violation base penalties) | Subtotal 1 | \$16,000 |
|---|-------------------|----------|

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

| | | | |
|---------------------------|----------------|--------------------------------|----------|
| Compliance History | -10% Reduction | Subtotals 2, 3, & 7 | -\$1,600 |
|---------------------------|----------------|--------------------------------|----------|

Notes: The Respondent received a reduction due to High Performer classification.

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

Notes: The Respondent does not meet the culpability criteria.

| | | | |
|------------------------------------|--------------|-------------------|-----|
| Good Faith Effort to Comply | 0% Reduction | Subtotal 5 | \$0 |
|------------------------------------|--------------|-------------------|-----|

| | 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 |
|-------------------------|-----------------|-------------------|-----|

| | | |
|----------------------------|---------|-----------------------------------|
| Total EB Amounts | \$224 | *Capped at the Total EB \$ Amount |
| Approx. Cost of Compliance | \$2,000 | |

| | | |
|-----------------------------|-----------------------|----------|
| SUM OF SUBTOTALS 1-7 | Final Subtotal | \$14,400 |
|-----------------------------|-----------------------|----------|

| | | |
|---|-------------------|-----|
| 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 | \$14,400 |
|-----------------------------|----------|

| | | |
|-----------------------------------|-------------------------------|----------|
| STATUTORY LIMIT ADJUSTMENT | Final Assessed Penalty | \$14,400 |
|-----------------------------------|-------------------------------|----------|

| | | | |
|-----------------|---------------|-------------------|----------|
| DEFERRAL | 20% Reduction | Adjustment | -\$2,880 |
|-----------------|---------------|-------------------|----------|

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

Notes: Deferral offered for expedited settlement.

| | |
|------------------------|----------|
| PAYABLE PENALTY | \$11,520 |
|------------------------|----------|

| | | |
|---|------------------------------------|------------|
| Screening Date: 18-Sep-2006 | Docket No.: 2006-1552-AIR-E | PCW |
| Respondent: WFC Company Inc. dba Warminster Fiberglass | Policy Revision 2 (September 2002) | |
| Case ID No.: 31231 | PCW Revision May 19, 2005 | |
| Reg. Ent. Reference No.: RN102191491 | | |
| Media [Statute]: Air Quality | | |
| Enf. Coordinator: Carolyn V. Lind | | |

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)

>> Repeat Violator (Subtotal 3)

Adjustment Percentage (Subtotal 3)

>> Compliance History Person Classification (Subtotal 7)

Adjustment Percentage (Subtotal 7)

>> Compliance History Summary

Compliance History Notes

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

Screening Date 18-Sep-2006 **Docket No.** 2006-1552-AIR-E **PCW**
Respondent WFC Company Inc. dba Warminster Fiberglass *Policy Revision 2 (September 2002)*
Case ID No. 31231 *PCW Revision May 19, 2005*
Reg. Ent. Reference No. RN102191491
Media [Statute] Air Quality
Enf. Coordinator Carolyn V. Lind

Violation Number

Primary Rule Cite(s)
Secondary Rule Cite(s)

Violation Description

Base Penalty

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

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

>> **Programmatic Matrix**

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

Violation Base Penalty

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount

Violation Final Penalty Total

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent: WFC Company Inc. dba Warminster Fiberglass
 Case ID No: 31231
 Reg. Ent. Reference No: RN102191491
 Media [Statute]: Air Quality
 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 |
|------------------|-----------|---------------|------------|-----|----------------|---------------|-----------|
|------------------|-----------|---------------|------------|-----|----------------|---------------|-----------|

| 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 | \$2,000 | 09-Jun-2005 | 03-Sep-2007 | 2.2 | \$224 | n/a | \$224 |
| Other (as needed) | | | | 0.0 | \$0 | n/a | \$0 |

Notes for DELAYED costs: The approximate cost to submit a permit application from the date required through the date of expected compliance (September 3, 2007).

| 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 **\$2,000**

TOTAL **\$224**

Compliance History

| | | | |
|---|---|-----------------------|---------------------|
| Customer/Respondent/Owner-Operator: | CN602929614 WFC Company Inc. | Classification: HIGH | Rating: 0.0 |
| Regulated Entity: | RN102191491 WARMINSTER FIBERGLASS | Classification: HIGH | Rating: 0.0 |
| ID Numbers(s): | AIR NEW SOURCE PERMITS | PERMIT | 13181 |
| | AIR NEW SOURCE PERMITS | ACCOUNT NUMBER | CJ00351 |
| | AIR NEW SOURCE PERMITS | AFS NUM | 0021 |
| | AIR NEW SOURCE PERMITS | PERMIT | 77123 |
| Location: | 1428 ELBERTA ST JACKSONVILLE, CHEROKEE COUNTY | Rating Date: 9/1/2006 | Repeat Violator: No |
| TCEQ Region: | REGION 05 - TYLER | | |
| Date Compliance History Prepared: | September 13, 2006 | | |
| Agency Decision Requiring Compliance History: | Enforcement | | |
| Compliance Period: | September 13, 2001 To September 13, 2006 | | |

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

Name: Carolyn V. Lind Phone: (903) 535-5145

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 dates of investigations.
1 08/31/2006 (509536)
 - E. Written notices of violations (NOV).
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

THE HISTORY OF THE

ROYAL SOCIETY OF LONDON

FROM ITS ORIGIN TO THE PRESENT

BY

JOHN DE LA BECHE

ESQ.

OF THE SOCIETY OF ANTIQVARIARIES

AND OF THE SOCIETY OF ARCHÆOLOGISTS

IN GREAT BRITAIN

AND OF THE SOCIETY OF ANTIQVARIARIES

IN IRELAND

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IN SCOTLAND

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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 WFC 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 WFC to meet the payment schedule of this Agreed Order constitutes the failure by WFC 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 WFC 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 on October 17, 2005, WFC submitted a new New Source Review ("NSR") permit application for the Plant.
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 WFC 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 Plant, WFC is alleged to have failed to submit a renewal application for NSR Permit No. 26330 prior to expiration, in violation of 30 TEX. ADMIN. CODE §§ 116.110(a) and 116.315(a) and TEX. HEALTH & SAFETY CODE §§ 382.0518(a) and 382.085(b), as documented during an investigation conducted on August 2, 2006. Specifically, the investigator documented that WFC did not submit a permit renewal application for NSR Permit No. 26330 until June 29, 2005, after the permit expired on June 9, 2005, and is continuing to operate the plant.

III. DENIALS

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

...the ... of ...

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that WFC pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and WFC'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: WFC Company Inc. dba Warminster Fiberglass, Docket No. 2006-1552-AIR-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 WFC shall undertake the following technical requirements:
 - a. Immediately upon the effective date of this Agreed Order, until such time authorization to operate is obtained or until 180 days after the effective date of this Agreed Order, which ever is earlier, comply with the provisions in expired NSR Permit No. 26330;
 - b. Respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the permit application within 30 days after the date of such requests, or by any other deadline specified in writing; and
 - c. Within 180 days after the effective date of this Agreed Order, submit written certification that either authorization to operate a source of air emissions has been obtained or cease operation until such time that appropriate authorization is obtained. 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

2. Theorem 1.1 (continued)

Let M be a compact Riemannian manifold of dimension n . Let \mathcal{M} be a family of metrics on M such that $\int_M R_g dV_g \leq C$ for all $g \in \mathcal{M}$. Let \mathcal{M}_ϵ be the family of metrics $g \in \mathcal{M}$ such that $\int_M R_g dV_g \leq C$ and $\int_M |Rm_g|^2 dV_g \leq \epsilon$. Then \mathcal{M}_ϵ is compact in the C^0 topology.

Let \mathcal{M}_ϵ be the family of metrics $g \in \mathcal{M}$ such that $\int_M R_g dV_g \leq C$ and $\int_M |Rm_g|^2 dV_g \leq \epsilon$. Then \mathcal{M}_ϵ is compact in the C^0 topology.

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with a copy to:

Manager, Air Section
Tyler Regional Office
Texas Commission on Environmental Quality
2916 Teague Drive
Tyler, Texas 75701-3756

3. The provisions of this Agreed Order shall apply to and be binding upon WFC. WFC is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
4. If WFC 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, WFC's failure to comply is not a violation of this Agreed Order. WFC shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. WFC shall notify the Executive Director within seven days after WFC 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 WFC shall be made in writing to the Executive Director. Extensions are not effective until WFC 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 WFC 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 WFC, or three days after the date on which the Commission mails notice of the Order to WFC, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission



For the Executive Director

4/3/07

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

12-7-06

Date

JOHN J. ROLEY

Name (Printed or typed)
Authorized Representative of
WFC Company Inc. dba Warminster Fiberglass

PRESIDENT

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.

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

In the second section, the author outlines the various methods used to collect and analyze the data. This includes both manual data entry and the use of specialized software tools. The goal is to ensure that the data is both accurate and easy to interpret.

The third part of the document provides a detailed breakdown of the results. It shows that there is a clear trend in the data, which is consistent with the initial hypothesis. This finding is supported by statistical analysis and visual representations of the data.

The fourth section discusses the implications of the findings. It suggests that the results could have significant implications for the industry as a whole. This is particularly true in light of the current market conditions and the need for more efficient data management practices.

Finally, the document concludes with a summary of the key points and a list of recommendations for future research. It is clear that there is still much to be learned from this data, and further investigation is warranted.

The following table provides a summary of the key data points discussed in the document. This table is intended to provide a quick overview of the most important information.

| Category | Value |
|----------|-------|
| Item 1 | 12.5 |
| Item 2 | 8.7 |
| Item 3 | 15.2 |
| Item 4 | 9.1 |
| Item 5 | 11.8 |

The data shows a clear upward trend in the values, which is consistent with the findings discussed in the text. This suggests that the initial hypothesis was correct, and that the data is indeed significant.

In conclusion, this document has provided a comprehensive overview of the data and the findings. It is clear that there is a strong correlation between the variables being studied, and that the results are highly significant. Further research is needed to explore the underlying causes of these trends.