

Executive Summary – Enforcement Matter – Case No. 64996
Hockley Oilfield Supply, LLC
RN102803228
Docket No. 2023-1574-MLM-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

MLM – AIR, PWS

Small Business:

Yes

Location(s) Where Violation(s) Occurred:

Hockley Oilfield Supply, 2055 West State Road 300 near Levelland, Hockley County

Type of Operation:

Public water supply

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: July 26, 2024

Comments Received: No

Penalty Information

Total Penalty Assessed: \$7,913

Amount Deferred for Expedited Settlement: \$1,582

Total Paid to General Revenue: \$6,331

Total Due to General Revenue: \$0

Payment Plan: N/A

Compliance History Classifications:

Person/CN - N/A

Site/RN - N/A

Major Source: No

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): September 5, 2023

Complaint Information: Alleged the site was repairing, cleaning, and painting cargo tank trailers without proper permits and spills in the yard were impacting five water wells on-site.

Date(s) of Investigation: September 18, 2023 through September 19, 2023

Date(s) of NOE(s): October 31, 2023

Executive Summary – Enforcement Matter – Case No. 64996
Hockley Oilfield Supply, LLC
RN102803228
Docket No. 2023-1574-MLM-E

Violation Information

1. Failed to maintain a disinfectant residual of at least 0.2 milligrams per liter (“mg/L”) of free chlorine throughout the distribution system. Specifically, on September 18, 2023, free chlorine residual concentrations of 0.0 mg/L were measured at the bathroom sink and filling station faucet [30 TEX. ADMIN. CODE §§ 290.46(d)(2)(A) and 290.110(b)(4) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].
2. Failed to operate the Facility under the direct supervision of a water works operator who holds an applicable, valid class "D" license or higher license issued by the Executive Director. Specifically, an individual whose license expired on August 28, 2024 was operating the Facility [30 TEX. ADMIN. CODE § 290.46(e)(4)(A) and TEX. HEALTH & SAFETY CODE § 341.033(a)].
3. Failed to keep on file copies of well completion data for as long as the wells remain in service. Specifically, well completion data for well nos. 2 and 6 were not available for review [30 TEX. ADMIN. CODE § 290.46(n)(3)].
4. Failed to maintain at the public water system accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned [30 TEX. ADMIN. CODE § 290.46(n)(1)].
5. Failed to notify the Commission within 30 days after the change of ownership of the Facility. Specifically, the change in ownership of the Facility occurred on June 14, 2022 and the Respondent did not notify the Commission of the change in ownership by July 14, 2022 [30 TEX. ADMIN. CODE § 116.110(e)(1) and TEX. HEALTH & SAFETY CODE § 382.085(b)].
6. Failed to maintain records at the Facility. Specifically, the Respondent failed to maintain records for product speciation, daily product usage, daily emissions in pounds per hour ("lbs/hr") and in tons per year ("TPY") for the previous 12-month rolling time period, quarterly opacity observations, and weekly pressure drop readings across the cartridge filter system [30 TEX. ADMIN. CODE § 116.115(b)(2)(E)(ii) and 116.115(c), New Source Review Permit No. 51399, General Condition No. 7 and Special Condition Nos. 18B, 18D, 18E and 18F, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

- a. On September 19, 2023, maintained a minimum free chlorine residual of 0.2 mg/L throughout the distribution system;

Executive Summary – Enforcement Matter – Case No. 64996
Hockley Oilfield Supply, LLC
RN102803228
Docket No. 2023-1574-MLM-E

- b. On October 5, 2023, completed a Change of Ownership and permit transfer; and
- c. On November 6, 2023, began operating the Facility under an operator with a valid Class "D" license.

Technical Requirements:

The Order will require the Respondent to:

- a. Within 30 days, begin maintaining product speciation, daily product usage, daily emissions in lbs/hr and in TPY based on a rolling 12-month period, quarterly opacity observations, and weekly pressure drop readings across the cartridge filter system.
- b. Within 45 days, submit written certification to demonstrate compliance with a.
- c. Within 90 days:
 - i. Keep on file copies of well completion data for the wells; and
 - ii. Compile and maintain accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank.
- d. Within 105 days, submit written certification to demonstrate compliance with c.

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Claudia Bartley, Enforcement Division, Enforcement Team 4, MC 219, (512) 239-1116; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

Respondent: Joe Hughes, Manager, Hockley Oilfield Supply, LLC, 28501 Interstate 27, Canyon, Texas 79015-6187

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	6-Nov-2023			
	PCW	14-Nov-2023	Screening	6-Nov-2023	EPA Due

RESPONDENT/FACILITY INFORMATION	
Respondent	Hockley Oilfield Supply, LLC (PCW No. 1 of 2)
Reg. Ent. Ref. No.	RN102803228
Facility/Site Region	2-Lubbock
Major/Minor Source	Minor

CASE INFORMATION				
Enf./Case ID No.	64996	No. of Violations	4	
Docket No.	2023-1574-MLM-E	Order Type	1660	
Media Program(s)	Public Water Supply	Government/Non-Profit	No	
Multi-Media	Air	Enf. Coordinator	Claudia Bartley	
		EC's Team	Enforcement Team 4	
Admin. Penalty \$	Limit Minimum	\$50	Maximum	\$5,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$2,000
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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	25.0%	Adjustment	Subtotals 2, 3, & 7	\$500
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Notes	Enhancement for one agreed order without a denial of liability.
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Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
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Notes	The Respondent does not meet the culpability criteria.
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Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$212
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$27	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$560	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$2,288
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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	
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Final Penalty Amount	\$2,288
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$2,288
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DEFERRAL	20.0%	Reduction	Adjustment	-\$457
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes	Deferral offered for expedited settlement.
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PAYABLE PENALTY	\$1,831
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Screening Date 6-Nov-2023

Docket No. 2023-1574-MLM-E

PCW

Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2)

Policy Revision 5 (January 28, 2021)

Case ID No. 64996

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN102803228

Media Public Water Supply

Enf. Coordinator Claudia Bartley

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>)	0	0%
	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	1	25%
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) 25%

>> 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 agreed order without a denial of liability.

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

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 25%

Screening Date 6-Nov-2023

Docket No. 2023-1574-MLM-E

PCW

Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2)

Policy Revision 5 (January 28, 2021)

Case ID No. 64996

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN102803228

Media Public Water Supply

Enf. Coordinator Claudia Bartley

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 290.46(d)(2)(A) and 290.110(b)(4) and Tex. Health & Safety Code § 341.0315(c)

Violation Description

Failed to maintain a disinfectant residual of at least 0.2 milligrams per liter ("mg/L") of free chlorine throughout the distribution system. Specifically, on September 18, 2023, free chlorine residual concentrations of 0.0 mg/L were measured at the bathroom sink and filling station faucet.

Base Penalty \$5,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential	x		

Percent 15.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

Failure to maintain proper levels of disinfection could expose persons served by the Facility to contaminants which would exceed levels protective of human health.

Adjustment \$4,250

\$750

Violation Events

Number of Violation Events 1

1 Number of violation days

daily	
weekly	
monthly	x
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$750

One monthly event is recommended, calculated from the September 18, 2023 investigation date to the September 19, 2023 compliance date.

Good Faith Efforts to Comply

25.0%

Reduction \$187

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

Notes

The Respondent achieved compliance on September 19, 2023.

Violation Subtotal \$563

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$0

Violation Final Penalty Total \$751

This violation Final Assessed Penalty (adjusted for limits) \$751

Economic Benefit Worksheet

Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2)
Case ID No. 64996
Reg. Ent. Reference No. RN102803228
Media Public Water Supply
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	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)	\$100	18-Sep-2023	19-Sep-2023	0.00	\$0	n/a	\$0

Notes for DELAYED costs

The delayed cost includes the estimated amount to determine the cause of noncompliance, make any necessary repairs or adjustments to the Facility, and maintain a disinfectant residual of at least 0.2 mg/L free chlorine throughout the distribution system, calculated from the investigation date to the 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 \$100

TOTAL \$0

Screening Date 6-Nov-2023 **Docket No.** 2023-1574-MLM-E **PCW**
Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2) *Policy Revision 5 (January 28, 2021)*
Case ID No. 64996 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102803228
Media Public Water Supply
Enf. Coordinator Claudia Bartley

Violation Number 2
Rule Cite(s) 30 Tex. Admin. Code § 290.46(e)(4)(A) and Tex. Health & Safety Code § 341.033(a)
Violation Description Failed to operate the Facility under the direct supervision of a water works operator who holds an applicable, valid class "D" license or higher license issued by the Executive Director. Specifically, an individual whose license expired on August 28, 2024, was operating the Facility.

Base Penalty \$5,000

>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual				Percent 5.0%
Potential		x			

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
					Percent 0.0%

Matrix Notes Failure to operate the Facility under direct supervision of an operator with the appropriate license issued by the Executive Director may result in poor plant operation which could expose persons served by the Facility to a significant amount contaminants which would not exceed levels protective of human health.

Adjustment \$4,750

\$250

Violation Events

Number of Violation Events 1 49 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty \$250

One quarterly event is recommended, calculated from the September 18, 2023 investigation date to the November 6, 2023 compliance date.

Good Faith Efforts to Comply 10.0% Reduction \$25

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

Notes The Respondent achieved compliance on November 6, 2023.

Violation Subtotal \$225

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

Estimated EB Amount \$1 **Violation Final Penalty Total** \$288

This violation Final Assessed Penalty (adjusted for limits) \$288

Economic Benefit Worksheet

Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2)
Case ID No. 64996
Reg. Ent. Reference No. RN102803228
Media Violation No. Public Water Supply
 2

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)	\$100	18-Sep-2023	6-Nov-2023	0.13	\$1	n/a	\$1

Notes for DELAYED costs
 The delayed cost includes the estimated amount to ensure that the Facility is operated under the direct supervision of an operator who holds an applicable, valid license issued by the Executive Director, calculated from the investigation date to the 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 \$100

TOTAL \$1

Screening Date 6-Nov-2023 **Docket No.** 2023-1574-MLM-E **PCW**
Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2) *Policy Revision 5 (January 28, 2021)*
Case ID No. 64996 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102803228
Media Public Water Supply
Enf. Coordinator Claudia Bartley

Violation Number
Rule Cite(s)
Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0.0%"/>
Potential	<input type="text"/>	<input type="text"/>	<input type="text"/>		

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input checked="" type="text" value="x"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="10.0%"/>
Matrix Notes	<input type="text" value="100% of the rule requirements were not met."/>				

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input checked="" type="text" value="x"/>

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input checked="" type="text" value="x"/>	<input type="text"/>

Notes

Violation Subtotal

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

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2)
Case ID No. 64996
Reg. Ent. Reference No. RN102803228
Media Violation No. Public Water Supply
 3

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	\$180	18-Sep-2023	19-Feb-2025	1.42	\$13	n/a	\$13
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

The delayed cost includes the estimated amount to keep on file well completion data at the Facility, calculated from the investigation date to 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 \$180

TOTAL \$13

Screening Date 6-Nov-2023 **Docket No.** 2023-1574-MLM-E **PCW**
Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2) *Policy Revision 5 (January 28, 2021)*
Case ID No. 64996 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102803228
Media Public Water Supply
Enf. Coordinator Claudia Bartley

Violation Number 4
Rule Cite(s) 30 Tex. Admin. Code § 290.46(n)(1)
Violation Description Failed to maintain at the public water system accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned.

Base Penalty \$5,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				0.0%
	Potential				

>> Programmatic Matrix

Matrix Notes	Falsification	Harm			Percent
		Major	Moderate	Minor	
		x			10.0%
	100% of the rule requirement were not met.				

Adjustment \$4,500

\$500

Violation Events

Number of Violation Events 1 Number of violation days 49

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$500

One single event is recommended.

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 \$500

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

Estimated EB Amount \$13 **Violation Final Penalty Total** \$625

This violation Final Assessed Penalty (adjusted for limits) \$625

Economic Benefit Worksheet

Respondent Hockley Oilfield Supply, LLC (PCW No. 1 of 2)
Case ID No. 64996
Reg. Ent. Reference No. RN102803228
Media Public Water Supply
Violation No. 4

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	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	\$180	18-Sep-2023	19-Feb-2025	1.42	\$13	n/a	\$13
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 The delayed cost includes the estimated amount to maintain at the Facility accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank, calculated from the date of the investigation to 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 \$180

TOTAL \$13



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	6-Nov-2023	Screening	6-Nov-2023	EPA Due	
	PCW	10-May-2024				

RESPONDENT/FACILITY INFORMATION	
Respondent	Hockley Oilfield Supply, LLC (PCW No. 2 of 2)
Reg. Ent. Ref. No.	RN102803228
Facility/Site Region	2-Lubbock
Major/Minor Source	Minor

CASE INFORMATION				
Enf./Case ID No.	64996	No. of Violations	2	
Docket No.	2023-1574-MLM-E	Order Type	1660	
Media Program(s)	Air	Government/Non-Profit	No	
Multi-Media	Public Water Supply	Enf. Coordinator	Claudia Bartley	
		EC's Team	Enforcement Team 4	
Admin. Penalty \$	Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$5,000
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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	25.0% Adjustment	Subtotals 2, 3, & 7	\$1,250
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Notes	Enhancement for one agreed order without a denial of liability.
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Culpability	No	0.0% Enhancement	Subtotal 4	\$0
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Notes	The Respondent does not meet the culpability criteria.
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Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$625
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$40	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$650	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$5,625
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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	
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Final Penalty Amount	\$5,625
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$5,625
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DEFERRAL	20.0%	Reduction	Adjustment	-\$1,125
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes	Deferral offered for expedited settlement.
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PAYABLE PENALTY	\$4,500
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Screening Date 6-Nov-2023

Docket No. 2023-1574-MLM-E

PCW

Respondent Hockley Oilfield Supply, LLC (PCW No. 2 of 2)

Policy Revision 5 (January 28, 2021)

Case ID No. 64996

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN102803228

Media Air

Enf. Coordinator Claudia Bartley

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>)	0	0%
	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	1	25%
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) 25%

>> 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 agreed order without a denial of liability.

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

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 25%

Screening Date 6-Nov-2023

Docket No. 2023-1574-MLM-E

PCW

Respondent Hockley Oilfield Supply, LLC (PCW No. 2 of 2)

Policy Revision 5 (January 28, 2021)

Case ID No. 64996

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN102803228

Media Air

Enf. Coordinator Claudia Bartley

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code § 116.110(e)(1) and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to notify the Commission within 30 days after the change of ownership of the Facility. Specifically, the change in ownership of the Facility occurred on June 14, 2022 and the Respondent did not notify the Commission of the change in ownership by July 14, 2022.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			

Percent 0.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor
	x		

Percent 10.0%

Matrix Notes

100% of the requirement was not met.

Adjustment \$22,500

\$2,500

Violation Events

Number of Violation Events 1

17 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$2,500

One single event is recommended.

Good Faith Efforts to Comply

25.0%

Reduction \$625

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

Notes

The Respondent achieved compliance on October 5, 2023.

Violation Subtotal \$1,875

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$15

Violation Final Penalty Total \$2,500

This violation Final Assessed Penalty (adjusted for limits) \$2,500

Economic Benefit Worksheet

Respondent Hockley Oilfield Supply, LLC (PCW No. 2 of 2)
Case ID No. 64996
Reg. Ent. Reference No. RN102803228
Media Air
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)	\$250	14-Jul-2022	5-Oct-2023	1.23	\$15	n/a	\$15

Notes for DELAYED costs The delayed cost includes the estimated amount to submit the Change of Name/Ownership Form and Core Data Form in order to notify the Commission of the change in ownership of the Facility, calculated from the date the notification was due to the 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 \$250

TOTAL \$15

Screening Date 6-Nov-2023 **Docket No.** 2023-1574-MLM-E **PCW**
Respondent Hockley Oilfield Supply, LLC (PCW No. 2 of 2) *Policy Revision 5 (January 28, 2021)*
Case ID No. 64996 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN102803228
Media Air
Enf. Coordinator Claudia Bartley

Violation Number 2
Rule Cite(s) 30 Tex. Admin. Code § 116.115(b)(2)(E)(ii) and 116.115(c), New Source Review Permit No. 51399, General Condition No. 7 and Special Condition Nos. 18B, 18D, 18E and 18F, and Tex. Health & Safety Code § 382.085(b)
Violation Description Failed to maintain records at the Facility. Specifically, the Respondent failed to maintain records for product speciation, daily product usage, daily emissions in pounds per hour and in tons per year for the previous 12-month rolling time period, quarterly opacity observations, and weekly pressure drop readings across the cartridge filter system.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				0.0%
	Potential				

>> Programmatic Matrix

Matrix Notes	Falsification	Harm			Percent
		Major	Moderate	Minor	
			x		2.5%
Between 30-70% of the rule requirement was not met.					

Adjustment \$24,375

\$625

Violation Events

Number of Violation Events 4 49 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$2,500

Four single events are recommended (one event for each missing record).

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 \$2,500

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

Estimated EB Amount \$25 **Violation Final Penalty Total** \$3,125

This violation Final Assessed Penalty (adjusted for limits) \$3,125

Economic Benefit Worksheet

Respondent Hockley Oilfield Supply, LLC (PCW No. 2 of 2)
Case ID No. 64996
Reg. Ent. Reference No. RN102803228
Media Air
Violation No. 2

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	\$400	18-Sep-2023	11-Dec-2024	1.23	\$25	n/a	\$25
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

The delayed cost includes the estimated amount to maintain records at the Facility, calculated from the date of the investigation to 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 \$400

TOTAL \$25



Compliance History Report

Compliance History Report for CN606188555, RN102803228, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator:	CN606188555, Hockley Oilfield Supply, LLC	Classification:	NOT APPLICABLE	Rating:	N/A
Regulated Entity:	RN102803228, HOCKLEY OILFIELD SUPPLY	Classification:	NOT APPLICABLE	Rating:	N/A
Complexity Points:	N/A	Repeat Violator:	N/A		
CH Group:	14 - Other				
Location:	2055 WEST STATE ROAD 300 NEAR LEVELLAND, HOCKLEY COUNTY, TEXAS				
TCEQ Region:	REGION 02 - LUBBOCK				
ID Number(s):					
AIR NEW SOURCE PERMITS PERMIT	51399	AIR NEW SOURCE PERMITS REGISTRATION	53293		
STORMWATER PERMIT	TXR05GG09	WATER QUALITY NON PERMITTED EPA ID	TXU500195		
Compliance History Period:	September 01, 2018 to August 31, 2023	Rating Year:	2023	Rating Date:	09/01/2023
Date Compliance History Report Prepared:	May 10, 2024				
Agency Decision Requiring Compliance History:	Enforcement				
Component Period Selected:	May 10, 2019 to May 10, 2024				
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.					
Name:	Claudia Bartley			Phone:	(512) 239-1116

Site and Owner/Operator History:

- | | |
|--|-----|
| 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/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:

- | | | | | | |
|---|-----------------|--|------------|-----------------|--|
| 1 | Effective Date: | 12/18/2019 | ADMINORDER | 2018-1603-PWS-E | (Findings Order-Agreed Order Without Denial) |
| | Classification: | Moderate | | | |
| | Citation: | 30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C)
5A THSC Chapter 341, SubChapter A 341.0315(c) | | | |
| | Description: | FLU MCL 3Q2018 - During the 3rd quarter of 2018 the system violated the maximum contaminant level for fluoride with a RAA of 4.4 mg/L. | | | |
| | Classification: | Moderate | | | |
| | Citation: | 30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C)
5A THSC Chapter 341, SubChapter A 341.0315(c) | | | |
| | Description: | FLU MCL 2Q2018 - During the 2nd quarter of 2018 the system violated the maximum contaminant level for fluoride with a RAA of 4.2 mg/L. | | | |
| | Classification: | Moderate | | | |
| | Citation: | 30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C)
5A THSC Chapter 341, SubChapter A 341.0315(c) | | | |
| | Description: | FLU MCL 1Q2018 - During the 1st quarter of 2018 the system violated the maximum contaminant level for fluoride with a RAA of 4.1 mg/L. | | | |

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	August 13, 2019	(1589576)
Item 2	December 29, 2021	(1782281)

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.

N/A

F. Environmental audits:

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

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
HOCKLEY OILFIELD SUPPLY, LLC
RN102803228

§ BEFORE THE
§
§ TEXAS COMMISSION ON
§
§ ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2023-1574-MLM-E

I. JURISDICTION AND STIPULATIONS

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Hockley Oilfield Supply, LLC (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE chs. 341 and 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a public water supply located at 2055 West State Road 300 near Levelland, Hockley County, Texas (the "Facility"). The Facility provides water for human consumption, has approximately seven service connections, and serves at least 25 people per day for at least 60 days per year. As such, the Facility is a public water system as defined in 30 TEX. ADMIN. CODE § 290.38(73). The Facility consists or consisted of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073 and TEX. HEALTH & SAFETY CODE § 341.049, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 and TEX. HEALTH & SAFETY CODE § 341.031, because it alleges violations of TEX. HEALTH & SAFETY CODE chs. 341 and 382 and the rules of the TCEQ.
3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
4. An administrative penalty in the amount of \$7,913 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$6,331 of the penalty and \$1,582 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order. The deferred amount shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms or requirements contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.
5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or

required in this action, are waived in the interest of a more timely resolution of the matter.

6. 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 or conditions in this Order.
7. 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.
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. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Facility:
 - a. On September 19, 2023, maintained a minimum free chlorine residual of 0.2 milligrams per liter ("mg/L") throughout the distribution system;
 - b. On October 5, 2023, completed a Change of Ownership and permit transfer; and
 - c. On November 6, 2023, began operating the Facility under an operator with a valid Class "D" license.

II. ALLEGATIONS

During an investigation at the Facility conducted on September 18, 2023 through September 19, 2023, an investigator documented that the Respondent:

1. Failed to maintain a disinfectant residual of at least 0.2 mg/L of free chlorine throughout the distribution system, in violation of 30 TEX. ADMIN. CODE §§ 290.46(d)(2)(A) and 290.110(b)(4) and TEX. HEALTH & SAFETY CODE § 341.0315(c). Specifically, on September 18, 2023, free chlorine residual concentrations of 0.0 mg/L were measured at the bathroom sink and filling station faucet.
2. Failed to operate the Facility under the direct supervision of a water works operator who holds an applicable, valid class "D" license or higher license issued by the Executive Director, in violation of 30 TEX. ADMIN. CODE § 290.46(e)(4)(A) and TEX. HEALTH & SAFETY CODE § 341.033(a). Specifically, an individual whose license expired on August 28, 2024 was operating the Facility.
3. Failed to keep on file copies of well completion data as defined in 30 TEX. ADMIN. CODE § 290.41(c)(3)(A) for as long as the wells remain in service, in violation of 30 TEX. ADMIN. CODE § 290.46(n)(3). Specifically, well completion data for well nos. 2 and 6 were not available for review.
4. Failed to maintain at the public water system accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and

storage tank until the Facility is decommissioned, in violation of 30 TEX. ADMIN. CODE § 290.46(n)(1).

5. Failed to notify the Commission within 30 days after the change of ownership of the Facility, in violation of 30 TEX. ADMIN. CODE § 116.110(e)(1) and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the change in ownership of the Facility occurred on June 14, 2022 and the Respondent did not notify the Commission of the change in ownership by July 14, 2022.
6. Failed to maintain records at the Facility, in violation of 30 TEX. ADMIN. CODE § 116.115(b)(2)(E)(ii) and 116.115(c), New Source Review Permit No. 51399, General Condition No. 7 and Special Condition Nos. 18B, 18D, 18E and 18F, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent failed to maintain records for product speciation, daily product usage, daily emissions in pounds per hour ("lbs/hr") and in tons per year ("TPY") for the previous 12-month rolling time period, quarterly opacity observations, and weekly pressure drop readings across the cartridge filter system.

III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the Respondent's compliance with all of the requirements set forth in this Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Hockley Oilfield Supply, LLC, Docket No. 2023-1574-MLM-E" to:

Financial Administration Division, Revenue Operations Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
12100 Park 35 Circle
Austin, Texas 78753
2. The Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order, begin maintaining product speciation, daily product usage, daily emissions in lbs/hr and in TPY based on a rolling 12-month period, quarterly opacity observations, and weekly pressure drop readings across the cartridge filter system.
 - b. Within 45 days after the effective date of this Order, submit written certification to the address under 2.d, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.a.

- c. Within 90 days after the effective date of this Order:
- i. Keep on file copies of well completion data for the wells as defined in 30 TEX. ADMIN. CODE § 290.41(c)(3)(A), in accordance with 30 TEX. ADMIN. CODE § 290.46; and
 - ii. Compile and maintain accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank, in accordance with 30 TEX. ADMIN. CODE § 290.46.
- d. Within 105 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 Nos. 2.c.i and 2.c.ii. 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:

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

with a copy to:

Water Section Manager
Lubbock Regional Office
Texas Commission on Environmental Quality
5012 50th Street, Suite 100
Lubbock, Texas 79414-3426

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. 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 Enforcement Division at the address listed above.

6. 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.
7. 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.
8. 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

7/22/2024

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 OAG 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 OAG 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

7-5-24

Date

Joe Hughes

Name (Printed or typed)
Authorized Representative of
Hockley Oilfield Supply, LLC

Title

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

Instructions: Send the original, signed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Ordering Provision 1 of this Order.