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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 4, 2004

Mr. Jim Lawrence
President
EMCO Wheaton Retail
2300 Industrial Park Drive
Wilson, North Carolina 27893

Dear Mr. Lawrence:

The Texas Commission on Environmental Quality (TCEQ) has reviewed your submissions (including your third party expert review by Ken Wilcox Associates, Inc.) requesting Texas approval for EMCO Wheaton new style swivel fill and vapor fittings model numbers A0030-124S and A0076-124S. We have determined that these fittings are simply an improved design of a previously approved system which will not be adversely affected. Although they are nominally considered a Stage I device; the regulatory requirement for their installation is part of a Stage II Certification. Consequently these devices were reviewed and will be approved under 30 Texas Administrative Code 115.243 Alternative Control Requirements for Stage II systems.

Based upon the information submitted, TCEQ hereby approves the use of EMCO Wheaton new style swivel fill and vapor fittings model numbers A0030-124S and A0076-124S on gasoline dispensing facilities in the State of Texas when installed and maintained in accordance with the manufacturer's recommendations. This approval specifically allows the installation of these fittings on any Stage I or II system in the State of Texas.

If I may be of any further assistance please call me at 512 239 2620.

Yours truly,

A handwritten signature in cursive script that reads "Roger S. Vaughan".

Roger S. Vaughan, P.E.
Staff Engineer
PST and Stage II Technical Services
Registration and Reporting Section
Registration, Review and Reporting Division