

TCEQ Interoffice Memorandum

To: Mary Smith, General Counsel

Thru: *MBC* Melissa Cordell, Assistant Deputy Director
Enforcement Division

From: *MP* Michael Parrish, Agenda Special Assistant
Enforcement Division

Date: August 27, 2025

**Subject: Backup Revision
September 10, 2025 Commission Agenda**
Draft Item No. 36 – Parvez Maknojia dba Fire House Gameroom, Hazrat
Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House
Gameroom
Docket No. 2024-1199-PWS-E

Enclosed please find the following:

Executive Summary

- Page 1, Other Significant Matters: – Change Past-Due Penalties from “Yes” to “No” and add Past-Due Fees: \$291.40

Please do not hesitate to call Michael Parrish at (512) 239-2548 if you have any questions regarding this matter.

cc: Garrett Arthur, Public Interest Counsel
Melissa Schmidt, Public Interest Counsel
Gill Valls, Office of General Counsel
Katherine McKenzie, Agenda Coordinator, Litigation Division
Amy Settemeyer, Deputy Director, Enforcement Division
Melissa Cordell, Assistant Deputy Director, Enforcement Division
Megan Hamilton, Manager, Drinking Water Section, Enforcement Division
Steven Hall, Team Leader, Drinking Water Section Enforcement Division
Rachel Frey, Enforcement Coordinator, Drinking Water Section, Enforcement Division

Executive Summary – Enforcement Matter – Case No. 66413
Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House
Gameroom, and Sohaib Momin dba Fire House Gameroom
RN111744751
Docket No. 2024-1199-PWS-E

Order Type:

Findings Agreed Order

Findings Order Justification:

Three repeated enforcement actions (or two orders with nuisance violations) over the prior five year period for the same violation(s).

Media:

PWS

Small Business:

Yes

Location(s) Where Violation(s) Occurred:

Fire House Gameroom, 4906 East Highway 84, Lubbock, Lubbock County

Type of Operation:

Public water supply

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Past-Due Fees: \$291.40

Interested Third-Parties: None

Texas Register Publication Date: June 13, 2025

Comments Received: No

Penalty Information

Total Penalty Assessed: \$17,125

Amount Deferred for Naturally Occurring Inorganic Contaminants: \$7,687

Total Paid to General Revenue: \$792

Total Due to General Revenue: \$8,646

Payment Plan: 11 payments of \$786 each

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): N/A

Complaint Information: N/A

Date(s) of Investigation: June 17, 2024 through July 12, 2024

Date(s) of NOE(s): July 12, 2024

Executive Summary – Enforcement Matter – Case No. 66413
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Additional Pending Enforcement Actions: No

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Type of Operation:

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Other Significant Matters:

Additional Pending Enforcement Actions: No

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Investigation Information

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Date(s) of Investigation: June 17, 2024 through July 12, 2024

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Executive Summary – Enforcement Matter – Case No. 66413
Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House
Gameroom, and Sohaib Momin dba Fire House Gameroom
RN111744751
Docket No. 2024-1199-PWS-E

Violation Information

1. Failed to comply with the maximum contaminant level ("MCL") of 4.0 milligrams per liter ("mg/L") for fluoride based on a running annual average [30 TEX. ADMIN. CODE § 290.106(f)(3)(C) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].
2. Failed to comply with the acute MCL of 10 mg/L for nitrate [30 TEX. ADMIN. CODE § 290.106(f)(2) and TEX. HEALTH & SAFETY CODE § 341.031(a)].
3. Failed to issue public notification, accompanied with a signed Certificate of Delivery, to the Executive Director ("ED") regarding the failure to comply with the acute MCL for nitrate [30 TEX. ADMIN. CODE § 290.122(a)(2)(A) and (f)].
4. Failed to provide the results of nitrite and secondary constituents sampling to the ED [30 TEX. ADMIN. CODE §§ 290.106(e) and 290.118(e)].
5. Failed to collect and report the results of routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) at the required sampling sites to the ED [30 TEX. ADMIN. CODE § 290.109(d)(2)(F), (f), and (g)(4)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

N/A

Technical Requirements:

The Order will require the Respondents to:

a. Within 30 days:

- i. Ensure that all delinquent drinking water chemical analysis results for nitrite and secondary constituents are reported to the ED;
- ii. Implement improvements to the Facility's process procedures, guidance, training and/or oversight to ensure that future routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) are collected by the Facility's personnel, analyzed, and the results reported to the ED within the first ten days following the month in which the result is received by the public water system, or the first ten days following the end of the required monitoring period, whichever occurs first;

Executive Summary – Enforcement Matter – Case No. 66413
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Docket No. 2024-1199-PWS-E

- iii. Issue public notification and submit a copy of each public notification, accompanied with a signed Certificate of Delivery, to the ED regarding the failure to comply with the acute MCL for nitrate during the fourth quarter of 2023;
 - iv. Implement procedures to ensure that all necessary public notifications are issued in a timely manner to persons served by the Facility and that a copy of the public notification, accompanied with a signed Certificate of Delivery, is submitted to the ED;
 - v. Implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that future drinking water chemical sample results for nitrite and secondary constituents are released by the Facility's laboratories and reported to the ED within the first ten days following the month in which the result is received by the public water system, or the first ten days following the end of the monitoring period, whichever occurs first; and
 - vi. Collect the required number of total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) samples, have the samples analyzed, and report the results to the ED within the first ten days following the month in which the results are received by the Facility, or the first ten days following the end of the required monitoring period, whichever is first. This provision will be satisfied upon the timely delivery of all total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) sampling results to the ED for one compliant monthly monitoring period.
- b. Within 45 days, submit written certification to demonstrate compliance with a.i. through a.v.
- c. Within 75 days, submit written certification to demonstrate compliance with a.vi.
- d. Within 180 days, submit an acceptable written plan, including a proposed schedule and any applicable planning materials, to the ED that provides for an alternate water source, treatment technology, or other means of completing the necessary corrective actions to achieve compliance within 1,095 days with the MCL for fluoride and acute MCL for nitrate.
- e. Within 195 days, submit written certification to demonstrate compliance with d.
- f. Within 365 days and on a semi-annual basis thereafter, submit progress reports. These reports shall include information regarding actions taken to provide water which meets the MCL for fluoride and acute MCL for nitrate.
- g. Within 1,095 days, return to compliance with the MCL for fluoride based on a locational running annual average and the acute MCL for nitrate based on the single sample concentration.
- h. Within 1,110 days, submit written certification to demonstrate compliance with g.

Executive Summary – Enforcement Matter – Case No. 66413
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RN111744751
Docket No. 2024-1199-PWS-E

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Rachel Frey, Enforcement Division, Enforcement Team 4, MC 219, (512) 239-4330; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

Respondent: Parvez Maknojia, Partner, Fire House Gameroom, 2418 Falling Fig Lane, Richmond, Texas 77406-1059

Hazrat Maknojia, Partner, Fire House Gameroom, 2418 Falling Fig Lane, Richmond, Texas 77406-1059

Sohaib Momin, Partner, Fire House Gameroom, 2418 Falling Fig Lane, Richmond, Texas 77406-1059

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	15-Jul-2024	Screening	17-Jul-2024	EPA Due	31-Mar-2024
	PCW	17-Jul-2024				

RESPONDENT/FACILITY INFORMATION

Respondent	Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 1 of 2)				
Reg. Ent. Ref. No.	RN111744751				
Facility/Site Region	2-Lubbock	Major/Minor Source	Minor		

CASE INFORMATION

Enf./Case ID No.	66413	No. of Violations	2
Docket No.	2024-1199-PWS-E	Order Type	Findings
Media Program(s)	Public Water Supply	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Rachel Frey
		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	\$3,750
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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	55.0%	Adjustment	Subtotals 2, 3, & 7	\$2,062
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Notes Enhancement for eleven NOV's with the same/similar violations.

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

Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$0
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Economic Benefit	50.0%	Enhancement*	Subtotal 6	\$1,875
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Total EB Amounts	\$22,968
Estimated Cost of Compliance	\$80,000

*Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$7,687
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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	\$7,687
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$7,687
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DEFERRAL	100.0%	Reduction	Adjustment	-\$7,687
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes

The Executive Director recommends a conditional deferral for naturally occurring constituents.

PAYABLE PENALTY	\$0
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Screening Date	17-Jul-2024	Docket No.	2024-1199-PWS-E	PCW
Respondent Case ID No.	66413			
Reg. Ent. Reference No.	RN111744751			
Media	Public Water Supply			
Enf. Coordinator	Rachel Frey			

Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 1 of 2)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

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>)	11	55%
	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) 55%

>> 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 eleven NOVs with the same/similar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 55%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 55%

Screening Date	17-Jul-2024	Docket No.	2024-1199-PWS-E	PCW	
Respondent	Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 1 of 2)			Policy Revision 5 (January 28, 2021)	
Case ID No.	66413				PCW Revision February 11, 2021
Reg. Ent. Reference No.	RN111744751				
Media	Public Water Supply				
Enf. Coordinator	Rachel Frey				
Violation Number	1				
Rule Cite(s)	30 Tex. Admin. Code § 290.106(f)(3)(C) and Tex. Health & Safety Code § 341.0315(c)				
Violation Description	Failed to comply with the maximum contaminant level ("MCL") of 4.0 milligrams per liter ("mg/L") for fluoride based on a running annual average. Specifically, the running annual average concentration for fluoride was 4.8 mg/L for the fourth quarter of 2023.				
Base Penalty				\$5,000	
>> Environmental, Property and Human Health Matrix					
OR	Release	Major	Harm Moderate	Minor	
	Actual		x		
	Potential				
				Percent	25.0%
>>Programmatic Matrix					
	Falsification	Major	Moderate	Minor	
				Percent	0.0%
Matrix Notes	Exceeding the MCL for fluoride caused the persons served by the Facility to be exposed to a significant amount of pollutants which do not exceed levels protective of human health.				
Adjustment				\$3,750	
					\$1,250
>> Violation Events					
Number of Violation Events		1	91	Number of violation days	
	daily				
	weekly				
	monthly				
	quarterly				
	semiannual				
	annual	x			
	single event				
				Violation Base Penalty	\$1,250
One annual 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 Respondents do not meet the good faith criteria for this violation.				
Violation Subtotal				\$1,250	
>> Economic Benefit (EB) for this violation					
>> Statutory Limit Test					
Estimated EB Amount		\$11,484	Violation Final Penalty Total		\$2,563
This violation Final Assessed Penalty (adjusted for limits)				\$2,563	

Economic Benefit Worksheet

Respondent Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin
Case ID No. dba Fire House Gameroom (PCW No. 1 of 2)
Reg. Ent. Reference No. 66413
Media RN111744751
Violation No. Public Water Supply 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)	\$40,000	31-Dec-2023	5-Feb-2028	4.10	\$547	\$10,937	\$11,484
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

The delayed cost includes the estimated amount to investigate, identify, and implement the necessary corrective actions to return to compliance with the MCL for fluoride, calculated from the last day of the monitoring period of noncompliance 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

\$40,000

TOTAL

\$11,484

Screening Date 17-Jul-2024 Respondent Case ID No. 66413 Reg. Ent. Reference No. RN111744751 Media Public Water Supply Enf. Coordinator Rachel Frey	Docket No. 2024-1199-PWS-E Parvez Maknoja dba Fire House Gameroom, Hazrat Maknoja dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 1 of 2) Violation Number 2 Rule Cite(s) 30 Tex. Admin. Code § 290.106(f)(2) and Tex. Health & Safety Code § 341.031(a) Violation Description Failed to comply with the acute MCL of 10 mg/L for nitrate. Specifically, the single sample concentration for nitrate was 17 mg/L for the fourth quarter of 2023.	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>															
Base Penalty		\$5,000															
>> Environmental, Property and Human Health Matrix																	
OR	Release	Harm															
		Major Moderate Minor															
	Actual Potential	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; text-align: center;">x</td> <td style="width: 33%;"></td> <td style="width: 33%;"></td> </tr> <tr> <td></td> <td></td> <td></td> </tr> </table>	x						Percent 50.0%								
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Matrix Notes	Exceeding the acute MCL for nitrate caused the persons served by the Facility to be exposed to pollutants which exceed levels protective of human health.																
Adjustment		\$2,500															
		\$2,500															
Violation Events																	
Number of Violation Events		91 Number of violation days															
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">daily</td> <td></td> </tr> <tr> <td>weekly</td> <td></td> </tr> <tr> <td>monthly</td> <td></td> </tr> <tr> <td>quarterly</td> <td style="text-align: center;">x</td> </tr> <tr> <td>semiannual</td> <td></td> </tr> <tr> <td>annual</td> <td></td> </tr> <tr> <td>single event</td> <td></td> </tr> </table>	daily		weekly		monthly		quarterly	x	semiannual		annual		single event		Violation Base Penalty \$2,500	
daily																	
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monthly																	
quarterly	x																
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annual																	
single event																	
One quarterly 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 Respondents do 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	\$11,484	Violation Final Penalty Total	\$5,125														
This violation Final Assessed Penalty (adjusted for limits)		\$5,125															

Economic Benefit Worksheet

Respondent Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin
Case ID No. 66413
Reg. Ent. Reference No. RN111744751
Media Public Water Supply
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)	\$40,000	31-Dec-2023	5-Feb-2028	4.10	\$547	\$10,937	\$11,484
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	The delayed cost includes the estimated amount to investigate, identify, and implement the necessary corrective actions to return to compliance with the acute MCL for nitrate, calculated from the last day of the monitoring period of noncompliance 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 \$40,000
TOTAL \$11,484



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	15-Jul-2024	Screening	17-Jul-2024	EPA Due	31-Mar-2024
	PCW	27-Feb-2025				

RESPONDENT/FACILITY INFORMATION

Respondent	Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 2 of 2)				
Reg. Ent. Ref. No.	RN111744751				
Facility/Site Region	2-Lubbock	Major/Minor Source	Minor		

CASE INFORMATION

Enf./Case ID No.	66413	No. of Violations	3
Docket No.	2024-1199-PWS-E	Order Type	Findings
Media Program(s)	Public Water Supply	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Rachel Frey
		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	\$6,000
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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	55.0%	Adjustment	Subtotals 2, 3, & 7	\$3,300
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Notes	Enhancement for eleven NOVs with the same/similar violations.			
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Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
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Notes	The Respondents do not meet the culpability criteria.			
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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	\$188	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$832	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$9,300
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OTHER FACTORS AS JUSTICE MAY REQUIRE	1.5%	Adjustment	\$138
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes	Recommended enhancement to capture the avoided cost of compliance associated with Violation No. 2.		
	Final Penalty Amount	\$9,438	

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$9,438
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DEFERRAL	0.0%	Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes	No deferral is recommended for Findings Orders.		
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PAYABLE PENALTY	\$9,438
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Screening Date	17-Jul-2024	Docket No.	2024-1199-PWS-E	PCW
Respondent Case ID No.	66413			
Reg. Ent. Reference No.	RN111744751			
Media	Public Water Supply			
Enf. Coordinator	Rachel Frey			

Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 2 of 2)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

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>)	11	55%
	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) 55%

>> 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 eleven NOVs with the same/similar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 55%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 55%

Screening Date	17-Jul-2024	Docket No.	2024-1199-PWS-E	PCW
Respondent Case ID No.	Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 2 of 2)			
Reg. Ent. Reference No.	66413			Policy Revision 5 (January 28, 2021)
Media	RN111744751			PCW Revision February 11, 2021
Enf. Coordinator	Public Water Supply			
Violation Number	Rachel Frey			
Rule Cite(s)	1			
Violation Description	30 Tex. Admin. Code §§ 290.106(e) and 290.118(e)			
	Failed to provide the results of nitrite and secondary constituents sampling to the Executive Director for the January 1, 2023 through December 31, 2023 monitoring period.			
		Base Penalty	\$5,000	

>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual				Percent 0.0%
	Potential				

>> Programmatic Matrix

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

Adjustment	\$4,500
	\$500

Violation Events

Number of Violation Events	2	189	Number of violation days
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	daily		Violation Base Penalty \$1,000
	weekly		
	monthly		
	quarterly		
	semiannual		
	annual		
	single event	x	

Two single events are recommended (one for each constituent).

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 Respondents do not meet the good faith criteria for this violation.		
		Violation Subtotal	\$1,000

Economic Benefit (EB) for this violation

Estimated EB Amount	Statutory Limit Test
\$38	
	Violation Final Penalty Total \$1,573
This violation Final Assessed Penalty (adjusted for limits) \$1,573	

Economic Benefit Worksheet

Respondent Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 2 of 2)
Case ID No. 66413
Reg. Ent. Reference No. RN111744751
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	\$100	17-Jun-2024	3-Sep-2025	1.21	\$6	n/a	\$6
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$389	10-Jan-2024	3-Sep-2025	1.65	\$32	n/a	\$32

Notes for DELAYED costs

The delayed cost includes the estimated amount to implement process procedures, guidance, training and/or oversight to ensure that the future drinking water sample results are collected, analyzed, and released by the Facility's laboratories and timely reported to the Executive Director, calculated from the record review date to the estimated date of compliance.

The Other (as needed) delayed cost includes the estimated amount to pay any outstanding lab fees (\$25 for nitrite x one sample and \$339.01 for secondary constituents x one sample) so that the lab will release all drinking water chemical analysis results, calculated from the date the sampling results were due 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

\$489

TOTAL

\$38

Screening Date 17-Jul-2024 Respondent Case ID No. 66413 Reg. Ent. Reference No. RN111744751 Media Public Water Supply	Docket No. 2024-1199-PWS-E Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 2 of 2) <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>	PCW
Enf. Coordinator Rachel Frey		
Violation Number 2		
Rule Cite(s) 30 Tex. Admin. Code § 290.109(d)(2)(F), (f), and (g)(4)		
Violation Description Failed to collect and report the results of routine monitoring samples for total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) at the required sampling sites to the Executive Director for the August 2023 through January 2024 monitoring periods. 		
Base Penalty		\$5,000

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate	Minor	
	Actual				
	Potential	x			
					Percent 15.0%

>> Programmatic Matrix

Matrix Notes	Falsification	Major	Moderate	Minor	
					
					Percent 0.0%

Failure to collect and report routine monitoring sampling for total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) could expose persons served by the Facility to undetected contaminants which would exceed levels protective of human health.

Adjustment \$4,250

\$750

Violation Events

Number of Violation Events	6	311	Number of violation days
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daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$4,500

Six single events are recommended (one for each monitoring period).

Good Faith Efforts to Comply

	0.0%	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	
Notes	The Respondents do not meet the good faith criteria for this violation.	

Violation Subtotal \$4,500

Economic Benefit (EB) for this violation

Estimated EB Amount	Statutory Limit Test
\$144	Violation Final Penalty Total \$7,079
This violation Final Assessed Penalty (adjusted for limits) \$7,079	

Economic Benefit Worksheet

Respondent Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin
Case ID No. 66413
Reg. Ent. Reference No. RN111744751
Media Public Water Supply
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				0.00	\$0	n/a	\$0
Training/Sampling	\$100	17-Jun-2024	3-Sep-2025	1.21	\$6	n/a	\$6
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 implement improvements to the Facility's process procedures, guidance, training and/or oversight to ensure that future routine monitoring samples for total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) are collected by the Facility's personnel, analyzed, and the results reported to the Executive Director, calculated from the record review 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	\$138	12-Jul-2024	17-Jul-2024	0.01	\$0	\$138	\$138
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

The avoided cost includes the estimated amount to collect and have analyzed the required total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) samples (\$23.05 per sample x one required sample x six monitoring periods), calculated from the record review to the screening date.

Approx. Cost of Compliance

\$238

TOTAL

\$144

Screening Date 17-Jul-2024		Docket No. 2024-1199-PWS-E	PCW	
Respondent Case ID No. 66413		Parvez Maknoja dba Fire House Gameroom, Hazrat Maknoja dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (PCW No. 2 of 2)		
Reg. Ent. Reference No. RN111744751		Policy Revision 5 (January 28, 2021) PCW Revision February 11, 2021		
Media Public Water Supply				
Enf. Coordinator Rachel Frey				
Violation Number	3			
Rule Cite(s)	30 Tex. Admin. Code § 290.122(a)(2)(A) and (f)			
Violation Description	Failed to issue public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to comply with the acute MCL for nitrate during the fourth quarter of 2023. Specifically, a public notification was required on December 12, 2023, but was not provided.			
		Base Penalty	\$5,000	
>> Environmental, Property and Human Health Matrix				
OR	Harm			
	Release	Major	Moderate	Minor
	Actual			
	Potential			
		Percent	0.0%	
>>Programmatic Matrix				
	Falsification	Major	Moderate	Minor
		x		
	Percent			10.0%
	Matrix Notes	100% of the rule requirements were not met.		
		Adjustment	\$4,500	
			\$500	
>> Violation Events				
Number of Violation Events		1	217 Number of violation days	
	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 Respondents do not meet the good faith criteria for this violation.		
		Violation Subtotal	\$500	
>> Economic Benefit (EB) for this violation				
		Statutory Limit Test		
Estimated EB Amount		\$6	Violation Final Penalty Total \$787	
		This violation Final Assessed Penalty (adjusted for limits)	\$787	

Economic Benefit Worksheet

Respondent Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin
Case ID No. 66413
Reg. Ent. Reference No. RN111744751
Media Public Water Supply
Violation No. 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				0.00	\$0	n/a	\$0
Training/Sampling	\$100	17-Jun-2024	3-Sep-2025	1.21	\$6	n/a	\$6
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$5	12-Dec-2023	3-Sep-2025	1.73	\$0	n/a	\$0

Notes for DELAYED costs

The Training/Sampling delayed cost includes the estimated amount to implement procedures to ensure that all necessary public notifications are provided in a timely manner, calculated from the record review date to the estimated date of compliance.

The Other (as needed) delayed cost includes the estimated amount to ensure that the delinquent public notification (\$5 per notification) is issued to persons served by the Facility and a copy of the public notification, accompanied with a signed Certificate of Delivery, is submitted to the Executive Director, calculated from the due date of the public notification 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

\$105

TOTAL

\$6



Compliance History Report

Compliance History Report for CN606143824, RN111744751, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator:	CN606143824, Parvez Maknojia	Classification:	NOT APPLICABLE	Rating:	N/A
Regulated Entity:	RN111744751, FIRE HOUSE GAMEROOM	Classification:	NOT APPLICABLE	Rating:	N/A
Complexity Points:	N/A	Repeat Violator:	N/A		
CH Group:	14 - Other				
Location:	4906 EAST HIGHWAY 84 NEAR LUBBOCK, LUBBOCK COUNTY, TEXAS				
TCEQ Region:	REGION 02 - LUBBOCK				
ID Number(s):					
PUBLIC WATER SYSTEM/SUPPLY REGISTRATION	1520327				
Compliance History Period:	September 01, 2019 to August 31, 2024	Rating Year:	2024	Rating Date:	09/01/2024
Date Compliance History Report Prepared:	December 09, 2024				
Agency Decision Requiring Compliance History:	Enforcement				
Component Period Selected:	December 09, 2019 to December 09, 2024				
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.					
Name:	Rachel Frey		Phone:	(512) 239-4330	

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:	12/11/2023	(1996434)	
	Self Report?	NO		Classification: Moderate
	Citation:	30 TAC Chapter 290, SubChapter F 290.106(f)(2)		
	Description:	NO3 AMCL 4Q2023 - This system exceeded the MCL of 10 mg/L for nitrate (as nitrogen) with a sample result of 17 mg/L collected on 12/06/2023. ETT Point Value = 10		

Description: FLU MCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for fluoride during the 4th quarter of 2023. ETT Point Value = 1

- 9 Date: 04/25/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)
Description: RTCR Routine MR Violation 03/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1
- 10 Date: 04/26/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(7)
30 TAC Chapter 290, SubChapter F 290.106(c)(9)
30 TAC Chapter 290, SubChapter F 290.106(e)
Description: NO2 MR YR2023 - The system failed to monitor and/or report nitrite levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 5; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.118(e)
30 TAC Chapter 290, SubChapter F 290.118(f)(1)
30 TAC Chapter 290, SubChapter F 290.118(f)(2)
Description: SEC MR YR2023 - The system failed to monitor and/or report secondary levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 0; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023
- 11 Date: 05/28/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)
Description: RTCR Routine MR Violation 04/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

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 12/9/2019 and 12/9/2024

1*	Date:	09/27/2023	(1996434)
	Self Report?	NO	Classification: Moderate
	Citation:	30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)	
	Description:	RTCR Routine MR Violation 08/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1	

2*	Date:	10/30/2023	(1996434)
	Self Report?	NO	Classification: Moderate
	Citation:	30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)	
	Description:	RTCR Routine MR Violation 09/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1	

3*	Date:	12/05/2023	(1996434)	
	Self Report?	NO		Classification: Moderate
	Citation:	30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description:	RTRC Routine MR Violation 10/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		

4*	Date:	12/11/2023	(1996434)	
	Self Report?	NO		Classification: Moderate
	Citation:	30 TAC Chapter 290, SubChapter F 290.106(f)(2)		
	Description:	NO3 AMCL 4Q2023 - This system exceeded the MCL of 10 mg/L for nitrate (as nitrogen) with a sample result of 17 mg/L collected on 12/06/2023. ETT Point Value = 10		

5*	Date:	12/28/2023	(1996434)	
	Self Report?	NO		Classification: Moderate
	Citation:	30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description:	RTCR Routine MR Violation 11/2023 - Failure to collect and/or submit al		

6*	Date: 01/11/2024 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation: 30 TAC Chapter 290, SubChapter F 290.122(a)(2) 30 TAC Chapter 290, SubChapter F 290.122(f)		
	Description: NO3 AMCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for nitrate during the 4th quarter of 2023. ETT Point Value = 1		
7*	Date: 02/05/2024 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation: 30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 12/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
8*	Date: 02/22/2024 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation: 30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C)		
	Description: FLU MCL 4Q2023 - During the 4th quarter of 2023 the system violated the maximum contaminant level for fluoride with a RAA of 4.8 mg/L. ETT Point Value = 5		
9*	Date: 03/04/2024 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation: 30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 01/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
10*	Date: 04/01/2024 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation: 30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 02/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
11*	Date: 04/17/2024 (1996434)		
	Self Report? NO	Classification: Moderate	

Citation: 30 TAC Chapter 290, SubChapter F 290.122(b)(2)(B)
30 TAC Chapter 290, SubChapter F 290.122(f)

Description: FLU MCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for fluoride during the 4th quarter of 2023. ETT Point Value = 1

12* Date: 04/25/2024 (1996434)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 03/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

13* Date: 04/26/2024 (1996434)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(7)
30 TAC Chapter 290, SubChapter F 290.106(c)(9)
30 TAC Chapter 290, SubChapter F 290.106(e)

Description: NO2 MR YR2023 - The system failed to monitor and/or report nitrite levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 5; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.118(e)
30 TAC Chapter 290, SubChapter F 290.118(f)(1)
30 TAC Chapter 290, SubChapter F 290.118(f)(2)

Description: SEC MR YR2023 - The system failed to monitor and/or report secondary levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 0; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023

14* Date: 05/28/2024 (1996434)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 04/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

* NOV's applicable for the Compliance History rating period 9/1/2019 to 8/31/2024

Appendix B

All Investigations Conducted During Component Period December 09, 2019 and December 09, 2024

Item 1	July 11, 2024**	(1996434)
Item 2	July 12, 2024**	(2000338)

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2019 and 08/31/2024.



Compliance History Report

Compliance History Report for CN606143832, RN111744751, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator: CN606143832, Hazrat Maknojia

Classification: NOT APPLICABLE

Rating: N/A

Regulated Entity: RN111744751, FIRE HOUSE
GAMEROOM

Classification: NOT APPLICABLE

Rating: N/A

Complexity Points: N/A

Repeat Violator: N/A

CH Group: 14 - Other

Location: 4906 EAST HIGHWAY 84 NEAR LUBBOCK, LUBBOCK COUNTY, TEXAS

TCEQ Region: REGION 02 - LUBBOCK

ID Number(s):

PUBLIC WATER SYSTEM/SUPPLY REGISTRATION
1520327

Compliance History Period: September 01, 2019 to August 31, 2024

Rating Year: 2024

Rating Date: 09/01/2024

Date Compliance History Report Prepared: December 09, 2024

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: December 09, 2019 to December 09, 2024

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

Name: Rachel Frey

Phone: (512) 239-4330

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: | 12/11/2023 | (1996434) | |
| | Self Report? | NO | | Classification: Moderate |
| | Citation: | 30 TAC Chapter 290, SubChapter F 290.106(f)(2) | | |
| | Description: | NO3 AMCL 4Q2023 - This system exceeded the MCL of 10 mg/L for nitrate (as nitrogen) with a sample result of 17 mg/L collected on 12/06/2023. ETT Point Value = 10 | | |

- | | | | | |
|---|-------|------------|-----------|--|
| 2 | Date: | 12/28/2023 | (1996434) | |
|---|-------|------------|-----------|--|

- Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)
Description: RTCR Routine MR Violation 11/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1
- 3 Date: 01/11/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.122(a)(2)
30 TAC Chapter 290, SubChapter F 290.122(f)
Description: NO3 AMCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for nitrate during the 4th quarter of 2023. ETT Point Value = 1
- 4 Date: 02/05/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)
Description: RTCR Routine MR Violation 12/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1
- 5 Date: 02/22/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C)
Description: FLU MCL 4Q2023 - During the 4th quarter of 2023 the system violated the maximum contaminant level for fluoride with a RAA of 4.8 mg/L. ETT Point Value = 5
- 6 Date: 03/04/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)
Description: RTCR Routine MR Violation 01/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1
- 7 Date: 04/01/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)
Description: RTCR Routine MR Violation 02/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1
- 8 Date: 04/17/2024 (1996434)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.122(b)(2)(B)
30 TAC Chapter 290, SubChapter F 290.122(f)

	<p>Description: FLU MCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for fluoride during the 4th quarter of 2023. ETT Point Value = 1</p>
9	<p>Date: 04/25/2024 (1996434)</p> <p>Self Report? NO Classification: Moderate</p> <p>Citation: 30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)</p> <p>Description: RTCR Routine MR Violation 03/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1</p>
10	<p>Date: 04/26/2024 (1996434)</p> <p>Self Report? NO Classification: Moderate</p> <p>Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4) 30 TAC Chapter 290, SubChapter F 290.106(c)(7) 30 TAC Chapter 290, SubChapter F 290.106(c)(9) 30 TAC Chapter 290, SubChapter F 290.106(e)</p> <p>Description: NO2 MR YR2023 - The system failed to monitor and/or report nitrite levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 5; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023</p> <p>Self Report? NO Classification: Moderate</p> <p>Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4) 30 TAC Chapter 290, SubChapter F 290.118(e) 30 TAC Chapter 290, SubChapter F 290.118(f)(1) 30 TAC Chapter 290, SubChapter F 290.118(f)(2)</p> <p>Description: SEC MR YR2023 - The system failed to monitor and/or report secondary levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 0; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023</p>
11	<p>Date: 05/28/2024 (1996434)</p> <p>Self Report? NO Classification: Moderate</p> <p>Citation: 30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)</p> <p>Description: RTCR Routine MR Violation 04/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1</p>

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 12/9/2019 and 12/9/2024

1*	Date: 09/27/2023 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter F 290.109(d)		
	30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)		
	30 TAC Chapter 290, SubChapter F 290.109(g)(4)		
	30 TAC Chapter 290, SubChapter F 290.109(g)(5)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 08/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
2*	Date: 10/30/2023 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter F 290.109(d)		
	30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)		
	30 TAC Chapter 290, SubChapter F 290.109(g)(4)		
	30 TAC Chapter 290, SubChapter F 290.109(g)(5)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 09/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
3*	Date: 12/05/2023 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter F 290.109(d)		
	30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)		
	30 TAC Chapter 290, SubChapter F 290.109(g)(4)		
	30 TAC Chapter 290, SubChapter F 290.109(g)(5)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 10/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
4*	Date: 12/11/2023 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter F 290.106(f)(2)		
	Description: NO3 AMCL 4Q2023 - This system exceeded the MCL of 10 mg/L for nitrate (as nitrogen) with a sample result of 17 mg/L collected on 12/06/2023. ETT Point Value = 10		
5*	Date: 12/28/2023 (1996434)		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter F 290.109(d)		
	30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)		
	30 TAC Chapter 290, SubChapter F 290.109(g)(4)		
	30 TAC Chapter 290, SubChapter F 290.109(g)(5)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)		
	40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		

Description: RTCR Routine MR Violation 11/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

6* Date: 01/11/2024 (1996434)

Self Report? NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.122(a)(2)
30 TAC Chapter 290, SubChapter F 290.122(f)

Description: NO3 AMCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for nitrate during the 4th quarter of 2023. ETT Point Value = 1

7* Date: 02/05/2024 (1996434)

Self Report? NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 12/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

8* Date: 02/22/2024 (1996434)

Self Report? NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C)

Description: FLU MCL 4Q2023 - During the 4th quarter of 2023 the system violated the maximum contaminant level for fluoride with a RAA of 4.8 mg/L. ETT Point Value = 5

9* Date: 03/04/2024 (1996434)

Self Report? NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 01/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

10* Date: 04/01/2024 (1996434)

Self Report? NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 02/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

11* Date: 04/17/2024 (1996434)

Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 290, SubChapter F 290.122(b)(2)(B)
 30 TAC Chapter 290, SubChapter F 290.122(f)
 Description: FLU MCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for fluoride during the 4th quarter of 2023. ETT Point Value = 1

12* Date: 04/25/2024 (1996434)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
 30 TAC Chapter 290, SubChapter F 290.109(g)(4)
 30 TAC Chapter 290, SubChapter F 290.109(g)(5)
 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)
 Description: RTCR Routine MR Violation 03/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

13* Date: 04/26/2024 (1996434)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
 30 TAC Chapter 290, SubChapter F 290.106(c)(7)
 30 TAC Chapter 290, SubChapter F 290.106(c)(9)
 30 TAC Chapter 290, SubChapter F 290.106(e)
 Description: NO2 MR YR2023 - The system failed to monitor and/or report nitrite levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 5; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
 30 TAC Chapter 290, SubChapter F 290.118(e)
 30 TAC Chapter 290, SubChapter F 290.118(f)(1)
 30 TAC Chapter 290, SubChapter F 290.118(f)(2)
 Description: SEC MR YR2023 - The system failed to monitor and/or report secondary levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 0; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023

14* Date: 05/28/2024 (1996434)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
 30 TAC Chapter 290, SubChapter F 290.109(g)(4)
 30 TAC Chapter 290, SubChapter F 290.109(g)(5)
 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)
 Description: RTCR Routine MR Violation 04/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

* NOV's applicable for the Compliance History rating period 9/1/2019 to 8/31/2024

Appendix B

All Investigations Conducted During Component Period December 09, 2019 and December 09, 2024

Item 1 July 11, 2024** (1996434)

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2019 and 08/31/2024.



Compliance History Report

Compliance History Report for CN606143840, RN111744751, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator:	CN606143840, Sohaib Momin	Classification:	NOT APPLICABLE	Rating:	N/A
Regulated Entity:	RN111744751, FIRE HOUSE GAMEROOM	Classification:	NOT APPLICABLE	Rating:	N/A
Complexity Points:	N/A	Repeat Violator:	N/A		
CH Group:	14 - Other				
Location:	4906 EAST HIGHWAY 84 NEAR LUBBOCK, LUBBOCK COUNTY, TEXAS				
TCEQ Region:	REGION 02 - LUBBOCK				
ID Number(s):	PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 1520327				
Compliance History Period:	September 01, 2019 to August 31, 2024	Rating Year:	2024	Rating Date:	09/01/2024
Date Compliance History Report Prepared:	December 09, 2024				
Agency Decision Requiring Compliance History:	Enforcement				
Component Period Selected:	December 09, 2019 to December 09, 2024				
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.					
Name:	Rachel Frey	Phone:	(512) 239-4330		

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: 12/11/2023 (1996434) Self Report? NO Classification: Moderate Citation: 30 TAC Chapter 290, SubChapter F 290.106(f)(2) Description: NO3 AMCL 4Q2023 - This system exceeded the MCL of 10 mg/L for nitrate (as nitrogen) with a sample result of 17 mg/L collected on 12/06/2023. ETT Point Value = 10

Citation: 30 TAC Chapter 290, SubChapter F 290.122(b)(2)(B)
30 TAC Chapter 290, SubChapter F 290.122(f)

Description: FLU MCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for fluoride during the 4th quarter of 2023. ETT Point Value = 1

9 Date: 04/25/2024 (1996434)
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 03/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

10 Date: 04/26/2024 (1996434)
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(7)
30 TAC Chapter 290, SubChapter F 290.106(c)(9)
30 TAC Chapter 290, SubChapter F 290.106(e)

Description: NO2 MR YR2023 - The system failed to monitor and/or report nitrite levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 5; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.118(e)
30 TAC Chapter 290, SubChapter F 290.118(f)(1)
30 TAC Chapter 290, SubChapter F 290.118(f)(2)

Description: SEC MR YR2023 - The system failed to monitor and/or report secondary levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 0; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023

11 Date: 05/28/2024 (1996434)
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 04/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

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

All NOV's Issued During Component Period 12/9/2019 and 12/9/2024

6*	Date: 01/11/2024 (1996434)	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 290, SubChapter F 290.122(a)(2) 30 TAC Chapter 290, SubChapter F 290.122(f)		
	Description: NO3 AMCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for nitrate during the 4th quarter of 2023. ETT Point Value = 1		
7*	Date: 02/05/2024 (1996434)	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 12/2023 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
8*	Date: 02/22/2024 (1996434)	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C)		
	Description: FLU MCL 4Q2023 - During the 4th quarter of 2023 the system violated the maximum contaminant level for fluoride with a RAA of 4.8 mg/L. ETT Point Value = 5		
9*	Date: 03/04/2024 (1996434)	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 01/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
10*	Date: 04/01/2024 (1996434)	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 290, SubChapter F 290.109(d) 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F) 30 TAC Chapter 290, SubChapter F 290.109(g)(4) 30 TAC Chapter 290, SubChapter F 290.109(g)(5) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c) 40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)		
	Description: RTCR Routine MR Violation 02/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1		
11*	Date: 04/17/2024 (1996434)	Self Report? NO	Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.122(b)(2)(B)
30 TAC Chapter 290, SubChapter F 290.122(f)

Description: FLU MCL PN 4Q2023 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a violation of the maximum contaminant level for fluoride during the 4th quarter of 2023. ETT Point Value = 1

12* Date: 04/25/2024 (1996434)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 03/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

13* Date: 04/26/2024 (1996434)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(7)
30 TAC Chapter 290, SubChapter F 290.106(c)(9)
30 TAC Chapter 290, SubChapter F 290.106(e)

Description: NO2 MR YR2023 - The system failed to monitor and/or report nitrite levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 5; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.118(e)
30 TAC Chapter 290, SubChapter F 290.118(f)(1)
30 TAC Chapter 290, SubChapter F 290.118(f)(2)

Description: SEC MR YR2023 - The system failed to monitor and/or report secondary levels to the TCEQ for the annual monitoring period from 01/01/2023 to 12/31/2023 within the required timeline. ETT Point Value = 0; SAMPLE RESULTS NOT SUBMITTED, SAMPLE COLLECTED ON 12/06/2023

14* Date: 05/28/2024 (1996434)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)
30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
30 TAC Chapter 290, SubChapter F 290.109(g)(5)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.853(c)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(c)

Description: RTCR Routine MR Violation 04/2024 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

* NOV's applicable for the Compliance History rating period 9/1/2019 to 8/31/2024

Appendix B

All Investigations Conducted During Component Period December 09, 2019 and December 09, 2024

Item 1	July 11, 2024**	(1996434)
Item 2	July 12, 2024**	(2000338)

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2019 and 08/31/2024.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING

PARVEZ MAKNOJIA DBA FIRE HOUSE
GAMEROOM, HAZRAT MAKNOJIA
DBA FIRE HOUSE GAMEROOM, AND
SOHAIB MOMIN DBA FIRE HOUSE
GAMEROOM
RN111744751

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BEFORE THE

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2024-1199-PWS-E

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, and Sohaib Momin dba Fire House Gameroom (the "Respondents") under the authority of TEX. HEALTH & SAFETY CODE ch. 341. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondents presented this Order to the Commission.

The Respondents understand that they have 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 Respondents agree 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 Respondents.

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

I. FINDINGS OF FACT

1. The Respondents own and operate a public water supply located at 4906 East Highway 84 near Lubbock, Lubbock County, Texas (the "Facility"). The Facility provides water for human consumption, has one service connection, 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).
2. During a record review for the Facility, conducted on June 17, 2024 through July 12, 2024, an investigator documented that:
 - a. The running annual average concentration for fluoride was 4.8 milligrams per liter ("mg/L") for the fourth quarter of 2023;
 - b. The single sample concentration for nitrate was 17 mg/L for the fourth quarter of 2023;

- c. The Respondents did not issue public notification by December 12, 2023, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to comply with the maximum contaminant level ("MCL") for nitrate during the fourth quarter of 2023;
- d. The Respondents did not provide the results of nitrite and secondary constituents sampling to the Executive Director for the January 1, 2023 through December 31, 2023 monitoring period; and
- e. The Respondents did not collect and report the results of routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) at the required sampling sites to the Executive Director for the August 2023 through January 2024 monitoring periods.

II. CONCLUSIONS OF LAW

- 1. As evidenced by Finding of Fact No. 1, the Respondents are subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 341 and the rules of the TCEQ.
- 2. As evidenced by Finding of Fact No. 2.a, the Respondents failed to comply with the MCL of 4.0 mg/L for fluoride based on a running annual average, in violation of 30 TEX. ADMIN. CODE § 290.106(f)(3)(C) and TEX. HEALTH & SAFETY CODE § 341.0315(c).
- 3. As evidenced by Finding of Fact No. 2.b, the Respondents failed to comply with the acute MCL of 10 mg/L for nitrate, in violation of 30 TEX. ADMIN. CODE § 290.106(f)(2) and TEX. HEALTH & SAFETY CODE § 341.031(a).
- 4. As evidenced by Finding of Fact No. 2.c, the Respondents failed to issue public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to comply with the acute MCL for nitrate, in violation of 30 TEX. ADMIN. CODE § 290.122(a)(2)(A) and (f).
- 5. As evidenced by Finding of Fact No. 2.d, the Respondents failed to provide the results of nitrite and secondary constituents sampling to the Executive Director, in violation of 30 TEX. ADMIN. CODE §§ 290.106(e) and 290.118(e).
- 6. As evidenced by Finding of Fact No. 2.e, the Respondents failed to collect and report the results of routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) at the required sampling sites to the Executive Director, in violation of 30 TEX. ADMIN. CODE § 290.109(d)(2)(F), (f), and (g)(4).
- 7. Pursuant to TEX. HEALTH & SAFETY CODE § 341.049(a), the TCEQ has the authority to assess an administrative penalty against the Respondents 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.
- 8. An administrative penalty in the amount of \$17,125 is justified by the facts recited in this Order and considered in light of the factors set forth in TEX. HEALTH & SAFETY CODE

§ 341.049(b). The TCEQ has determined that Conclusion of Law Nos. 2 and 3 of this Order qualifies for 100% deferral. Therefore, the remaining amount of \$7,687 is deferred contingent upon the Respondents' timely and satisfactory compliance with all the terms of this Order and shall be waived only upon full compliance with all the terms and conditions contained in this Order. The Respondents paid \$792 of the penalty. The remaining amount of \$8,646 shall be paid in 11 monthly payments of \$786 each. The first monthly payment shall be paid within 30 days after the effective date of this Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until the penalty is paid in full. If the Respondents fail to comply with the payment requirements of this Order, including the payment schedule, the Executive Director may accelerate the maturity of the remaining installments, in which event the unpaid balance shall become immediately due and payable without demand or notice. The Respondents' failure to meet the payment schedule of this Order and/or the acceleration of any remaining balance constitutes the failure by the Respondents to timely and satisfactorily comply with all the terms and conditions of this Order and the Executive Director may demand payment of all or part of the deferred penalty amount.

III. ORDERING PROVISIONS

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

1. The Respondents are assessed a penalty as set forth in Conclusion of Law No. 8 for violations of state statutes and rules of the TCEQ. The payment of this penalty and the Respondents' 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: Parvez Maknojia dba Fire House Gameroom, Hazrat Maknojia dba Fire House Gameroom, Sohaib Momin dba Fire House Gameroom, Docket No. 2024-1199-PWS-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 Respondents are jointly and severally liable for the violations documented in this Order, and are jointly and severally liable for timely and satisfactory compliance with all terms and conditions of this Order.
3. The Respondents shall undertake the following technical requirement
 - a. Within 30 days after the effective date of this Order:

- i. Ensure that all delinquent drinking water chemical analysis results for nitrite and secondary constituents are reported to the Executive Director, in accordance with 30 TEX. ADMIN. CODE §§ 290.106 and 290.118;
- ii. Implement improvements to the Facility's process procedures, guidance, training and/or oversight to ensure that future routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) are collected by the Facility's personnel, analyzed, and the results reported to the Executive Director within the first ten days following the month in which the result is received by the public water system, or the first ten days following the end of the required monitoring period, whichever occurs first, in accordance 30 TEX. ADMIN. CODE § 290.109;
- iii. Issue public notification and submit a copy of each public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to comply with the acute MCL for nitrate during the fourth quarter of 2023, in accordance with 30 TEX. ADMIN. CODE § 290.122;
- iv. Implement procedures to ensure that all necessary public notifications are issued in a timely manner to persons served by the Facility and that a copy of the public notification, accompanied with a signed Certificate of Delivery, is submitted to the Executive Director, in accordance with 30 TEX. ADMIN. CODE § 290.122;
- v. Implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that future drinking water chemical sample results for nitrite and secondary constituents are released by the Facility's laboratories and reported to the Executive Director within the first ten days following the month in which the result is received by the public water system, or the first ten days following the end of the monitoring period, whichever occurs first, in accordance with 30 TEX. ADMIN. CODE §§ 290.106 and 290.118; and
- vi. Collect the required number of total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) samples, have the samples analyzed, and report the results to the Executive Director within the first ten days following the month in which the results are received by the Facility, or the first ten days following the end of the required monitoring period, whichever is first, in accordance with 30 TEX. ADMIN. CODE § 290.109. This provision will be satisfied upon the timely delivery of all total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) sampling results to the Executive Director for one compliant monthly monitoring period. The sampling results shall be submitted by mail or electronic mail:

Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087
Email: TCRDATA@tceq.texas.gov

- b. Within 45 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 3.h below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 3.a.i through 3.a.v.
- c. Within 75 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 3.h below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 3.a.vi.
- d. Within 180 days after the effective date of this Order, submit an acceptable written plan, including a proposed schedule and any applicable planning materials, to the Executive Director that provides for an alternate water source, treatment technology, or other means of completing the necessary corrective actions to achieve compliance within 1,095 days after the effective date of this Order with the MCL for fluoride and acute MCL for nitrate to the addresses listed in Ordering Provision No. 3.h below.
- e. Within 195 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 3.h below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 3.d.
- f. Within 365 days after the effective date of this Order and on a semi-annual basis thereafter, submit progress reports to the addresses listed in Ordering Provision No. 3.h below. These reports shall include information regarding actions taken to provide water which meets the MCL for fluoride and acute MCL for nitrate.
- g. Within 1,095 days after the effective date of this Order, return to compliance with the MCL for fluoride based on a locational running annual average and the acute MCL for nitrate based on the single sample concentration, in accordance with 30 TEX. ADMIN. CODE § 290.106.
- h. Within 1,110 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.g. The certification shall be signed by the Respondents 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:

Drinking Water Special Functions Section Manager
Water Supply Division, MC 155
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

4. All relief not expressly granted in this Order is denied.
5. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondents. The Respondents are ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility 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 the Respondents shall be made in writing to the Executive Director. Extensions are not effective until the Respondents receive 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. 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 Respondents have 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 Respondents 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

07/31/2025

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

05/13/2025

Date

Name (Printed or typed)
Authorized Representative of
Parvez Maknojia dba Fire House Gameroom

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.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date



07/31/2025

For the Executive Director


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

05/13/2025

Date

Name (Printed or typed)
Authorized Representative of
Hazrat Maknojia dba Fire House Gameroom

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.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date



07/31/2025

For the Executive Director

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

05/13/2025

Date

Sohaib momin
Name (Printed or typed)
Authorized Representative of
Sohaib Momin dba Fire House Gameroom

Partner
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.