

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 62279
TEXAS TAMIL TRANSPORT LLC
RN111358198
Docket No. 2022-0875-IHW-E

Page 1 of 2

Order Type:
Default Order

Media:
IHW

Small Business:
N/A

Location Where Violation Occurred:
on Southbound Interstate 35 West on the highway shoulder, near the intersection of Altamesa Boulevard, Fort Worth, Tarrant County (the "Site")

Type of Operation:
emergency spill response

Other Significant Matters:
Additional Pending Enforcement Actions: None
Past-Due Penalties: None
Past-Due Fees: None
Other: None
Interested Third Parties: None

Texas Register Publication Date: February 28, 2025

Comments Received: None

Penalty Information

Total Penalty Assessed: \$2,625

Total Paid to General Revenue: \$0

Total Due to General Revenue: \$2,625

Compliance History Classifications:

Person/CN – Unclassified
Site/RN – N/A

Major Source: No

Statutory Limit Adjustment: None

Applicable Penalty Policy: January 28, 2021

Investigation Information

Complaint Date(s): N/A

Date of Investigation: April 26, 2021

Date(s) of NOV(s): N/A

Date of NOE: March 30, 2022

Violation Information

Failed to submit written information describing the details of a discharge or spill and the response actions taken by the approved deadline [30 TEX. ADMIN. CODE § 327.5(c)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

None

Technical Requirements:

1. Within 30 days submit a spill incident report and supporting documentation describing the details of the discharge or spill and the adequacy of the response actions taken.
2. Within 45 days submit written certification to demonstrate compliance with Technical Requirement No. 1.

Litigation Information

Date Petitions Filed: June 7, 2023; September 12, 2023; December 14, 2023

Dates of Service: unclaimed; unclaimed; unclaimed

Secretary of State accepted Service: June 14, 2024

Date Answer(s) Filed: N/A

Contact Information

TCEQ Attorneys: Taylor Pearson, Litigation Division, (512) 239-3400
Sheldon Wayne, Public Interest Counsel, (512) 239-6363

TCEQ Litigation Agenda Coordinator: Katherine McKenzie, Litigation Division, (512) 239-2575

TCEQ Enforcement Coordinator: Ken Moller, Enforcement Division, 512-239-6111

TCEQ Regional Contact: Erin Gorman, Dallas/Fort Worth Regional Office, (817) 588-5800

Respondent Contact: Vijeeban Subramaniam, TEXAS TAMIL TRANSPORT LLC, 5816 Scarcliff Lane,
Fort Worth, Texas 76137

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	28-Mar-2022	Screening	29-Apr-2022	EPA Due	
	PCW	8-May-2023				

RESPONDENT/FACILITY INFORMATION

Respondent	TEXAS TAMIL TRANSPORT LLC				
Reg. Ent. Ref. No.	RN111358198				
Facility/Site Region	4-Dallas/Fort Worth		Major/Minor Source	Minor	

CASE INFORMATION

Enf./Case ID No.	62279	No. of Violations	1
Docket No.	2022-0875-IHW-E	Order Type	1660
Media Program(s)	Industrial and Hazardous Waste	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Ken Moller
		EC's Team	Enforcement Team 7
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$2,500
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	5.0%	Adjustment	Subtotals 2, 3, & 7	\$125
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Notes Enhancement for one NOV with same/similar violations.

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	\$0
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts \$750
Estimated Cost of Compliance \$9,001
*Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$2,625
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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 \$2,625

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$2,625
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DEFERRAL	0.0%	Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes

Deferral not offered for non-expedited settlement.

PAYABLE PENALTY	\$2,625
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Screening Date	29-Apr-2022	Docket No.	2022-0875-IHW-E	PCW
Respondent	TEXAS TAMIL TRANSPORT LLC			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	62279			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN111358198			
Media	Industrial and Hazardous Waste			
Enf. Coordinator	Ken Moller			

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>)	1	5%
	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) 5%

>> 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 for one NOV with same/similar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 5%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 5%

Screening Date 29-Apr-2022 Respondent TEXAS TAMIL TRANSPORT LLC Case ID No. 62279 Reg. Ent. Reference No. RN111358198 Media Industrial and Hazardous Waste Enf. Coordinator Ken Moller	Docket No. 2022-0875-IHW-E	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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Violation Number	1		
Rule Cite(s)	30 Tex. Admin. Code § 327.5(c)		
Violation Description	Failed to submit written information describing the details of a discharge or spill and the response actions taken by the approved deadline. Specifically, the Respondent was involved in a vehicular incident on April 24, 2021 that spilled approximately 75 gallons of diesel fuel at the Site and impacted the land, and the Respondent failed to provide the response action report by the December 6, 2021 deadline.		

Base Penalty	\$25,000
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>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual				Percent 0.0%
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
		x			Percent 10.0%

Matrix Notes	100% of the rule requirement was not met.
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Adjustment	\$22,500
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	\$2,500
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Violation Events

Number of Violation Events	1	370	Number of violation days
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	daily		
	weekly		
	monthly		
	quarterly		
	semiannual		
	annual		
	single event	x	

Violation Base Penalty	\$2,500
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One single event is recommended.

Good Faith Efforts to Comply

0.0%	Reduction
	\$0

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

Notes	The Respondent does not meet the good faith criteria for this violation.
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Violation Subtotal	\$2,500
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Economic Benefit (EB) for this violation

Estimated EB Amount	Statutory Limit Test
\$750	

Violation Final Penalty Total	\$2,625
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This violation Final Assessed Penalty (adjusted for limits)	\$2,625
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Economic Benefit Worksheet

Respondent TEXAS TAMIL TRANSPORT LLC
Case ID No. 62279
Reg. Ent. Reference No. RN111358198
Media Industrial and Hazardous Waste
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
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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)	\$9,001	24-May-2021	22-Jan-2023	1.67	\$750	n/a	\$750
Notes for DELAYED costs	Actual delayed cost (per Respondent's contractor) to submit a spill incident report and supporting documentation describing the details of the discharge or spill and the adequacy of the response actions taken. The Date Required is 30 days after the date of the spill, 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	\$9,001	TOTAL	\$750
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Compliance History Report

Compliance History Report for CN605946599, RN111358198, Rating Year 2021 which includes Compliance History (CH) components from September 1, 2016, through August 31, 2021.

Customer, Respondent, or Owner/Operator: CN605946599, TEXAS TAMIL TRANSPORT LLC **Classification:** NOT APPLICABLE **Rating:** N/A

Regulated Entity: RN111358198, Spill on Southbound Interstate 35 West Near Altamesa Boulevard **Classification:** NOT APPLICABLE **Rating:** N/A

Complexity Points: N/A **Repeat Violator:** N/A

CH Group: 14 - Other

Location: On Southbound Interstate 35 West near Altamesa Boulevard in Fort Worth, Tarrant County

TCEQ Region: REGION 04 - DFW METROPLEX

ID Number(s):
EMERGENCY RESPONSE ID NUMBER R04111358198

Compliance History Period: September 01, 2016 to August 31, 2021 **Rating Year:** 2021 **Rating Date:** 09/01/2021

Date Compliance History Report Prepared: February 24, 2025

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: August 19, 2017 to August 19, 2022

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.
Name: Celicia A. Garza **Phone:** (210) 657-8422

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.):
N/A

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: 12/15/2021 (1773295)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 327 327.5(c)
Description: failed to submit written information describing the details of a discharge or spill and the response actions taken by the approved deadline, in violation of 30 TEX. ADMIN. CODE § 327.5(c). Specifically, the Respondent was involved in a vehicular incident on April 24, 2021 that spilled approximately 75 gallons of diesel fuel at the Site and impacted the land. The deadline to provide the response action report was extended twice--until August 7, 2021 and then again until December 6, 2021, respectively, but had not submitted the required report by the extended deadline.

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 NOVs Issued During Component Period 8/19/2017 and 8/19/2022

1	Date:	12/15/2021	(1773295)		
	Self Report?	NO		Classification:	Moderate
	Citation:				
	Description:	30 TAC Chapter 327 327.5(c) Failed to submit written information describing the details of a discharge or spill and the response actions taken by the approved deadline, in violation of 30 TEX. ADMIN. CODE § 327.5(c). Specifically, the Respondent was involved in a vehicular incident on April 24, 2021 that spilled approximately 75 gallons of diesel fuel at the Site and impacted the land. The deadline to provide the response action report was extended twice--until August 7, 2021 and then again until December 6, 2021, respectively, but had not submitted the required report by the extended deadline.			

* NOVs applicable for the Compliance History rating period 9/1/2016 to 8/31/2021

Appendix B

All Investigations Conducted During Component Period August 19, 2017 and August 19, 2022

Item 1	December 13, 2021	(1773295)
Item 2	March 25, 2022	(1796341)

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2016 and 08/31/2021.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
TEXAS TAMIL TRANSPORT LLC;
RN111358198

§
§
§
§
§

BEFORE THE

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY

DEFAULT ORDER

DOCKET NO. 2022-0875-IHW-E

On _____, the Texas Commission on Environmental Quality ("Commission" or "TCEQ") considered the Executive Director's Preliminary Report and Petition, filed pursuant to TEX. WATER CODE ch. 7, TEX. HEALTH & SAFETY CODE ch. 361, and the rules of the TCEQ, which requests appropriate relief, including the imposition of an administrative penalty and corrective action of the respondent. The respondent made the subject of this Order is TEXAS TAMIL TRANSPORT LLC ("Respondent").

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

FINDINGS OF FACT

1. Respondent owns and operates a trucking company involved in an accident that resulted in a spill of diesel fuel on Southbound Interstate 35 West on the highway shoulder, near the intersection of Altamesa Boulevard in Fort Worth, Tarrant County, Texas (the "Site"). The Site involves or involved the management of industrial and hazardous waste ("IHW"), as defined in TEX. HEALTH & SAFETY CODE ch. 361.
2. During an investigation conducted on April 26, 2021, and a record review conducted on March 15, 2022, an investigator documented that Respondent failed to submit written information describing the details of a discharge or spill and the response actions taken by the approved deadline. Specifically, Respondent was involved in a vehicular incident on April 24, 2021, that spilled approximately 75 gallons of diesel fuel at the Site and impacted the land. Respondent failed to provide the response action report by the December 6, 2021 deadline.
3. The Executive Director filed the "Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of TEXAS TAMIL TRANSPORT LLC" (the "EDPRP") in the TCEQ Chief Clerk's office on June 7, 2023.
4. The EDPRP was mailed to Respondent's agent's last known address on June 7, 2023, via certified mail, return receipt requested, postage prepaid. The United States Postal Service returned the EDPRP sent by certified mail as "not deliverable as addressed, unable to forward."
5. The Executive Director re-filed the EDPRP in the TCEQ Chief Clerk's office on September 12, 2023.
6. The EDPRP was mailed to Respondent's agent's last known address on September 12, 2023, via certified mail, return receipt requested, and via first class mail, postage prepaid. The United States Postal Service returned the EDPRP sent by certified mail as "not deliverable as

addressed, unable to forward.” The first class mail was returned as “not deliverable as addressed, unable to forward.”

7. The Executive Director re-filed the EDPRP in the TCEQ Chief Clerk’s office on December 14, 2023.
8. By letter dated December 14, 2023, sent to the Texas Secretary of State’s Service of Process Unit via certified mail, return receipt requested, postage prepaid, the Executive Director requested service on Respondent of the EDPRP. On June 14, 2024, the Service of Process Unit certified service of Respondent.
9. More than 20 days have elapsed since Respondent received notice of the EDPRP. Respondent failed to file an answer and failed to request a hearing.

CONCLUSIONS OF LAW

1. As evidenced by Finding of Fact No. 1, Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 361 and the rules of the TCEQ.
2. As evidenced by Finding of Fact No. 2, Respondent failed to submit written information describing the details of a discharge or spill and the response actions taken by the approved deadline, in violation of 30 TEX. ADMIN. CODE § 327.5(c).
3. As evidenced by Findings of Fact Nos. 3 through 8, the Executive Director timely served Respondent with proper notice of the EDPRP, as required by TEX. BUS. ORG. CODE § 5.251, TEX. WATER CODE § 7.055 and 30 TEX. ADMIN. CODE § 70.104(c)(2).
4. As evidenced by Finding of Fact No. 9, Respondent failed to file a timely answer as required by TEX. WATER CODE § 7.056 and 30 TEX. ADMIN. CODE § 70.105. Pursuant to TEX. WATER CODE § 7.057 and 30 TEX. ADMIN. CODE § 70.106, the Commission may enter a Default Order against Respondent and assess the penalty recommended by the Executive Director.
5. Pursuant to TEX. WATER CODE § 7.051, the Commission has the authority to assess an administrative penalty against Respondent for violations of state statutes within TCEQ’s jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
6. An administrative penalty in the amount of \$2,625 is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053.
7. TEX. WATER CODE §§ 5.102 and 7.002 authorize the Commission to issue orders and make determinations necessary to effectuate the purposes of the statutes within its jurisdiction.

ORDERING PROVISIONS

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

1. Respondent is assessed an administrative penalty in the amount of \$2,625 for violations of state statutes and rules of the TCEQ. The payment of this penalty and 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 which are not raised here.
2. The penalty assessed by this Order shall be paid within 30 days after the effective date of this Order. All checks submitted to pay the penalty imposed by this Order shall be made out to TCEQ and shall be sent with the notation “Re: TEXAS TAMIL TRANSPORT LLC; Docket No. 2022-0875-IHW-E” to:

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

3. Respondent shall undertake the following technical requirements:
- a. Within 30 days of the effective date of this Order, submit a spill incident report and supporting documentation describing the details of the discharge or spill and the adequacy of the response actions taken, in accordance with 30 TEX. ADMIN. CODE § 327.5; and
 - b. Within 45 days after the effective date of this Order, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 3.a. The certification shall be signed by 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 fine and imprisonment for knowing violations."

The written certification and supporting documentation necessary to demonstrate compliance with these Ordering Provisions shall be sent to:

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

and:

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

4. All relief not expressly granted in this Order is denied.
5. The provisions of this Order shall apply to and be binding upon Respondent. Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the trucking company operations referenced in this Order.
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 Respondent shall be made in writing to the Executive Director. Extensions are not effective until 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 Enforcement Division at the address listed above.
7. If 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, Respondent's failure to comply is not a violation of this Order.

Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Respondent shall notify the Executive Director within seven days after Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.

8. 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 Respondent if the Executive Director determines that Respondent has not complied with one or more of the terms or conditions in this Order.
9. 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.
10. 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.
11. The Chief Clerk shall provide a copy of this fully executed Order to each of the parties. By law, the effective date of this Order shall be the date the Order is final, as provided by 30 TEX. ADMIN. CODE § 70.106(d) and TEX. GOV'T CODE § 2001.144.

S I G N A T U R E P A G E

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



UNSWORN DECLARATION OF TAYLOR W. PEARSON

"On behalf of the Executive Director of the Texas Commission on Environmental Quality, the 'Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of TEXAS TAMIL TRANSPORT LLC' (the "EDPRP") was filed in the TCEQ Chief Clerk's office on June 7, 2023, September 12, 2023, and December 14, 2023.

On June 7, 2023, the Executive Director of the Texas Commission on Environmental Quality attempted to serve TEXAS TAMIL TRANSPORT LLC via certified mail, return receipt requested, with the EDPRP. The EDPRP was sent to the following address obtained from the Texas Secretary of State's records and the result of the mailing is noted in bold:

**Vijeeban Subrahmaniam, Registered Agent
TEXAS TAMIL TRANSPORT LLC
5604 Coventry Park Drive #1094
Haltom City, TX 76117**

Returned to Sender, Not Deliverable as Addressed, Unable to Forward

On September 12, 2023, the Executive Director of the Texas Commission on Environmental Quality attempted to serve TEXAS TAMIL TRANSPORT LLC via certified mail, return receipt requested, and via first class mail, with the EDPRP. The EDPRP was sent to the following address obtained from the Texas Secretary of State's records and the result of the mailing is noted in bold:

**Vijeeban Subrahmaniam, Registered Agent
TEXAS TAMIL TRANSPORT LLC
5604 Coventry Park Drive #1094
Haltom City, TX 76117**

**Certified: Returned to Sender, Not Deliverable as Addressed, Unable to Forward
First Class: Returned to Sender, Not Deliverable as Addressed, Unable to Forward**

By letter to the Secretary of State sent December 14, 2023, the Executive Director requested service on Respondent of the EDPRP. The Secretary of State certified service of Respondent on June 14, 2024.

More than 20 days have elapsed since Respondent received notice of the EDPRP. Respondent failed to file an answer and failed to request a hearing."

"My name is Taylor Wayne Pearson and I am an employee of the following governmental agency: Texas Commission on Environmental Quality. I am executing this declaration as part of my assigned duties and responsibilities. I declare under penalty of perjury that the foregoing is true and correct."

Executed in _____ Travis _____ County,
State of Texas,
on the _____ 7th _____ day of _____ February _____, 2025

A handwritten signature in blue ink that reads "Taylor Pearson".

Declarant