

EXECUTIVE SUMMARY - ENFORCEMENT MATTER
DOCKET NO.: 2007-0093-AIR-E **TCEQ ID:** RN100211754 **CASE NO.:** 32349
RESPONDENT NAME: WTG Gas Processing, L.P.

ORDER TYPE:		
<input checked="" type="checkbox"/> 1660 AGREED ORDER	<input type="checkbox"/> FINDINGS AGREED ORDER	<input type="checkbox"/> FINDINGS ORDER FOLLOWING SOAH HEARING
<input type="checkbox"/> FINDINGS DEFAULT ORDER	<input type="checkbox"/> SHUTDOWN ORDER	<input type="checkbox"/> IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
<input type="checkbox"/> AMENDED ORDER	<input type="checkbox"/> EMERGENCY ORDER	
CASE TYPE:		
<input checked="" type="checkbox"/> AIR	<input type="checkbox"/> MULTI-MEDIA (check all that apply)	<input type="checkbox"/> INDUSTRIAL AND HAZARDOUS WASTE
<input type="checkbox"/> PUBLIC WATER SUPPLY	<input type="checkbox"/> PETROLEUM STORAGE TANKS	<input type="checkbox"/> OCCUPATIONAL CERTIFICATION
<input type="checkbox"/> WATER QUALITY	<input type="checkbox"/> SEWAGE SLUDGE	<input type="checkbox"/> UNDERGROUND INJECTION CONTROL
<input type="checkbox"/> MUNICIPAL SOLID WASTE	<input type="checkbox"/> RADIOACTIVE WASTE	<input type="checkbox"/> DRY CLEANER REGISTRATION
<p>SITE WHERE VIOLATION(S) OCCURRED: West Texas Gas Processing Vealmoor Compressor Station, 11703 Farm to Market 846, Howard County</p> <p>TYPE OF OPERATION: Natural gas gathering and compression station</p> <p>SMALL BUSINESS: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>OTHER SIGNIFICANT MATTERS: No complaints were received. There is no record of additional pending enforcement actions regarding this facility location.</p> <p>INTERESTED PARTIES: No one other than the ED and the Respondent has expressed an interest in this matter.</p> <p>COMMENTS RECEIVED: The <i>Texas Register</i> comment period expired on June 11, 2007. No comments were received.</p> <p>CONTACTS AND MAILING LIST: TCEQ Attorney/SEP Coordinator: None TCEQ Enforcement Coordinator: Ms. Libby Hogue, Enforcement Division, Enforcement Team 3, MC 149, (512) 239-1165; Mr. Steven Lopez, Enforcement Division, MC 219, (512) 239-1896 Respondent: Mr. J.L. Davis, President, WTG Gas Processing, L.P., 211 North Colorado Street, Midland, Texas 79701; Mr. Bob Stewart, Environmental Coordinator, WTG Gas Processing, L.P., 211 North Colorado Street, Midland, Texas 79701 Respondent's Attorney: Not represented by counsel on this enforcement matter</p>		

VIOLATION SUMMARY CHART:

VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED
<p>Type of Investigation: <input type="checkbox"/> Complaint <input checked="" type="checkbox"/> Routine <input type="checkbox"/> Enforcement Follow-up <input type="checkbox"/> Records Review</p> <p>Date of Complaint Relating to this Case: None</p> <p>Date of Investigation Relating to this Case: December 14, 2006</p> <p>Date of NOE Relating to this Case: January 22, 2007 (NOE)</p> <p>Background Facts: This was a routine investigation. Two violations were documented.</p> <p>AIR</p> <p>1) Failed to provide results of semi-annual engine testing within 30 days of the testing [30 TEX. ADMIN. CODE § 116.115(c), Permit No. 36189/PSD-TX-887, Special Condition 10, and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p> <p>2) Failed to submit a timely semi-annual deviation report for the reporting period of April 7, 2006 through October 6, 2006 [30 TEX. ADMIN. CODE § 122.145(2)(B), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p>	<p>Total Assessed: \$2,444</p> <p>Total Deferred: \$488 <input checked="" type="checkbox"/> Expedited Settlement <input type="checkbox"/> Financial Inability to Pay</p> <p>SEP Conditional Offset: \$0</p> <p>Total Paid to General Revenue: \$1,956</p> <p>Site Compliance History Classification <input type="checkbox"/> High <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification <input checked="" type="checkbox"/> High <input type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Major Source: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Applicable Penalty Policy: September 2002</p>	<p>Corrective Actions Taken:</p> <p>The Executive Director recognizes WTG Processing has implemented the following corrective measures at the Station:</p> <p>a. Submitted the semi-annual engine test reports for testing performed April 27, 2006 on December 15, 2006; and</p> <p>b. Submitted the deviation report for the reporting period of April 7, 2006 through October 6, 2006 on January 29, 2007.</p>



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision December 8, 2006

TCEQ

DATES	Assigned	22-Jan-2007	Screening	23-Jan-2007	EPA Due	11-Sep-2007
	PCW	24-Jan-2007				

RESPONDENT/FACILITY INFORMATION			
Respondent	WTG Gas Processing, L.P.		
Reg. Ent. Ref. No.	RN100211754		
Facility/Site Region	7-Midland	Major/Minor Source	Major

CASE INFORMATION			
Enf./Case ID No.	32349	No. of Violations	2
Docket No.	2007-0093-AIR-E	Order Type	1660
Media Program(s)	Air Quality	Enf. Coordinator	Libby Hogue
Multi-Media		EC's Team	Enforcement Team 4
Admin. Penalty \$	Limit Minimum	\$0	Maximum
			\$10,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History 4% Enhancement Subtotals 2, 3, & 7

Notes: A 4% enhancement is recommended for having one NOV with same or similar violations and one Notice of an Intended Audit within the last five years.

Culpability No 0% Enhancement Subtotal 4

Notes: Respondent does not meet the culpability criteria.

Good Faith Effort to Comply 10% Reduction Subtotal 5

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

Notes: The Respondent came into compliance on January 29, 2007.

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

SUM OF SUBTOTALS 1-7 Final Subtotal

OTHER FACTORS AS JUSTICE MAY REQUIRE Adjustment

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

Notes:

Final Penalty Amount

STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty

DEFERRAL 20% Reduction Adjustment

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

Screening Date 23-Jan-2007

Docket No. 2007-0093-AIR-E

PCW

Respondent WTG Gas Processing, L.P.

Policy Revision 2 (September 2002)

Case ID No. 32349

PCW Revision December 8, 2006

Reg. Ent. Reference No. RN100211754

Media [Statute] Air Quality

Enf. Coordinator Libby Hogue

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 (number of NOVs meeting criteria)	1	5%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	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 (number of judgments or consent decrees meeting criteria)	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 (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	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 (number of audits for which notices were submitted)	1	-1%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	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) 4%

>> 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

A 4% enhancement is recommended for having one NOV with same or similar violations and one Notice of an Intended Audit within the last five years.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 4%

Screening Date 23-Jan-2007

Docket No. 2007-0093-AIR-E

PCW

Respondent WTG Gas Processing, L.P.

Policy Revision 2 (September 2002)

Case ID No. 32349

PCW Revision December 8, 2006

Reg. Ent. Reference No. RN100211754

Media [Statute] Air Quality

Enf. Coordinator Libby Hogue

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code § 116.115(c), Permit No. 36189/PSD-TX-887, Special Condition 10, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to provide results of semi-annual engine testing within 30 days of the testing as required by Special Condition 10 of Permit No. 36189/PSD-TX-887. Specifically, the semi-annual engine testing report for testing performed on April 27, 2006 was not submitted until December 15, 2006.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				0%
Potential				

>> Programmatic Matrix

Falsification	Harm			Percent
	Major	Moderate	Minor	
			x	1%

Matrix Notes

70% of the rule requirement was met.

Adjustment \$9,900

\$100

Violation Events

Number of Violation Events 1 Number of violation days 202

mark only one with an x	daily	
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	x

Violation Base Penalty \$100

One single event is recommended.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$15

Violation Final Penalty Total \$94

This violation Final Assessed Penalty (adjusted for limits) \$94

Economic Benefit Worksheet

Respondent WTG Gas Processing, L.P.
Case ID No. 32349
Reg. Ent. Reference No. RN100211754
Media 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
<small>No commas or \$</small>							

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)	\$500	7-May-2006	15-Dec-2006	0.6	\$15	n/a	\$15

Notes for DELAYED costs

The estimated costs to submit the semi-annual engine testing report for the tests performed on April 7, 2006, per Special Condition 10 of NSR Permit 36189/PSD-TX-887. Date required is the date the semi-annual engine testing report was due. Final date is the date the report was submitted.

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 \$500

TOTAL \$15

Screening Date 23-Jan-2007

Docket No. 2007-0093-AIR-E

PCW

Respondent WTG Gas Processing, L.P.

Policy Revision 2 (September 2002)

Case ID No. 32349

PCW Revision December 8, 2006

Reg. Ent. Reference No. RN100211754

Media [Statute] Air Quality

Enf. Coordinator Libby Hogue

Violation Number 2

Rule Cite(s) 30 Tex. Admin. Code § 122.145(2)(B), and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to submit a timely semi-annual deviation report for the reporting period of April 7, 2006 through October 6, 2006. Specifically, the deviation report was due on December 5, 2006 and was submitted on January 29, 2007.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				0%
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
	x			25%

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

Adjustment \$7,500

\$2,500

Violation Events

Number of Violation Events 1 Number of violation days 79

daily	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$2,500

One single event is recommended.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$6

Violation Final Penalty Total \$2,350

This violation Final Assessed Penalty (adjusted for limits) \$2,350

Economic Benefit Worksheet

Respondent WTG Gas Processing, L.P.
Case ID No. 32349
Reg. Ent. Reference No. RN100211754
Media Air Quality
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
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)	\$500	5-Nov-2006	29-Jan-2007	0.2	\$6	n/a	\$6

Notes for DELAYED costs
 The estimated costs to submit a timely semi-annual deviation report. Date required is the date the semi-annual deviation report was due. Final date is the date the report was submitted.

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
 (This section is currently blank)

Approx. Cost of Compliance \$500 **TOTAL** \$6

Compliance History

Customer/Respondent/Owner-Operator: CN600125439 WTG Gas Processing, L.P. Classification: AVERAGE Rating: 8.10
 Regulated Entity: RN100211754 WEST TEXAS GAS PROCESSING VEALMOOR COMPRESSOR STATION Classification: HIGH Site Rating: 0.00

AIR OPERATING PERMITS	ACCOUNT NUMBER	HT0059L
AIR OPERATING PERMITS	PERMIT	628
AIR NEW SOURCE PERMITS	PERMIT	21153
AIR NEW SOURCE PERMITS	PERMIT	36189
AIR NEW SOURCE PERMITS	PERMIT	39523
AIR NEW SOURCE PERMITS	PERMIT	39524
AIR NEW SOURCE PERMITS	PERMIT	39522
AIR NEW SOURCE PERMITS	ACCOUNT NUMBER	HT0059L
AIR NEW SOURCE PERMITS	EPA ID	PSDTX887
AIR NEW SOURCE PERMITS	AFS NUM	0034

ID Number(s):

Location: 11703 FM 846, HOWARD COUNTY, TX, 79511 Rating Date: September 01 06 Repeat Violator: NO

TCEQ Region: REGION 07 - MIDLAND

Date Compliance History Prepared: January 31, 2007

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: January 22, 2002 to January 22, 2007

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

Name: Libby Hogue Phone: 512-239-1165

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? WTG Gas Processing, L.P.
4. If Yes, who was/were the prior owner(s)? West Texas Gas, Inc.
5. When did the change(s) in ownership occur? 10/13/2002

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	(509295)
N/A		
2	03/18/2003	(26673)
3	06/19/2002	(83523)
4	08/02/2004	(284750)
5	01/18/2007	(534358)

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

Date: 08/03/2004 (284750)

Self Report? NO

Classific Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Description: Failure to submit semi-annual engine test by due date

F. Environmental audits.

Notice of Intent Date: 01/28/2004 (263429)

No DOV Associated

G. Type of environmental management systems (EMSs).

N/A

H. Voluntary on-site compliance assessment dates.

N/A

I. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
WTG GAS PROCESSING, L.P.
RN100211754**

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

**AGREED ORDER
DOCKET NO. 2007-0093-AIR-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 WTG Gas Processing, L.P. ("WTG Processing") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and WTG Processing appear before the Commission and together stipulate that:

1. WTG Processing owns and operates a natural gas gathering and compression station at 11703 Farm to Market 846 in Howard County, Texas (the "Station").
2. The Station consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
3. The Commission and WTG Processing agree that the Commission has jurisdiction to enter this Agreed Order, and that WTG Processing is subject to the Commission's jurisdiction.
4. WTG Processing received notice of the violations alleged in Section II ("Allegations") on or about January 27, 2007.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by WTG Processing of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of Two Thousand Four Hundred Forty-Four Dollars (\$2,444) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). WTG Processing has paid One Thousand Nine Hundred Fifty-Six Dollars

(\$1,956) of the administrative penalty and Four Hundred Eighty-Eight Dollars (\$488) is deferred contingent upon WTG Processing'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 WTG Processing fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require WTG Processing 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 WTG Processing 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 WTG Processing has implemented the following corrective measures at the Station:
 - a. Submitted the semi-annual engine test reports for testing performed April 27, 2006 on December 15, 2006; and
 - b. Submitted the deviation report for the reporting period of April 7, 2006 through October 6, 2006 on January 29, 2007.
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 WTG Processing 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 Station, WTG Processing is alleged to have:

1. Failed to provide results of semi-annual engine testing within 30 days of the testing, in violation of 30 TEX. ADMIN. CODE § 116.115(c), Permit No. 36189/PSD-TX-887, Special Condition 10, and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on December 14, 2006; and
2. Failed to submit a timely semi-annual deviation report for the reporting period of April 7, 2006 through October 6, 2006, in violation of 30 TEX. ADMIN. CODE § 122.145(2)(B), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on December 14, 2006.

III. DENIALS

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

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that WTG Processing pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and WTG Processing'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: WTG Gas Processing, L.P., Docket No. 2007-0093-AIR-E" to:

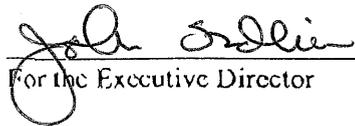
Financial Administration Division, Revenues Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088
2. The provisions of this Agreed Order shall apply to and be binding upon WTG Processing. WTG Processing is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Station operations referenced in this Agreed Order.
3. This Agreed Order, issued by the Commission, shall not be admissible against WTG Processing in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
4. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
5. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to WTG Processing, or three days after the date on which the Commission mails notice of the Order to WTG Processing, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

WTG Gas Processing, L.P.
DOCKET NO. 2007-0093-AIR-E
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SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission



For the Executive Director

7/07/2007
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

4-5-07
Date

J. L. Davis

Name (Printed or typed)
Authorized Representative of
WTG Gas Processing, L.P.

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.

