

EXECUTIVE SUMMARY - ENFORCEMENT MATTER

DOCKET NO.: 2007-1262-PWS-E **TCEQ ID:** RN101230910 **CASE NO.:** 34369

RESPONDENT NAME: Arledge Ridge Water Supply Corporation

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 type="checkbox"/> AIR	<input type="checkbox"/> MULTI-MEDIA (check all that apply)	<input type="checkbox"/> INDUSTRIAL AND HAZARDOUS WASTE
<input checked="" 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: Arledge Ridge WSC PWS, 251 Farm-to-Market Road 1553, Bonham, Fannin County</p> <p>TYPE OF OPERATION: Public water supply</p> <p>SMALL BUSINESS: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>OTHER SIGNIFICANT MATTERS: There are no complaints. 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 January 4, 2008. No comments were received.</p> <p>CONTACTS AND MAILING LIST: TCEQ Attorney/SEP Coordinator: None TCEQ Enforcement Coordinator: Ms. Andrea Linson-Mgbeoduru, Enforcement Division, Enforcement Team 2, MC 169, (512) 239-1482; Mr. Bryan Sinclair, Enforcement Division, MC 219, (512) 239-2171 Respondent: Mr. Raymond Kluger, President, Arledge Ridge Water Supply Corporation, P.O. Box 233, Bailey, Texas 75413 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(s) of Complaints Relating to this Case: None</p> <p>Date of Investigation Relating to this Case: June 21, 2007</p> <p>Date of NOV/NOE Relating to this Case: July 16, 2007 (NOE)</p> <p>Background Facts: This was a routine investigation. Six violations were documented.</p> <p>WATER</p> <p>1) Failure to provide certification by an organization accredited by the American National Standards Institute ("ANSI") for the calcium hypochlorite disinfectant being used at the water system [30 TEX. ADMIN. CODE § 290.42(j)].</p> <p>2) Failure to maintain an operable water level indicator on the 50,000 gallon ground storage tank at pump station one [30 TEX. ADMIN. CODE § 290.43(c)(4)].</p> <p>3) Failure to provide two or more pumps that have a total capacity of 2.0 gallons per minute ("gpm") per connection at pressure plane two. Specifically, at the time of the investigation, the system was providing a service pump capacity of 300 gpm at pressure plane two. Based on the number of connections, the system is required to provide a minimum service pump capacity of 400 gpm [30 TEX. ADMIN. CODE § 290.45(b)(1)(D)(iii) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].</p> <p>4) Failure to conduct annual inspections on the water system's four ground storage tanks and one elevated storage tank [30 TEX. ADMIN. CODE § 290.46(m)(1)(A)].</p> <p>5) Failure to conduct annual inspections on the water system's two pressure tanks [30 TEX. ADMIN. CODE § 290.46(m)(1)(B)].</p>	<p>Total Assessed: \$1,350</p> <p>Total Deferred: \$270 <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: \$1,080</p> <p>Site Compliance History Classification: <input type="checkbox"/> High <input type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification: <input type="checkbox"/> High <input type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Major Source: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Applicable Penalty Policy: September 2002</p>	<p>Corrective Actions Taken:</p> <p>The Executive director recognizes that the Respondent has implemented the following corrective actions at the Facility:</p> <p>a. August 29, 2007, the Respondent submitted documentation that the calcium hypochlorite used in the treatment of the water is certified by an organization accredited by ANSI;</p> <p>b. July 5, 2007, the Respondent installed a new water level indicator on the 50,000 gallon ground storage tank at pump station one;</p> <p>c. August 29, 2007, the Respondent submitted documentation certifying that the total capacity at pressure plane two is 2.0 gpm per connection;</p> <p>d. July 12, 2007, the Respondent conducted annual inspections on the water system's four ground storage tanks and one elevated storage tank;</p> <p>e. July 12, 2007, the Respondent conducted annual inspections on the water system's two pressure tanks; and</p> <p>f. July 5, 2007, the Respondent replaced and calibrated the well meter at well number one.</p>

6) Failure to calibrate the well meter at well number one at least once every three years [30 TEX. ADMIN. CODE §§ 290.46(s)(1) and 290.41(c)(3)(N)].		
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Additional ID(s): 0740019



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision June 26, 2007

DATES	Assigned	23-Jul-2007	Screening	2-Aug-2007	EPA Due	
	PCW	2-Aug-2007				

RESPONDENT/FACILITY INFORMATION			
Respondent	Arledge Ridge Water Supply Corporation		
Reg. Ent. Ref. No.	RN101230910		
Facility/Site Region	4-Dallas/Fort Worth	Major/Minor Source	Minor

CASE INFORMATION				
Enf./Case ID No.	34369	No. of Violations	6	
Docket No.	2007-1262-PWS-E	Order Type	1660	
Media Program(s)	Public Water Supply	Enf. Coordinator	Andrea Linson-Mgbeodur	
Multi-Media		EC's Team	EnforcementTeam 2	
Admin. Penalty \$	Limit Minimum	\$50	Maximum	\$1,000

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 Subtotals 2, 3, & 7

Notes: Enhancement is due to two previous Notices of Violation that contained the same or similar violations as the current enforcement action.

Culpability Subtotal 4

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Subtotal 5

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

Notes: Respondent returned to compliance on August 29, 2007.

0% Enhancement* Subtotal 6
 *Capped at the Total EB \$ Amount

Total EB Amounts	\$115
Approx. Cost of Compliance	\$6,572

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 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 2-Aug-2007

Docket No. 2007-1262-PWS-E

PCW

Respondent Arledge Ridge Water Supply Corporation

Policy Revision 2 (September 2002)

Case ID No. 34369

PCW Revision June 26, 2007

Reg. Ent. Reference No. RN101230910

Media [Statute] Public Water Supply

Enf. Coordinator Andrea Linson-Mgbeoduru

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)	2	10%
	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)	0	0%
	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) 10%

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

N/A

Adjustment Percentage (Subtotal 3) 0%

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

N/A

Adjustment Percentage (Subtotal 7) 0%

>> **Compliance History Summary**

Compliance History Notes

Enhancement is due to two previous Notices of Violation that contained the same or similar violations as the current enforcement action.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 10%

Screening Date 2-Aug-2007	Docket No. 2007-1262-PWS-E	PCW
Respondent Arledge Ridge Water Supply Corporation	<i>Policy Revision 2 (September 2002)</i>	
Case ID No. 34369	<i>PCW Revision June 26, 2007</i>	
Reg. Ent. Reference No. RN101230910		
Media [Statute] Public Water Supply		
Enf. Coordinator Andrea Linson-Mgbeoduru		
Violation Number	1	
Rule Cite(s)	30 Tex. Admin. Code § 290.42(j)	
Violation Description	Failed to provide American National Standards Institute/National Sanitation Foundation ("ANSI/NSF") certification for the calcium hypochlorite disinfectant being used at the water system.	
Base Penalty		\$1,000

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>
Potential	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Percent <input type="text" value="0%"/>	

>> Programmatic Matrix

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

Matrix Notes

The respondent failed to comply with 100% of the rule requirement.

Adjustment

Violation Events

Number of Violation Events Number of violation days

<i>mark only one with an x</i>	daily	<input type="checkbox"/>
	monthly	<input type="checkbox"/>
	quarterly	<input type="checkbox"/>
	semiannual	<input type="checkbox"/>
	annual	<input type="checkbox"/>
	single event	x

Violation Base Penalty

One single event is recommended.

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount <input type="text" value="\$1"/>	Violation Final Penalty Total <input type="text" value="\$100"/>
This violation Final Assessed Penalty (adjusted for limits) <input type="text" value="\$100"/>	

Economic Benefit Worksheet

Respondent Arledge Ridge Water Supply Corporation
Case ID No. 34369
Reg. Ent. Reference No. RN101230910
Media Public Water Supply
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
No commas or \$							

Delayed Costs

Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)	\$77	21-Jun-2007	29-Aug-2007	0.2	\$1	n/a	\$1

Notes for DELAYED costs

Estimated cost to obtain certification for the calcium hypochlorite disinfectant. The date required is the date of the investigation. The final date is the date of 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

\$77

TOTAL

\$1

Screening Date 2-Aug-2007	Docket No. 2007-1262-PWS-E	PCW
Respondent Arledge Ridge Water Supply Corporation		<i>Policy Revision 2 (September 2002)</i>
Case ID No. 34369		<i>PCW Revision June 26, 2007</i>
Reg. Ent. Reference No. RN101230910		
Media [Statute] Public Water Supply		
Enf. Coordinator Andrea Linson-Mgbeoduru		
Violation Number	2	
Rule Cite(s)	30 Tex. Admin. Code § 290.43(c)(4)	
Violation Description	Failed to maintain an operable water level indicator on the 50,000 gallon ground storage tank at pump station one. Specifically, at the time of the investigation, it was documented that the water level indicator was broken.	
	Base Penalty	\$1,000

>> Environmental, Property and Human Health Matrix

OR	Harm			
	Release	Major	Moderate	Minor
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>
	Potential	<input type="text"/>	x	<input type="text"/>
				Percent <input type="text" value="10%"/>

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0%"/>

Matrix Notes
 Without a proper water level indicator on the ground storage tank, the water system would be unable to compile the necessary water usage data and the system's ability to provide a safe and adequate water supply could be compromised.

Adjustment

Violation Events

Number of Violation Events Number of violation days

	daily	<input type="text"/>
	monthly	<input type="text"/>
<i>mark only one with an x</i>	quarterly	x
	semiannual	<input type="text"/>
	annual	<input type="text"/>
	single event	<input type="text"/>

Violation Base Penalty

One quarterly event is recommended, calculated from the date of the investigation, June 21, 2007, to the date of compliance, July 5, 2007.

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 Arledge Ridge Water Supply Corporation
Case ID No. 34369
Reg. Ent. Reference No. RN101230910
Media Public Water Supply
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
No commas or \$							

Delayed Costs

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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)	\$595	21-Jun-2007	5-Jul-2007	0.0	\$1	n/a	\$1

Notes for DELAYED costs

Estimated cost to replace or repair the water level indicator on the 50,000 gallon ground storage tank. The date required is the date of the investigation. The final date is the date of compliance.

Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

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

\$595

TOTAL

\$1

Screening Date 2-Aug-2007	Docket No. 2007-1262-PWS-E	PCW
Respondent Arledge Ridge Water Supply Corporation		<i>Policy Revision 2 (September 2002)</i>
Case ID No. 34369		<i>PCW Revision June 26, 2007</i>
Reg. Ent. Reference No. RN101230910		
Media [Statute] Public Water Supply		
Enf. Coordinator Andrea Linson-Mgbeoduru		
Violation Number	3	
Rule Cite(s)	30 Tex. Admin. Code § 290.45(b)(1)(D)(iii) and Tex. Health & Safety Code § 341.0315(c)	
Violation Description	Failed to provide two or more pumps that have a total capacity of 2.0 gallons per minute ("gpm") per connection at pressure plane two. Specifically, at the time of the investigation, the system was providing a service pump capacity of 300 gpm at pressure plane two. Based on the number of connections, the system is required to provide a minimum service pump capacity of 400 gpm.	
	Base Penalty	\$1,000

>> Environmental, Property and Human Health Matrix

OR	Harm			
	Release	Major	Moderate	Minor
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>
	Potential	<input type="text"/>	x	<input type="text"/>
				Percent <input type="text" value="10%"/>

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0%"/>
Matrix Notes	Without adequate pumping capacity, a 25% deficiency, customers of the water supply could experience water shortages and outages, and the system's ability to provide a safe and adequate supply of water could be impaired.				
					Adjustment <input type="text" value="\$900"/>

Violation Events

Number of Violation Events	<input type="text" value="1"/>		<input type="text" value="43"/>	Number of violation days
<i>mark only one with an x</i>	daily			
	monthly			
	quarterly	x		Violation Base Penalty <input type="text" value="\$100"/>
	semiannual			
	annual			
	single event			
One quarterly event is recommended, calculated from the date of the investigation, June 21, 2007, to the date of screening, August 2, 2007.				

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount <input type="text" value="\$66"/>	Violation Final Penalty Total <input type="text" value="\$100"/>
This violation Final Assessed Penalty (adjusted for limits) <input type="text" value="\$100"/>	

Economic Benefit Worksheet

Respondent Arledge Ridge Water Supply Corporation
Case ID No. 34369
Reg. Ent. Reference No. RN101230910
Media Public Water Supply
Violation No. 3

Percent Interest	Years of Depreciation
5.0	15

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

	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Equipment	\$5,000	21-Jun-2007	29-Aug-2007	0.2	\$3	\$63	\$66
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to provide a total pump capacity of 2.0 gpm per connection in plane two. The date required is the date of the investigation. The final date is the date of compliance.

Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

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

\$5,000

TOTAL

\$66

Screening Date 2-Aug-2007	Docket No. 2007-1262-PWS-E	PCW
Respondent Arledge Ridge Water Supply Corporation		<i>Policy Revision 2 (September 2002)</i>
Case ID No. 34369		<i>PCW Revision June 26, 2007</i>
Reg. Ent. Reference No. RN101230910		
Media [Statute] Public Water Supply		
Enf. Coordinator Andrea Linson-Mgbeoduru		
Violation Number <input type="text" value="4"/>		
Rule Cite(s)	<input type="text" value="30 Tex. Admin. Code § 290.46(m)(1)(A)"/>	
Violation Description	<input type="text" value="Failed to conduct annual inspections on the water system's four ground storage tanks and one elevated storage tank."/>	
	Base Penalty	<input type="text" value="\$1,000"/>

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
Potential	<input type="text"/>	x	<input type="text"/>	Percent <input type="text" value="10%"/>	

>> Programmatic Matrix

	Major	Moderate	Minor	
Falsification	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

<i>mark only one with an x</i>	daily	<input type="text"/>
	monthly	<input type="text"/>
	quarterly	<input type="text"/>
	semiannual	<input type="text"/>
	annual	x
	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 Arledge Ridge Water Supply Corporation
Case ID No. 34369
Reg. Ent. Reference No. RN101230910
Media Public Water Supply
Violation No. 4

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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	\$500	21-Jun-2006	12-Jul-2007	1.1	\$26	n/a	\$26
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

The delayed costs include the amount to have the four ground storage tanks and one elevated storage tank inspected, calculated for one year prior to the date of the investigation.

Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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 \$26

Screening Date 2-Aug-2007	Docket No. 2007-1262-PWS-E	PCW
Respondent Arledge Ridge Water Supply Corporation		<i>Policy Revision 2 (September 2002)</i>
Case ID No. 34369		<i>PCW Revision June 26, 2007</i>
Reg. Ent. Reference No. RN101230910		
Media [Statute] Public Water Supply		
Enf. Coordinator Andrea Linson-Mgbeoduru		
Violation Number <input type="text" value="5"/>		
Rule Cite(s)	<input type="text" value="30 Tex. Admin. Code § 290.46(m)(1)(B)"/>	
Violation Description	<input type="text" value="Failed to conduct annual inspections on the water system's two pressure tanks."/>	
	Base Penalty	<input type="text" value="\$1,000"/>

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
Potential	x	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="25%"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	
					Percent <input type="text" value="0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

<i>mark only one with an x</i>	daily	<input type="text"/>
	monthly	<input type="text"/>
	quarterly	<input type="text"/>
	semiannual	<input type="text"/>
	annual	x
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 Arlodge Ridge Water Supply Corporation
Case ID No. 34369
Reg. Ent. Reference No. RN101230910
Media Public Water Supply
Violation No. 5

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System	\$200	21-Jun-2006	12-Jul-2007	1.1	\$11	n/a	\$11
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

The delayed costs include the amount to have the two pressure tanks inspected, calculated for one year prior to the date of the 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

\$200

TOTAL

\$11

Screening Date 2-Aug-2007	Docket No. 2007-1262-PWS-E	PCW
Respondent Arledge Ridge Water Supply Corporation		<i>Policy Revision 2 (September 2002)</i>
Case ID No. 34369		<i>PCW Revision June 26, 2007</i>
Reg. Ent. Reference No. RN101230910		
Media [Statute] Public Water Supply		
Enf. Coordinator Andrea Linson-Mgbeoduru		
Violation Number <input type="text" value="6"/>		
Rule Cite(s)	<input type="text" value="30 Tex. Admin. Code §§ 290.46(s)(1) and 290.41(c)(3)(N)"/>	
Violation Description	<input type="text" value="Failed to calibrate the well meter at well number one at least once every three years."/>	
	Base Penalty	<input type="text" value="\$1,000"/>

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
Potential	<input type="text"/>	<input type="text"/>	x	Percent <input type="text" value="5%"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

<i>mark only one with an x</i>	daily	<input type="text"/>
	monthly	<input type="text"/>
	quarterly	<input type="text"/>
	semiannual	<input type="text"/>
	annual	<input type="text"/>
	single event	x

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 Arledge Ridge Water Supply Corporation
Case ID No. 34369
Reg. Ent. Reference No. RN101230910
Media Public Water Supply
Violation No. 6

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)	\$200	21-Jun-2006	5-Jul-2007	1.0	\$10	n/a	\$10

Notes for DELAYED costs

Estimated cost to have the meter at well one calibrated. The date required is three years prior to the investigation. The final date is the date of the 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

\$200

TOTAL

\$10

Compliance History

Customer/Respondent/Owner-Operator:	CN600670632 Arledge Ridge Water Supply Corporation	Classification:	Rating:
Regulated Entity:	RN101230910 ARLEDGE RIDGE WSC PWS	Classification:	Site Rating:
ID Number(s):	PUBLIC WATER SYSTEM/SUPPLY WATER LICENSING	REGISTRATION LICENSE	0740019 0740019
Location:	251 FM 1553, FANNIN COUNTY, TX		
TCEQ Region:	REGION 04 - DFW METROPLEX		
Date Compliance History Prepared:	July 24, 2007		
Agency Decision Requiring Compliance History:	Enforcement		
Compliance Period:	July 23, 2002 to July 23, 2007		

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

Name: Andrea Linson-Mgbeoduru Phone: 512-239-1482

Site Compliance History Components

- | | |
|--|------------|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | <u>N/A</u> |
| 4. If Yes, who was/were the prior owner(s)? | <u>N/A</u> |
| 5. When did the change(s) in ownership occur? | <u>N/A</u> |

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
- B. Any criminal convictions of the state of Texas and the federal government.
N/A
- C. Chronic excessive emissions events.
N/A
- D. The approval dates of investigations. (CCEDS Inv. Track. No.)
- | | | | |
|---|------------|----------|--|
| 1 | 11/12/2002 | (15127) | |
| 2 | 08/29/2003 | (151568) | |
| 3 | 06/24/2005 | (379689) | |
| 4 | 01/24/2006 | (451449) | |
| 5 | 07/18/2007 | (564961) | |
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
- | | | | |
|--------------|---|----------|--------------------------|
| Date: | 11/04/2002 | (15127) | |
| Self Report? | NO | | Classification: Moderate |
| Citation: | 30 TAC Chapter 290, SubChapter D 290.45(b)(1)(C)(iii) | | |
| Description: | Inadequate service pump capacity at pump station 2. | | |
| Date: | 06/24/2005 | (379689) | |
| Self Report? | NO | | Classification: Minor |
| Citation: | 30 TAC Chapter 290, SubChapter D 290.42(i) | | |
| Description: | Failure to use ANSI/NSF certified chemicals and have supporting ANSI/NSF certified paperwork. | | |
| Self Report? | NO | | Classification: Minor |
| Citation: | 30 TAC Chapter 290, SubChapter D 290.42(e)(4)(B) | | |
| Description: | Failure to properly store chlorine gas cylinders. | | |
| Self Report? | NO | | Classification: Minor |
| Citation: | 30 TAC Chapter 290, SubChapter D 290.42(e)(4)(A) | | |
| Description: | Failure to provide readily accessible small bottles of ammonia solution for testing chlorine leakage outside the chlorinator rooms. | | |
| Self Report? | NO | | Classification: Minor |
| Citation: | 30 TAC Chapter 290, SubChapter D 290.46(i) | | |
| Description: | Failure to adopt a service agreement with proper provisions for proper | | |

enforcement to insure neither cross-connections or other unacceptable plumbing practices are permitted.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(E)(iv)
30 TAC Chapter 290, SubChapter D 290.46(j)(G)

Description: Failure to have a customer service inspection program.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.42(k)

Description: Failure to compile plant operations manual for the system. Retain the completed plan and make it available for review by agency personnel at the time of the annual survey.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(m)(4)

Description: Failure to maintain ground storage tank and standpipe thoroughly against leakage.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.46(m)(1)

Description: Failure to conduct inspections annually on the water system's ground, elevated and pressure tanks.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.38(25)

Description: Failure to maintain an intruder resistant fence at pump station.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.45(b)(1)(D)(i)

Description: Failure to provide 2 or more wells with a total capacity of 0.6 gpm per connection.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.45(b)(1)(D)(iii)

Description: Failure to provide 2 or more pumps that have a total capacity of 2.0 gpm per connection or that have a total capacity of at least 1,000 gpm and the ability to meet peak hourly demands with the largest pump out of service, whichever is less, at each pump station or pressure plane.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(iii)

Description: Failure to record and keep on file the water complaints.

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

K. Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
ARLEDGE RIDGE WATER SUPPLY
CORPORATION
RN101230910**

§
§
§
§
§
§

**BEFORE THE

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY**

AGREED ORDER DOCKET NO. 2007-1262-PWS-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 Arledge Ridge Water Supply Corporation ("Arledge Ridge") under the authority of TEX. HEALTH & SAFETY CODE ch. 341. The Executive Director of the TCEQ, through the Enforcement Division, and Arledge Ridge appear before the Commission and together stipulate that:

1. Arledge Ridge owns and operates a public water supply at 251 Farm-to-Market Road 1553 in Fannin County, Texas (the "Facility") that has approximately 511 service connections and serves at least 25 people per day for at least 60 days per year.
2. The Commission and Arledge Ridge agree that the Commission has jurisdiction to enter this Agreed Order, and that Arledge Ridge is subject to the Commission's jurisdiction.
3. Arledge Ridge received notice of the violations alleged in Section II ("Allegations") on or about July 21, 2007.
4. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Arledge Ridge of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
5. An administrative penalty in the amount of One Thousand Three Hundred Fifty Dollars (\$1,350) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). Arledge Ridge has paid One Thousand Eighty Dollars (\$1,080) of the administrative penalty and Two Hundred Seventy Dollars (\$270) is deferred contingent upon Arledge Ridge'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 Arledge Ridge fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require Arledge Ridge to pay all or part of the deferred penalty.
6. 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.
 7. The Executive Director of the TCEQ and Arledge Ridge have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
 8. The Executive Director recognizes that Arledge Ridge has implemented the following corrective measures at the Facility:
 - a. As of August 29, 2007, Arledge Ridge submitted documentation that the calcium hypochlorite used in the treatment of the water is certified by an organization accredited by the American National Standards Institute ("ANSI"), in accordance with 30 TEX. ADMIN. CODE § 290.42(j);
 - b. As of July 5, 2007, Arledge Ridge installed a new water level indicator on the 50,000 gallon ground storage tank at pump station one, in accordance with 30 TEX. ADMIN. CODE § 290.43(c)(4);
 - c. As of August 29, 2007, Arledge Ridge submitted documentation certifying that the total capacity at pressure plane two is 2.0 gallons per minute ("gpm") per connection, in accordance with 30 TEX. ADMIN. CODE § 290.45(b)(1)(D)(iii) and TEX. HEALTH & SAFETY CODE § 341.0315(c);
 - d. As of July 12, 2007, Arledge Ridge conducted annual inspections on the water system's four ground storage tanks and one elevated storage tank, in accordance with 30 TEX. ADMIN. CODE § 290.46(m)(1)(A);
 - e. As of July 12, 2007, Arledge Ridge conducted annual inspections on the water system's two pressure tanks, in accordance with 30 TEX. ADMIN. CODE § 290.46(m)(1)(B); and
 - f. As of July 5, 2007, Arledge Ridge replaced and calibrated the well meter at well number one, in accordance with 30 TEX. ADMIN. CODE §§ 290.46(s)(1) and 290.41(c)(3)(N).
 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 Arledge Ridge has 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 owner and operator of the Facility, Arledge Ridge is alleged to have:

1. Failed to provide certification by an organization accredited by ANSI for the calcium hypochlorite disinfectant being used in the treatment of the water, in violation of 30 TEX. ADMIN. CODE § 290.42(j), as documented during an investigation conducted on June 21, 2007.
2. Failed to maintain an operable water level indicator on the 50,000 gallon ground storage tank at pump station one, in violation of 30 TEX. ADMIN. CODE § 290.43(c)(4), as documented during an investigation conducted on June 21, 2007.
3. Failed to provide two or more pumps that have a total capacity of 2.0 gallons per minute ("gpm") per connection at pressure plane two, in violation of 30 TEX. ADMIN. CODE § 290.45(b)(1)(D)(iii) and TEX. HEALTH & SAFETY CODE § 341.0315(c), as documented during an investigation conducted on June 21, 2007. Specifically, at the time of the investigation, the system was providing a service pump capacity of 300 gpm at pressure plane two. Based on the number of connections, the system is required to provide a minimum service pump capacity of 400 gpm.
4. Failed to conduct annual inspections on the water system's four ground storage tanks and one elevated storage tank, in violation of 30 TEX. ADMIN. CODE § 290.46(m)(1)(A), as documented during an investigation conducted on June 21, 2007.
5. Failed to conduct annual inspections on the water system's two pressure tanks, in violation of 30 TEX. ADMIN. CODE § 290.46(m)(1)(B), as documented during an investigation conducted on June 21, 2007.
6. Failed to calibrate the well meter at well number one at least once every three years, in violation of 30 TEX. ADMIN. CODE §§ 290.46(s)(1) and 290.41(c)(3)(N), as documented during an investigation conducted on June 21, 2007.

III. DENIALS

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

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that Arledge Ridge pay an administrative penalty as set forth in Section I, Paragraph 5 above. The payment of this administrative penalty and Arledge Ridge'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: Arledge Ridge Water Supply Corporation, Docket No. 2007-1262-PWS-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 Arledge Ridge. Arledge Ridge is 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.
3. This Agreed Order, issued by the Commission, shall not be admissible against Arledge Ridge 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 Arledge Ridge, or three days after the date on which the Commission mails notice of the Order to Arledge Ridge, 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

John Sordlien

For the Executive Director

2/7/2008

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 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 failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- 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;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

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

Raymond D. Kluger

Signature

10-19-2007

Date

Raymond D. Kluger

Name (Printed or typed)
Authorized Representative of
Arledge Ridge Water Supply Corporation

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.

