

EXECUTIVE SUMMARY - ENFORCEMENT MATTER
DOCKET NO.: 2008-1195-DCL-E TCEQ ID: RN105010417 CASE NO.: 31021
RESPONDENT NAME: Hyon Walk dba Chantz Cleaners

ORDER TYPE:		
<input type="checkbox"/> 1660 AGREED ORDER	<input checked="" 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 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 checked="" type="checkbox"/> DRY CLEANER REGISTRATION
<p>SITE WHERE VIOLATION(S) OCCURRED: Chantz Cleaners, 3800 East Stan Schlueter Loop Suite 108, Killeen, Bell County</p> <p>TYPE OF OPERATION: Dry cleaning drop station</p> <p>SMALL BUSINESS: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>OTHER SIGNIFICANT MATTERS: There are no complaints. There are no 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 December 15, 2008. No comments were received.</p> <p>CONTACTS AND MAILING LIST: TCEQ Attorney/SEP Coordinator: None TCEQ Enforcement Coordinator: Ms. Danielle Porras, Enforcement Division, Enforcement Team 7, MC 128, (512) 239-2602; Ms. Cari-Michel La Caille, Enforcement Division, MC 219, (512) 239-1387 Respondent: Ms. Hyon Walk, Owner, Chantz Cleaners, 3800 East Stan Schlueter Loop, Killeen, Texas 76542 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 type="checkbox"/> Routine <input checked="" 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 12, 2008</p> <p>Date of NOE Relating to this Case: July 11, 2008 (NOE)</p> <p>Background Facts: This was a follow-up investigation.</p> <p>WASTE</p> <p>Failure to obtain a current registration for the Facility [30 TEX. ADMIN. CODE § 337.10(a) and TCEQ Agreed Order Docket No. 2006-1464-DCL-E, Ordering Provisions 2.a. and 2.b.].</p>	<p>Total Assessed: \$1,535</p> <p>Total Deferred: \$0 <input 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: \$138 (remaining \$1,397 due in 11 monthly payments of \$127 each)</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 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>Findings Orders Justification: Indifference to legal duty because the Respondent failed to comply with a previous Agreed Order.</p>	<p>Corrective Actions Taken:</p> <p>The Executive Director recognizes that on June 12, 2008, the Respondent registered the Facility.</p>

Additional ID No(s): Dry Cleaner Registration No. 105010417



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision June 17, 2008

TCEQ

DATES	Assigned	21-Jul-2008			
	PCW	4-Sep-2008	Screening	28-Jul-2008	EPA Due

RESPONDENT/FACILITY INFORMATION			
Respondent	Hyon Walk dba Chantz Cleaners		
Reg. Ent. Ref. No.	RN105010417		
Facility/Site Region	9-Waco	Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	31021	No. of Violations	1
Docket No.	2008-1195-DCL-E	Order Type	Findings
Media Program(s)	Dry Cleaner	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Danielle Porras
		EC's Team	Enforcement Team 7
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$1,535
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ADJUSTMENTS (+/-) TO SUBTOTAL 1		
<small>Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.</small>		
Compliance History	25.0% Enhancement	Subtotals 2, 3, & 7 \$383

Notes
The Respondent received one NOV with same or similar violations and one TCEQ Agreed Order Docket No. 2006-1464-DCL-E.

Culpability	No	0.0% Enhancement	Subtotal 4	\$0
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Notes
The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$383
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts \$10
Approx. Cost of Compliance \$250
*Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$1,535
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes

Final Penalty Amount	\$1,535
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$1,535
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DEFERRAL	0.0% Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes

No deferral is recommended for Findings Orders.

PAYABLE PENALTY	\$1,535
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Screening Date 28-Jul-2008

Docket No. 2008-1195-DCL-E

PCW

Respondent Hyon Walk dba Chantz Cleaners

Policy Revision 2 (September 2002)

Case ID No. 31021

PCW Revision June 17, 2008

Reg. Ent. Reference No. RN105010417

Media [Statute] Dry Cleaner

Enf. Coordinator Danielle Porras

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)	1	20%
	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 judgements 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) 25%

>> **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

The Respondent received one NOV with same or similar violations and one TCEQ Agreed Order Docket No. 2006-1464-DCL-E.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 25%

Screening Date 28-Jul-2008	Docket No. 2008-1195-DCL-E	PCW	
Respondent Hyon Walk dba Chantz Cleaners	<small>Policy Revision 2 (September 2002)</small>		
Case ID No. 31021	<small>PCW Revision June 17, 2008</small>		
Reg. Ent. Reference No. RN105010417			
Media [Statute] Dry Cleaner			
Enf. Coordinator Danielle Porras			
Violation Number <input type="text" value="1"/>			
Rule Cite(s)	30 Tex. Admin. Code § 337.10(a) and TCEQ Agreed Order Docket No. 2006-1464-DCL-E, Ordering Provisions 2.a. and 2.b.		
Violation Description	Failed to obtain a current registration for the Facility by completing and submitting the required registration form to the TCEQ for a dry cleaning and/or drop station facility, as documented during an investigation conducted on June 12, 2008. Specifically, the Facility was not registered at the time of the investigation, despite a previous Agreed Order to do so.		
Base Penalty		<input type="text" value="\$50"/>	
>> Environmental, Property and Human Health Matrix			
OR	Release	Harm	
		Major Moderate Minor	
	Actual	<input type="text"/>	Percent <input type="text" value="0%"/>
	Potential	<input type="text"/>	
>> Programmatic Matrix			
	Falsification	Major Moderate Minor	
	<input type="text"/>	<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	Percent <input type="text" value="10%"/>
Matrix Notes	100% of the rule requirement was not met.		
Adjustment		<input type="text" value="\$45"/>	
			<input type="text" value="\$5"/>
Violation Events			
	Number of Violation Events	<input type="text" value="307"/>	Number of violation days <input type="text" value="307"/>
<small>mark only one with an x</small>	daily	<input checked="" type="checkbox"/>	Violation Base Penalty <input type="text" value="\$1,535"/>
	monthly	<input type="checkbox"/>	
	quarterly	<input type="checkbox"/>	
	semiannual	<input type="checkbox"/>	
	annual	<input type="checkbox"/>	
	single event	<input type="checkbox"/>	
Three hundred seven daily events are recommended from the August 10, 2007 effective date of the Agreed Order to the June 12, 2008 compliance date.			
Good Faith Efforts to Comply		25.0% Reduction	<input type="text" value="\$383"/>
	Before NOV	NOV to EDRP/Settlement Offer	
Extraordinary	<input type="checkbox"/>	<input type="checkbox"/>	
Ordinary	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
N/A	<input type="checkbox"/>	(mark with x)	
Notes	The Respondent came into compliance on June 12, 2008.		
Violation Subtotal		<input type="text" value="\$1,152"/>	
Economic Benefit (EB) for this violation		Statutory Limit Test	
Estimated EB Amount	<input type="text" value="\$10"/>	Violation Final Penalty Total	<input type="text" value="\$1,535"/>
This violation Final Assessed Penalty (adjusted for limits)		<input type="text" value="\$1,535"/>	

Economic Benefit Worksheet

Respondent Hyon Walk dba Chantz Cleaners
Case ID No. 31021
Reg. Ent. Reference No. RN105010417
Media Dry Cleaner
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs	\$250	25-Aug-2007	12-Jun-2008	0.80	\$10	n/a	\$10
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

The estimated cost to register a dry cleaning or drop station facility annually. The Date Required is the date that the completed registration form was due and the Final Date is the date that the Respondent came into 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				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$250 **TOTAL** \$10

Compliance History

Customer/Respondent/Owner-Operator:	CN603072679 WALK, HYON C	Classification: AVERAGE	Rating: 3.01
Regulated Entity:	RN105010417 CHANTZ CLEANERS	Classification: AVERAGE Site Rating: 3.01 BY DEFAULT	
ID Number(s):	DRY CLEANERS REGISTRATION INTERNAL		105010417
Location:	3800 E STAN SCHLUETER LOOP STE 108, KILLEEN, TX, 76542	Rating Date: September 01 07 Repeat Violator: NO	
TCEQ Region:	REGION 09 - WACO		
Date Compliance History Prepared:	July 21, 2008		
Agency Decision Requiring Compliance History:	Enforcement		
Compliance Period:	July 21, 2003 to July 21, 2008		
TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History			
Name:	<u>Danielle Porras</u>	Phone:	<u>(512) 239-2602</u>

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? | N/A |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

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 | Effective Date: 08/10/2007 | ADMINORDER 2006-1464-DCL-E |
| | Classification: Major | |
| | Citation: 30 TAC Chapter 337, SubChapter B 337.10(a)
TEXAS HEALTH AND SAFETY CODE 374.102(a) | |
| | Description: Failure to obtain current, valid dry cleaner drop station registration. | |
- 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 | 08/24/2006 | (485076) |
| | N/A | |
| 2 | 04/25/2008 | (611130) |
| 3 | 07/16/2008 | (683154) |
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
- | | | |
|------------------|---|---------------------|
| Date: 12/20/2007 | (611130) | |
| Self Report? | NO | Classificatio Major |
| Citation: | 30 TAC Chapter 337, SubChapter B 337.10(a)
TEXAS HEALTH AND SAFETY CODE 374.102(a) | |
| Description: | Failure to obtain current, valid dry cleaner drop station registration. | |
| Self Report? | NO | Classificatio Major |
| Citation: | 2A TWC Chapter 7, SubChapter A 7.051(a)(1)(B) | |
| Rqmt Prov: | ORDER 2.a. and 2.b. | |
| Description: | Failed to comply with Commission Order Docket No. 2006-1464-DCL-E. | |

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

2. The TCEQ has general authority concerning the Facility pursuant to the TEX. HEALTH & SAFETY CODE § 374.051.
3. During an investigation on June 12, 2008, TCEQ staff documented that the Respondent failed to comply with Ordering Provisions 2.a and 2.b of the TCEQ Agreed Order Docket No. 2006-1464-DCL-E, to obtain a current registration for the Facility by completing and submitting the required registration form to the TCEQ for a dry cleaning and/or drop station facility. Specifically, the Facility was not registered at the time of the investigation, despite a previous Agreed Order to do so.
4. The Respondent received notice of the violations on July 16, 2008.
5. The Executive Director recognizes that on June 12, 2008, the Respondent registered the Facility.

II. CONCLUSIONS OF LAW

1. The Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 374 and TEX. WATER CODE ch. 7 and the rules of the Commission.
2. As evidenced by Findings of Fact No. 3, the Respondent failed to obtain a current registration for the Facility, in violation of 30 TEX. ADMIN. CODE § 337.10(a) and TCEQ Agreed Order Docket No. 2006-1464-DCL-E, Ordering Provisions 2.a and 2.b.
3. Pursuant to 30 TEX. ADMIN. CODE § 337.10(a), the Commission has the authority to assess an administrative penalty against the Respondent for violations of the Texas Admin. Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
4. An administrative penalty in the amount of One Thousand Five Hundred Thirty-Five Dollars (\$1,535) is justified by the facts recited in this Agreed Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053. The Respondent has paid One Hundred Thirty-Eight Dollars (\$138) of the administrative penalty. The remaining amount of One Thousand Three Hundred Ninety-Seven Dollars (\$1,397) of the administrative penalty shall be payable in eleven monthly payments of One Hundred Twenty-Seven Dollars (\$127) each. The next monthly payment shall be paid within 30 days after the effective date of this Agreed Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until paid in full. If the Respondent 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 the Respondent to meet the payment schedule of this Agreed Order constitutes the failure by the Respondent to timely and satisfactorily comply with all the terms of this Agreed Order.

III. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed an administrative penalty in the amount of One Thousand Five Hundred Thirty-Five Dollars (\$1,535) as set forth in Section II, Paragraph 4 above, for violations of TCEQ rules and state statutes. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order completely resolve the violations set forth by this Agreed Order in this action. However, the Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations that are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Hyon Walk dba Chantz Cleaners, Docket No. 2008-1195-DCL-E" to:

Financial Administration Division, Revenues Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088

2. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent 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. If the Respondent 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, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
4. 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 the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
5. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to the Respondent if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.

6. 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.
7. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
8. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
9. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties. By law, the effective date of this Agreed Order is the third day after the mailing date, as provided by 30 TEX. ADMIN. CODE § 70.10(b) and TEX. GOV'T CODE § 2001.142.

Hyon Walk dba Chantz Cleaners
DOCKET NO. 2008-1195-DCL-E
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SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

[Signature]
For the Executive Director

Date 2/16/2009

I, the undersigned, have read and understand the attached Agreed Order in the matter of Hyon Walk dba Chantz Cleaners. I am authorized to agree to the attached Agreed Order on behalf of Hyon Walk dba Chantz Cleaners, and do agree to the specified terms and conditions. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I understand that by entering into this Agreed Order, Hyon Walk dba Chantz Cleaners waives certain procedural rights, including, but not limited to, the right to formal notice of violations addressed by the Agreed Order, notice of an evidentiary hearing, the right to an evidentiary hearing, and the right to appeal. I agree to the terms of the Agreed Order in lieu of an evidentiary hearing. This Agreed Order constitutes full and final adjudication by the Commission of the violations set forth in this Agreed Order.

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.

[Signature]
Signature

[Signature]
Date

Hyon Cho Walk
Name (Printed or typed)
Authorized Representative of
Hyon Walk dba Chantz Cleaners

[Signature]
Title

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Room 3001, Section at the address in Section IV, Paragraph 1 of this Agreed Order.

