

**Executive Summary – Enforcement Matter – Case No. 60932**  
**Louis Vuitton U.S. Manufacturing, Inc.**  
**RN110000056**  
**Docket No. 2021-0814-MWD-E**

**Order Type:**

Findings Agreed Order

**Findings Order Justification:**

People or environmental receptors have been exposed to pollutants which exceed levels that are protective.

**Media:**

MWD

**Small Business:**

No

**Location(s) Where Violation(s) Occurred:**

Louis Vuitton Rancho 54, 5520 County Road 316, Johnson County

**Type of Operation:**

Wastewater treatment facility

**Other Significant Matters:**

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

**Texas Register Publication Date:** May 6, 2022

**Comments Received:** No

***Penalty Information***

**Total Penalty Assessed:** \$38,500

**Total Paid to General Revenue:** \$38,500

**Total Due to General Revenue:** \$0

Payment Plan: N/A

**Compliance History Classifications:**

Person/CN - Satisfactory

Site/RN - Satisfactory

**Major Source:** No

**Statutory Limit Adjustment:** N/A

**Applicable Penalty Policy:** January 2021

***Investigation Information***

**Complaint Date(s):** N/A

**Complaint Information:** N/A

**Date(s) of Investigation:** April 28, 2021

**Date(s) of NOE(s):** June 11, 2021

**Executive Summary – Enforcement Matter – Case No. 60932**  
**Louis Vuitton U.S. Manufacturing, Inc.**  
**RN110000056**  
**Docket No. 2021-0814-MWD-E**

***Violation Information***

Failed to comply with permitted effluent limitations for ammonia nitrogen, total suspended solids, and carbonaceous biochemical oxygen demand (5-day) [30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0015622001, Effluent Limitations and Monitoring Requirements No. 1].

***Corrective Actions/Technical Requirements***

**Corrective Action(s) Completed:**

N/A

**Technical Requirements:**

The Order will require the Respondent to, within 130 days, submit written certification of compliance with the permitted effluent limitations of TPDES Permit No. WQ0015622001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current self-reported discharge monitoring reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations to demonstrate compliance.

***Contact Information***

**TCEQ Attorney:** N/A

**TCEQ Enforcement Coordinator:** Katelyn Tubbs, Enforcement Division, Enforcement Team 1, MC 219, (512) 239-2512; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

**Respondent:** Jorge Saez Hidalgo, General Manager, Louis Vuitton U.S. Manufacturing, Inc., 321 West Covina Boulevard, San Dimas, California 91773

**Respondent's Attorney:** N/A



# Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

<b>DATES</b>	<b>Assigned</b>	21-Jun-2021	<b>Screening</b>	22-Jun-2021	<b>EPA Due</b>	
	<b>PCW</b>	12-Jul-2021				

<b>RESPONDENT/FACILITY INFORMATION</b>	
<b>Respondent</b>	Louis Vuitton U.S. Manufacturing, Inc.
<b>Reg. Ent. Ref. No.</b>	RN110000056
<b>Facility/Site Region</b>	4-Dallas/Fort Worth
<b>Major/Minor Source</b>	Minor

<b>CASE INFORMATION</b>			
<b>Enf./Case ID No.</b>	60932	<b>No. of Violations</b>	2
<b>Docket No.</b>	2021-0814-MWD-E	<b>Order Type</b>	Findings
<b>Media Program(s)</b>	Water Quality	<b>Government/Non-Profit</b>	No
<b>Multi-Media</b>		<b>Enf. Coordinator</b>	Katelyn Tubbs
		<b>EC's Team</b>	Enforcement Team 3
<b>Admin. Penalty \$ Limit Minimum</b>	\$0	<b>Maximum</b>	\$25,000

## Penalty Calculation Section

<b>TOTAL BASE PENALTY (Sum of violation base penalties)</b>	<b>Subtotal 1</b>	\$27,500
---	-------------------	----------

### ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

<b>Compliance History</b>	40.0% Adjustment	<b>Subtotals 2, 3, &amp; 7</b>	\$11,000
---------------------------	------------------	--------------------------------	----------

Notes: Enhancement eight months of self-reported effluent violations.

<b>Culpability</b>	No	0.0% Enhancement	<b>Subtotal 4</b>	\$0
--------------------	----	------------------	-------------------	-----

Notes: The Respondent does not meet the culpability criteria.

<b>Good Faith Effort to Comply Total Adjustments</b>	<b>Subtotal 5</b>	\$0
--	-------------------	-----

<b>Economic Benefit</b>	0.0% Enhancement*	<b>Subtotal 6</b>	\$0
-------------------------	-------------------	-------------------	-----

Total EB Amounts: \$1,866  
 Estimated Cost of Compliance: \$15,000  
 \*Capped at the Total EB \$ Amount

<b>SUM OF SUBTOTALS 1-7</b>	<b>Final Subtotal</b>	\$38,500
-----------------------------	-----------------------	----------

<b>OTHER FACTORS AS JUSTICE MAY REQUIRE</b>	0.0%	Adjustment	\$0
---	------	------------	-----

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

<b>Final Penalty Amount</b>	\$38,500
-----------------------------	----------

<b>STATUTORY LIMIT ADJUSTMENT</b>	<b>Final Assessed Penalty</b>	\$38,500
-----------------------------------	-------------------------------	----------

<b>DEFERRAL</b>	0.0%	Reduction	Adjustment	\$0
-----------------	------	-----------	------------	-----

Reduces the Final Assessed Penalty by the indicated percentage.

Notes: No deferral is recommended for Findings Orders.

<b>PAYABLE PENALTY</b>	\$38,500
------------------------	----------

**Screening Date** 22-Jun-2021

**Docket No.** 2021-0814-MWD-E

**PCW**

**Respondent** Louis Vuitton U.S. Manufacturing, Inc.

*Policy Revision 5 (January 28, 2021)*

**Case ID No.** 60932

*PCW Revision February 11, 2021*

**Reg. Ent. Reference No.** RN110000056

**Media** Water Quality

**Enf. Coordinator** Katelyn Tubbs

### Compliance History Worksheet

#### >> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Number	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action ( <i>number of NOVs meeting criteria</i> )	8	40%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability ( <i>number of orders meeting criteria</i> )	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government ( <i>number of judgments or consent decrees meeting criteria</i> )	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government ( <i>number of counts</i> )	0	0%
Emissions	Chronic excessive emissions events ( <i>number of events</i> )	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 ( <i>number of audits for which notices were submitted</i> )	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 ( <i>number of audits for which violations were disclosed</i> )	0	0%
Other	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)** 40%

#### >> Repeat Violator (Subtotal 3)

No

**Adjustment Percentage (Subtotal 3)** 0%

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

Satisfactory Performer

**Adjustment Percentage (Subtotal 7)** 0%

#### >> Compliance History Summary

**Compliance History Notes**

Enhancement eight months of self-reported effluent violations.

**Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7)** 40%

#### >> Final Compliance History Adjustment

**Final Adjustment Percentage \*capped at 100%** 40%

**Screening Date** 22-Jun-2021 **Docket No.** 2021-0814-MWD-E **PCW**  
**Respondent** Louis Vuitton U.S. Manufacturing, Inc. *Policy Revision 5 (January 28, 2021)*  
**Case ID No.** 60932 *PCW Revision February 11, 2021*  
**Reg. Ent. Reference No.** RN110000056  
**Media** Water Quality  
**Enf. Coordinator** Katelyn Tubbs

**Violation Number** 1

**Rule Cite(s)** 30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0015622001, Effluent Limitations and Monitoring Requirements No. 1

**Violation Description** Failed to comply with permitted effluent limitations, as shown in the attached effluent violation table.

**Base Penalty** \$25,000

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

<b>OR</b>			<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor		
	Actual	x			<b>Percent</b>	50.0%
	Potential					

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	<b>Percent</b>	0.0%

Matrix Notes

A simplified model was used to evaluate Carbonaceous Biochemical Oxygen Demand (5-day) and Ammonia Nitrogen to determine whether the discharged amount of pollutants exceeded levels protective of human health or the environment. Total suspended solids were also considered. Human health or the environment has been exposed to pollutants which exceed levels that are protective of human health or environmental receptors as a result of the violation.

**Adjustment** \$12,500

\$12,500

**Violation Events**

Number of Violation Events 1 Number of violation days 29

daily	
weekly	
monthly	x
quarterly	
semiannual	
annual	
single event	

**Violation Base Penalty** \$12,500

One monthly event is recommended for the month of February 2020.

**Good Faith Efforts to Comply**

**0.0%** Reduction \$0

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	

Notes: The Respondent does not meet the good faith criteria for this violation.

**Violation Subtotal** \$12,500

**Economic Benefit (EB) for this violation**

**Statutory Limit Test**

**Estimated EB Amount** \$1,866

**Violation Final Penalty Total** \$17,500

**This violation Final Assessed Penalty (adjusted for limits)** \$17,500

# Economic Benefit Worksheet

**Respondent** Louis Vuitton U.S. Manufacturing, Inc.  
**Case ID No.** 60932  
**Reg. Ent. Reference No.** RN110000056  
**Media** Water Quality  
**Violation No.** 1

Percent Interest	Years of Depreciation
5.0	15

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

### Delayed Costs

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				0.00	\$0	n/a	\$0
Other (as needed)	\$15,000	29-Feb-2020	25-Aug-2022	2.49	\$1,866	n/a	\$1,866

**Notes for DELAYED costs**  
 Estimated Other cost to determine the cause of noncompliance, make the necessary repairs/adjustments to the Facility, and achieve compliance with the permitted effluent limitations. The Date Required is the end date of the first month of noncompliance and the Final Date is the estimated date of compliance

### Avoided Costs

**ANNUALIZE avoided costs before entering item (except for one-time avoided costs)**

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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

**Notes for AVOIDED costs**

**Approx. Cost of Compliance** \$15,000

**TOTAL** \$1,866

**Screening Date** 22-Jun-2021 **Docket No.** 2021-0814-MWD-E **PCW**  
**Respondent** Louis Vuitton U.S. Manufacturing, Inc. *Policy Revision 5 (January 28, 2021)*  
**Case ID No.** 60932 *PCW Revision February 11, 2021*  
**Reg. Ent. Reference No.** RN110000056  
**Media** Water Quality  
**Enf. Coordinator** Katelyn Tubbs

**Violation Number** 2  
**Rule Cite(s)** 30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), and TPDES Permit No. WQ0015622001, Effluent Limitations and Monitoring Requirements No. 1  
**Violation Description** Failed to comply with permitted effluent limitations, as shown in the attached effluent violation table.

**Base Penalty** \$25,000

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

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual			x	<b>Percent</b> 15.0%
Potential					

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	<b>Percent</b> 0.0%

**Matrix Notes** A simplified model was used to evaluate Carbonaceous Biochemical Oxygen Demand (5-day) and Ammonia Nitrogen to determine whether the discharged amount of pollutants exceeded levels protective of human health or the environment. Total suspended solids were also considered. Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.

**Adjustment** \$21,250

\$3,750

**Violation Events**

Number of Violation Events 4 154 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

**Violation Base Penalty** \$15,000

Four quarterly events are recommended for the period containing the months of March, July, October, and November 2020, and January 2021.

**Good Faith Efforts to Comply** 0.0% Reduction \$0

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	

**Notes** The Respondent does not meet the good faith criteria for this violation.

**Violation Subtotal** \$15,000

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

**Estimated EB Amount** \$0 **Violation Final Penalty Total** \$21,000

**This violation Final Assessed Penalty (adjusted for limits)** \$21,000

# Economic Benefit Worksheet

**Respondent** Louis Vuitton U.S. Manufacturing, Inc.  
**Case ID No.** 60932  
**Reg. Ent. Reference No.** RN110000056  
**Media Violation No.** Water Quality  
 2

Percent Interest	Years of Depreciation
5.0	15

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

### Delayed Costs

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				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

See Economic Benefit Worksheet No. 1

### Avoided Costs

**ANNUALIZE avoided costs before entering item (except for one-time avoided costs)**

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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$0

**TOTAL** \$0



Louis Vuitton U.S. Manufacturing, Inc.  
Docket No. 2021-0814-MWD-E  
TPDES Permit No. WQ0015622001  
Case No. 60932

Effluent Violation Table

	Carbonaceous Biochemical Oxygen Demand (5-day)	Ammonia Nitrogen		Total Suspended Solids
	Daily Average Concentration	Daily Average Concentration	Single Grab Concentration	Daily Average Concentration
Monitoring Period	Limit = 5 mg/L	Limit = 2 mg/L	Limit = 15 mg/L	Limit = 5 mg/L
February 2020	19.75		35.4	9.75
March 2020	10.33	c	c	11.3
July 2020	c	c	c	6
October 2020	5.75	c	c	10.25
November 2020	5.75	3.21	c	c
January 2021	c	12.73	18.4	6

c = compliant

mg/L = milligrams per liter

The TCEQ is committed to accessibility.

To request a more accessible version of this report, please contact the TCEQ Help Desk at (512) 239-4357.



# Compliance History Report

Compliance History Report for CN605428853, RN110000056, Rating Year 2020 which includes Compliance History (CH) components from September 1, 2015, through August 31, 2020.

**Customer, Respondent, or Owner/Operator:** CN605428853, Louis Vuitton U.S. Manufacturing, Inc. **Classification:** SATISFACTORY **Rating:** 2.86

**Regulated Entity:** RN110000056, LOUIS VUITTON RANCHO 54 **Classification:** SATISFACTORY **Rating:** 2.86

**Complexity Points:** 6 **Repeat Violator:** NO

**CH Group:** 09 - Construction

**Location:** 5520 County Road 316, in Johnson County, Texas

**TCEQ Region:** REGION 04 - DFW METROPLEX

**ID Number(s):**

**WASTEWATER** EPA ID TX0138061

**WASTEWATER** PERMIT WQ0015622001

**STORMWATER** PERMIT TXR15052N

**Compliance History Period:** September 01, 2015 to August 31, 2020 **Rating Year:** 2020 **Rating Date:** 09/01/2020

**Date Compliance History Report Prepared:** June 21, 2021

**Agency Decision Requiring Compliance History:** Enforcement

**Component Period Selected:** June 21, 2016 to June 21, 2021

**TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.**

**Name:** Katelyn Tubbs

**Phone:** (512) 239-2512

**Site and Owner/Operator History:**

- 1) Has the site been in existence and/or operation for the full five year compliance period? NO
- 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO

**Components (Multimedia) for the Site Are Listed in Sections A - J**

**A. Final Orders, court judgments, and consent decrees:**

N/A

**B. Criminal convictions:**

N/A

**C. Chronic excessive emissions events:**

N/A

**D. The approval dates of investigations (CCEDS Inv. Track. No.):**

Item 2	June 17, 2020	(1669047)
Item 3	July 17, 2020	(1676005)
Item 4	September 18, 2020	(1689329)
Item 5	October 20, 2020	(1695690)
Item 6	January 19, 2021	(1719683)

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

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

- 1 Date: 07/31/2020 (1682798)  
Self Report? YES Classification: Moderate  
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)  
30 TAC Chapter 305, SubChapter F 305.125(1)  
Description: Failure to meet the limit for one or more permit parameter

2	Date: 10/31/2020 (1719681) Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter
3	Date: 11/30/2020 (1719682) Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter
4	Date: 01/31/2021 (1732764) Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter
5	Date: 02/28/2021 (1732765) Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter
6	Date: 03/31/2021 (1732766) Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter
7	Date: 04/30/2021 Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter
8	Date: 05/31/2021 Self Report? YES Classification: Moderate Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to meet the limit for one or more permit parameter

**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

## **Component Appendices**

### **Appendix A**

#### **All NOV's Issued During Component Period 6/21/2016 and 6/21/2021**

- 1\*      Date:      12/31/2019      (1636464)  
Classification:      Moderate  
Self Report?      YES      For Informational Purposes Only  
Citation:      2D TWC Chapter 26, SubChapter A 26.121(a)  
                    30 TAC Chapter 305, SubChapter F 305.125(1)  
Description:      Failure to meet the limit for one or more permit parameter
- 2\*      Date:      01/31/2020      (1643075)  
Classification:      Moderate  
Self Report?      YES      For Informational Purposes Only  
Citation:      2D TWC Chapter 26, SubChapter A 26.121(a)  
                    30 TAC Chapter 305, SubChapter F 305.125(1)  
Description:      Failure to meet the limit for one or more permit parameter
- 3\*      Date:      02/29/2020      (1649581)  
Classification:      Moderate  
Self Report?      YES      For Informational Purposes Only  
Citation:      2D TWC Chapter 26, SubChapter A 26.121(a)  
                    30 TAC Chapter 305, SubChapter F 305.125(1)  
Description:      Failure to meet the limit for one or more permit parameter
- 4\*      Date:      03/31/2020      (1655960)  
Classification:      Moderate  
Self Report?      YES      For Informational Purposes Only  
Citation:      2D TWC Chapter 26, SubChapter A 26.121(a)  
                    30 TAC Chapter 305, SubChapter F 305.125(1)  
Description:      Failure to meet the limit for one or more permit parameter
- 5\*      Date:      04/30/2020      (1662490)  
Classification:      Moderate  
Self Report?      YES      For Informational Purposes Only  
Citation:      2D TWC Chapter 26, SubChapter A 26.121(a)  
                    30 TAC Chapter 305, SubChapter F 305.125(1)  
Description:      Failure to meet the limit for one or more permit parameter
- 6\*      Date:      07/31/2020      (1682798)  
Classification:      Moderate  
Self Report?      YES      For Informational Purposes Only  
Citation:      2D TWC Chapter 26, SubChapter A 26.121(a)  
                    30 TAC Chapter 305, SubChapter F 305.125(1)  
Description:      Failure to meet the limit for one or more permit parameter
- 7      Date:      10/31/2020      (1719681)  
Classification:      Moderate  
Self Report?      YES      For Informational Purposes Only  
Citation:      2D TWC Chapter 26, SubChapter A 26.121(a)  
                    30 TAC Chapter 305, SubChapter F 305.125(1)  
Description:      Failure to meet the limit for one or more permit parameter
- 8      Date:      11/30/2020      (1719682)  
Classification:      Moderate  
Self Report?      YES      For Informational Purposes Only  
Citation:      2D TWC Chapter 26, SubChapter A 26.121(a)  
                    30 TAC Chapter 305, SubChapter F 305.125(1)  
Description:      Failure to meet the limit for one or more permit parameter
- 9      Date:      01/31/2021      (1732764)

Classification: Moderate

Self Report? YES For Informational Purposes Only  
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)  
30 TAC Chapter 305, SubChapter F 305.125(1)  
Description: Failure to meet the limit for one or more permit parameter

10 Date: 02/28/2021 (1732765)

Classification: Moderate

Self Report? YES For Informational Purposes Only  
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)  
30 TAC Chapter 305, SubChapter F 305.125(1)  
Description: Failure to meet the limit for one or more permit parameter

11 Date: 03/31/2021 (1732766)

Classification: Moderate

Self Report? YES For Informational Purposes Only  
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)  
30 TAC Chapter 305, SubChapter F 305.125(1)  
Description: Failure to meet the limit for one or more permit parameter

\* NOVs applicable for the Compliance History rating period 9/1/2015 to 8/31/2020

**Appendix B**

**All Investigations Conducted During Component Period June 21, 2016 and June 21, 2021**

- Item 1 January 20, 2020\*\* (1636464) For Informational Purposes Only
- Item 2 February 13, 2020\*\* (1643075) For Informational Purposes Only
- Item 3 March 23, 2020\*\* (1649581) For Informational Purposes Only
- Item 4 April 17, 2020\*\* (1655960) For Informational Purposes Only
- Item 5 May 13, 2020\*\* (1662490) For Informational Purposes Only
- Item 6\* June 17, 2020\*\* (1669047) For Informational Purposes Only
- Item 7\* July 17, 2020\*\* (1676005) For Informational Purposes Only
- Item 8 August 14, 2020\*\* (1682798) For Informational Purposes Only
- Item 9\* September 18, 2020 (1689329) For Informational Purposes Only
- Item 10\* October 20, 2020 (1695690) For Informational Purposes Only
- Item 11 November 17, 2020 (1719681) For Informational Purposes Only
- Item 12 December 15, 2020 (1719682) For Informational Purposes Only
- (1719683)

Item 13*	January 19, 2021	For Informational Purposes Only (1732764)
Item 14	February 12, 2021	For Informational Purposes Only (1732765)
Item 15	March 19, 2021	For Informational Purposes Only (1732766)
Item 16	April 13, 2021	For Informational Purposes Only (1710642)
Item 17	June 16, 2021	For Informational Purposes Only

\* No violations documented during this investigation

\*\*Investigation applicable for the Compliance History Rating period between 09/01/2015 and 08/31/2020.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN  
ENFORCEMENT ACTION  
CONCERNING  
LOUIS VUITTON U.S.  
MANUFACTURING, INC.  
RN110000056**

**§  
§  
§  
§  
§  
§**

**BEFORE THE  
  
TEXAS COMMISSION ON  
  
ENVIRONMENTAL QUALITY**

**AGREED ORDER  
DOCKET NO. 2021-0814-MWD-E**

On \_\_\_\_\_, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Louis Vuitton U.S. Manufacturing, Inc. (the "Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent presented this Order to the Commission.

The Respondent understands that it has certain procedural rights at certain points in the enforcement process, including the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that this Order represents the complete and fully-integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Order are binding upon the Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

**I. FINDINGS OF FACT**

1. The Respondent owns and operates a wastewater treatment facility located at 5520 County Road 316, in Johnson County, Texas (the "Facility"). The Facility is near or adjacent to water in the state as defined in TEX. WATER CODE § 26.001(5).
2. During a record review conducted on April 28, 2021, an investigator documented that the Respondent did not comply with permitted effluent limitations, as shown in the effluent violation table below:

	Carbonaceous Biochemical Oxygen Demand (5-day)	Ammonia Nitrogen		Total Suspended Solids
	Daily Average Concentration	Daily Average Concentration	Single Grab Concentration	Daily Average Concentration
Monitoring Period	Limit = 5 mg/L	Limit = 2 mg/L	Limit = 15 mg/L	Limit = 5 mg/L
February 2020	19.75		35.4	9.75
March 2020	10.33	c	c	11.3
July 2020	c	c	c	6
October 2020	5.75	c	c	10.25
November 2020	5.75	3.21	c	c
January 2021	c	12.73	18.4	6

c = compliant                      mg/L = milligrams per liter

## II. CONCLUSIONS OF LAW

1. As evidenced by Finding of Fact No. 1, the Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. WATER CODE ch. 26 and the rules of the TCEQ.
2. As evidenced by Finding of Fact No. 2, the Respondent failed to comply with permitted effluent limitations, in violation of 30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0015622001, Effluent Limitations and Monitoring Requirements No. 1.
3. Pursuant to TEX. WATER CODE § 7.051, the TCEQ has the authority to assess an administrative penalty against the Respondent for violations of state statutes within the TCEQ'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 \$38,500 is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053. The Respondent paid the \$38,500 penalty.



### III. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Conclusion of Law No. 4 for violations of state statutes and rules of the TCEQ. The payment of this penalty and the Respondent's compliance with all the requirements set forth in this Order resolve only the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations that are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Louis Vuitton U.S. Manufacturing, Inc., Docket No. 2021-0814-MWD-E" to:

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

2. The Respondent shall, within 130 days after the effective date of this Order, submit written certification of compliance with the permitted effluent limitations of TPDES Permit No. WQ0015622001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current self-reported discharge monitoring reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance. The certification shall be signed by the Respondent and shall include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team  
Enforcement Division, MC 149A  
Texas Commission on Environmental Quality  
P.O. Box 13087  
Austin, Texas 78711-3087

with a copy to:

Water Section Manager  
Dallas/Fort Worth Regional Office  
Texas Commission on Environmental Quality  
2309 Gravel Drive  
Fort Worth, Texas 76118-6951

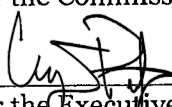
3. All relief not expressly granted in this Order is denied.
4. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
5. If the Respondent fails to comply with any of the Ordering Provisions in this 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 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.
6. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this 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. Extension requests shall be sent to the Order Compliance Team at the address listed above.
7. 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 the Respondent has not complied with one or more of the terms in this Order.
8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
9. This 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 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.
10. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and

may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.

11. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

### SIGNATURE PAGE

#### TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

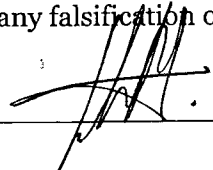
_____ For the Commission	_____ Date
 _____ For the Executive Director	_____ 9/14/2022 _____ Date

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, 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.

_____ Signature	 _____ Date
Jorge Saez Hidalgo _____ Name (Printed or typed)	09/25/2022 _____ Date
Authorized Representative of <del>GENERAL MANAGER</del> Louis Vuitton U.S. Manufacturing, Inc.	_____ GENERAL MANAGER _____ Title

If mailing address has changed, please check this box and provide the new address below: