Executive Summary – Enforcement Matter – Case No. 68508
SJRR Power LLC
RN110723897
Docket No. 2025-1381-AIR-E

Order Type:
1660
Findings Order Justification:
N/A
Media:
AIR
Small Business:
Yes
Location(s) Where Violation(s) Occurred:
SJRR Power Peaking Facility, 18511 Beaumont Highway, Channelview, Harris County
Type of Operation:
Fossil fuel electric power generation facility
Other Significant Matters:
Additional Pending Enforcement Actions: No
Past-Due Penalties: No
Past-Due Fees: No
Other: N/A
Interested Third-Parties: None
Texas Register Publication Date: May 29, 2026
Comments Received: No

Penalty Information

Total Penalty Assessed: $48,863
Amount Deferred for Expedited Settlement: $9,772
Total Paid to General Revenue: $19,546
Total Due to General Revenue: $0
Payment Plan: N/A
Supplemental Environmental Project ("SEP") Conditional Offset: $19,545
Name of SEP: Houston Regional Monitoring Corporation (Third-Party Pre-Approved)
Compliance History Classifications:
Person/CN - Satisfactory
Site/RN - Satisfactory
Major Source: Yes
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: July 17, 2025 through August 14, 2025
Date(s) of NOE(s): August 22, 2025

Violation Information

1. Failed to comply with the maximum emissions rate ("MER") and emissions limit. Specifically, the Respondent exceeded the nitrogen oxide ("NOx") MER of 6.92 pounds per hour ("lbs/hr") by an average of 3.04 lbs/hr from January 14, 2024 through January 19, 2024 and the NOx emissions limit of 0.14 pound per megawatt-hour ("lb/MWh") by an average of 0.081 lb/MWh from January 14, 2024 through January 28, 2024 for the Combustion Turbine No. 1, Emissions Point Number ("EPN") 1-N, resulting in the unauthorized release of 36.53 pounds of NOx emissions [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 155895, Air Quality Standard Permit for Electric Generating Units, Special Conditions ("SC") No. 4(E)(i), Federal Operating Permit ("FOP") No. O4153, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") Nos. 5 and 8.B and TEX. HEALTH & SAFETY CODE § 382.085(b)].

2. Failed to comply with the MER and emissions limit. Specifically, the Respondent exceeded the NOx MER of 6.92 lbs/hr by an average of 4.84 lbs/hr and the NOx emissions limit of 0.14 lb/MWh by an average of 0.12 lb/MWh from January 15, 2024 through October 19, 2024 for the Combustion Turbine No. 2, EPN 2-N, resulting in the unauthorized release of 29.05 pounds of NOx emissions [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 155895, Air Quality Standard Permit for Electric Generating Units, SC No. 4(E)(i), FOP No. O4153, GTC and STC Nos. 5 and 8.B, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

3. Failed to conduct monthly ammonia concentration monitoring for gas-fired or liquid-fired units that inject urea or ammonia into the exhaust stream. Specifically, the Respondent did not conduct monthly ammonia concentration monitoring for Combustion Turbine Nos. 1 and 2 from October 2024 through December 2024 [30 TEX. ADMIN. CODE §§ 117.8130(1) and 122.143(4), FOP No. O4153, GTC and STC No. 1.A, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

4. Failed to conduct weekly carbon monoxide ("CO") concentration monitoring. Specifically, the Respondent did not conduct weekly CO concentration monitoring for eight weeks from January 8, 2024 through December 1, 2024 for Combustion Turbine No. 1 and for five weeks from January 8, 2024 through October 20, 2024 for Combustion Turbine No. 2 [30 TEX. ADMIN. CODE §§ 117.8120(2) and 122.143(4), FOP No. O4153, GTC and STC No. 1.A, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. By January 28, 2024, adjusted ammonia flows to lower NOx and continues to monitor and make necessary changes to the ammonia controls in order to comply with

the NOx annual MER and the NOx emissions limit for the Combustion Turbine No. 1, EPN 1-N;

b. By October 19, 2024, adjusted ammonia flows to lower the NOx and continues to monitor and make necessary changes to the ammonia controls in order to comply with the NOx annual MER and the NOx emissions limit for the Combustion Turbine No. 2, EPN 2-N;

c. By December 2, 2024, conducted weekly CO concentration monitoring of Combustion Turbine Nos. 1 and 2; and

d. By January 20, 2025, conducted monthly ammonia concentration monitoring of Combustion Turbine Nos. 1 and 2.

Technical Requirements:

The Order will require the Respondent to implement and complete a SEP (see SEP Attachment A).

Contact Information

TCEQ Attorney: N/A
TCEQ Enforcement Coordinator: Nick Lohret-Froio, Enforcement Division, Enforcement Team 2, MC 219, (512) 239-4495; Michael Parrish, Enforcement Division, MC R-12, (512) 239-2548
TCEQ SEP Coordinator: Stuart Beckley, Enforcement Division, MC 219, (512) 239-3565
SEP Third-Party Administrator: Houston Regional Monitoring Corporation, 1800 Post Oak Boulevard, Suite 400, Houston, Texas 77056
Respondent: Greg Mach, Plant Manager, SJRR Power LLC, 910 Lousiana Street, Houston, Texas 77002
Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021) — *PCW Revision February 11, 2021*

DATES						
	Assigned	27-Aug-2025				
	PCW	15-Jan-2026	**Screening**	27-Aug-2025	**EPA Due**	

RESPONDENT/FACILITY INFORMATION

Respondent	SJRR Power LLC		
Reg. Ent. Ref. No.	RN110723897		
Facility/Site Region	12-Houston	**Major/Minor Source**	Major

CASE INFORMATION

Enf./Case ID No.	68508	**No. of Violations**	4
Docket No.	2025-1381-AIR-E	**Order Type**	1660
Media Program(s)	Air	**Government/Non-Profit**	No
Multi-Media		**Enf. Coordinator**	Nick Lohret-Froio
		EC's Team	Enforcement Team 2

Admin. Penalty $ Limit Minimum $0 Maximum $25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) — ***Subtotal 1*** **$48,750**

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History **24.0%** Adjustment — ***Subtotals 2, 3, & 7*** **$11,700**

Notes: Enhancement for one NOV with same/similar violations and one order containing a denial of liability. Reduction for one notice of intent to conduct an audit.

Culpability No **0.0%** Enhancement — ***Subtotal 4*** **$0**

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments — ***Subtotal 5*** **-$12,187**

Economic Benefit **0.0%** Enhancement* — ***Subtotal 6*** **$0**

Total EB Amounts $1,000
Estimated Cost of Compliance $20,583
**Capped at the Total EB $ Amount*

SUM OF SUBTOTALS 1-7 — ***Final Subtotal*** **$48,263**

OTHER FACTORS AS JUSTICE MAY REQUIRE **1.2%** — ***Adjustment*** **$600**

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes: Enhancement to capture the avoided cost of compliance associated with Violation Nos. 3 and 4.

Final Penalty Amount **$48,863**

STATUTORY LIMIT ADJUSTMENT — ***Final Assessed Penalty*** **$48,863**

DEFERRAL **20.0%** Reduction — ***Adjustment*** **-$9,772**

Reduces the Final Assessed Penalty by the indicated percentage.

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY **$39,091**

Screening Date	27-Aug-2025	**Docket No.** 2025-1381-AIR-E	**PCW**
Respondent	SJRR Power LLC		*Policy Revision 5 (January 28, 2021)*
Case ID No.	68508		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN110723897		
Media	Air		
Enf. Coordinator	Nick Lohret-Froio		

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 (*number of NOVs meeting criteria*)	1	5%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (*number of orders meeting criteria*)	1	20%
	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 (*number of judgments or consent decrees meeting criteria*)	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 (*number of counts*)	0	0%
Emissions	Chronic excessive emissions events (*number of events*)	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 *(number of audits for which notices were submitted)*	1	-1%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (*number of audits for which violations were disclosed*)	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) 24%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for one NOV with same/similar violations and one order containing a denial of liability. Reduction for one notice of intent to conduct an audit.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 24%

>> Final Compliance History Adjustment

Final Adjustment Percentage ****capped at 100%*** 24%

Screening Date 27-Aug-2025 **Docket No.** 2025-1381-AIR-E **PCW**

Respondent SJRR Power LLC

Policy Revision 5 (January 28, 2021)

Case ID No. 68508

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN110723897

Media Air

Enf. Coordinator Nick Lohret-Froio

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 155895, Air Quality Standard Permit for Electric Generating Units, Special Conditions ("SC") No. 4(E)(i), Federal Operating Permit ("FOP") No. O4153, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") Nos. 5 and 8.B, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to comply with the maximum emissions rate ("MER") and emissions limit. Specifically, the Respondent exceeded the nitrogen oxides ("NOx") MER of 6.92 pounds per hour ("lbs/hr") by an average of 3.04 lbs/hr from January 14, 2024 through January 19, 2024 and the NOx emissions limit of 0.14 pound per megawatt-hour ("lb/MWh") by an average of 0.081 lb/MWh from January 14, 2024 through January 28, 2024 for the Combustion Turbine No. 1, Emissions Point Number ("EPN") 1-N, resulting in the unauthorized release of 36.53 pounds of NOx emissions.

Base Penalty $25,000

>> Environmental, Property and Human Health Matrix

	Release	Harm: Major	Moderate	Minor
OR	Actual			x
	Potential			

Percent 30.0%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes: Human health or the environment has been exposed to insignificant amounts of pollutants which do not exceed levels that are protective of human health or environmental receptors as a result of this violation.

Adjustment $17,500

$7,500

Violation Events

Number of Violation Events: 1 — 14 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty $7,500

One quarterly event is recommended for the period of noncompliance from January 14, 2024 to January 28, 2024.

Good Faith Efforts to Comply

25.0% Reduction $1,875

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

Notes: The Respondent achieved compliance by January 28, 2024, prior to the Notice of Enforcement ("NOE") dated August 22, 2025.

Violation Subtotal $5,625

Economic Benefit (EB) for this violation

Estimated EB Amount $19

Statutory Limit Test

Violation Final Penalty Total $7,517

This violation Final Assessed Penalty (adjusted for limits) $7,517

Economic Benefit Worksheet

Respondent SJRR Power LLC
Case ID No. 68508
Reg. Ent. Reference No. RN110723897
Media Air
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Delayed Costs							
Equipment				0.00	$0	$0	$0
Buildings				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Engineering/Construction				0.00	$0	$0	$0
Land				0.00	$0	n/a	$0
Record Keeping System				0.00	$0	n/a	$0
Training/Sampling				0.00	$0	n/a	$0
Remediation/Disposal				0.00	$0	n/a	$0
Permit Costs				0.00	$0	n/a	$0
Other (as needed)	$10,000	14-Jan-2024	28-Jan-2024	0.04	$19	n/a	$19
Notes for DELAYED costs	Estimated cost to adjust ammonia ("NH3") flows to lower the NOx and continue to monitor and make necessary changes to the NH3 controls in order to comply with the NOx annual MER and the NOx emissions limit for the Combustion Turbine No. 1, EPN 1-N. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.						
Avoided Costs	ANNUALIZE avoided costs before entering item (except for one-time avoided costs)						
Disposal				0.00	$0	$0	$0
Personnel				0.00	$0	$0	$0
Inspection/Reporting/Sampling				0.00	$0	$0	$0
Supplies/Equipment				0.00	$0	$0	$0
Financial Assurance				0.00	$0	$0	$0
ONE-TIME avoided costs				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Notes for AVOIDED costs							
Approx. Cost of Compliance	$10,000				TOTAL		$19

Screening Date	27-Aug-2025	**Docket No.** 2025-1381-AIR-E	**PCW**
Respondent	SJRR Power LLC		*Policy Revision 5 (January 28, 2021)*
Case ID No.	68508		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN110723897		
Media	Air		
Enf. Coordinator	Nick Lohret-Froio		

Violation Number 2

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 155895, Air Quality Standard Permit for Electric Generating Units, SC No. 4(E)(i), FOP No. O4153, GTC and STC Nos. 5 and 8.B, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to comply with the MER and emissions limit. Specifically, the Respondent exceeded the NOx MER of 6.92 lbs/hr by an average of 4.84 lbs/hr and the NOx emissions limit of 0.14 lb/MWh by an average of 0.12 lb/MWh from January 15, 2024 through October 19, 2024 for the Combustion Turbine No. 2, EPN 2-N, resulting in the unauthorized release of 29.05 pounds of NOx emissions.

Base Penalty $25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm: Major	Moderate	Minor
	Actual			x
	Potential			

Percent 30.0%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes: Human health or the environment has been exposed to insignificant amounts of pollutants which do not exceed levels that are protective of human health or environmental receptors as a result of this violation.

Adjustment $17,500

$7,500

Violation Events

Number of Violation Events: 2 — 7 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty $15,000

Two quarterly events are recommended for the period of non-compliance from January 15, 2024 through January 21, 2024 and on October 19, 2024.

Good Faith Efforts to Comply

25.0% Reduction $3,750

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

Notes: The Respondent completed corrective measures by October 19, 2024, prior to the NOE dated August 22, 2025.

Violation Subtotal $11,250

Economic Benefit (EB) for this violation

Estimated EB Amount $381

Statutory Limit Test

Violation Final Penalty Total $15,035

This violation Final Assessed Penalty (adjusted for limits) $15,035

Economic Benefit Worksheet

Respondent SJRR Power LLC
Case ID No. 68508
Reg. Ent. Reference No. RN110723897
Media Air
Violation No. 2

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Delayed Costs							
Equipment				0.00	$0	$0	$0
Buildings				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Engineering/Construction				0.00	$0	$0	$0
Land				0.00	$0	n/a	$0
Record Keeping System				0.00	$0	n/a	$0
Training/Sampling				0.00	$0	n/a	$0
Remediation/Disposal				0.00	$0	n/a	$0
Permit Costs				0.00	$0	n/a	$0
Other (as needed)	$10,000	15-Jan-2024	19-Oct-2024	0.76	$381	n/a	$381
Notes for DELAYED costs	Estimated cost to adjust NH3 flows to lower the NOx and continue to monitor and make necessary changes to the NH3 controls in order to comply with the NOx annual MER and the NOx emissions limit for the Combustion Turbine No. 2, EPN 2-N. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.						
Avoided Costs	**ANNUALIZE avoided costs before entering item (except for one-time avoided costs)**						
Disposal				0.00	$0	$0	$0
Personnel				0.00	$0	$0	$0
Inspection/Reporting/Sampling				0.00	$0	$0	$0
Supplies/Equipment				0.00	$0	$0	$0
Financial Assurance				0.00	$0	$0	$0
ONE-TIME avoided costs				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Notes for AVOIDED costs							

Approx. Cost of Compliance	$10,000	TOTAL	$381

Screening Date	27-Aug-2025	**Docket No.** 2025-1381-AIR-E	**PCW**
Respondent	SJRR Power LLC		*Policy Revision 5 (January 28, 2021)*
Case ID No.	68508		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN110723897		
Media	Air		
Enf. Coordinator	Nick Lohret-Froio		

Violation Number 3

Rule Cite(s) 30 Tex. Admin. Code §§ 117.8130(1) and 122.143(4), FOP No. O4153, GTC and STC No. 1.A, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to conduct monthly NH3 concentration monitoring for gas-fired or liquid-fired units that inject urea or ammonia into the exhaust stream. Specifically, the Respondent did not conduct monthly NH3 concentration monitoring for Combustion Turbine Nos. 1 and 2 from October 2024 through December 2024.

Base Penalty $25,000

>> Environmental, Property and Human Health Matrix

	Harm		
Release	Major	Moderate	Minor
Actual			
Potential			x

Percent 7.0%

OR

>>Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes: Human health or the environment will or could be exposed to insignificant amounts of pollutants that would not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment $23,250

$1,750

Violation Events

Number of Violation Events: 3 — 91 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty $5,250

Three single events are recommended (one for each missed monthly monitoring period).

Good Faith Efforts to Comply

25.0% Reduction $1,312

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

Notes: The Respondent achieved compliance by January 20, 2025, prior to the NOE dated August 22, 2025.

Violation Subtotal $3,938

Economic Benefit (EB) for this violation

Estimated EB Amount $300

Statutory Limit Test

Violation Final Penalty Total $5,263

This violation Final Assessed Penalty (adjusted for limits) $5,263

Economic Benefit Worksheet

Respondent SJRR Power LLC
Case ID No. 68508
Reg. Ent. Reference No. RN110723897
Media Air
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
Delayed Costs							
Equipment				0.00	$0	$0	$0
Buildings				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Engineering/Construction				0.00	$0	$0	$0
Land				0.00	$0	n/a	$0
Record Keeping System				0.00	$0	n/a	$0
Training/Sampling				0.00	$0	n/a	$0
Remediation/Disposal				0.00	$0	n/a	$0
Permit Costs				0.00	$0	n/a	$0
Other (as needed)				0.00	$0	n/a	$0
Notes for DELAYED costs							
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	$296	1-Oct-2024	20-Jan-2025	0.30	$4	$296	$300
Other (as needed)				0.00	$0	$0	$0
Notes for AVOIDED costs	Estimated avoided costs to conduct monthly NH3 concentration monitoring of Combustion Turbine Nos. 1 and 2 to measure NH3. The Date Required is the date of non-compliance and the Final Date is the date of compliance.						

Approx. Cost of Compliance	$296	TOTAL	$300

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Reg. Ent. Reference No.	RN110723897		
Media	Air		
Enf. Coordinator	Nick Lohret-Froio		

Violation Number 4

Rule Cite(s) 30 Tex. Admin. Code §§ 117.8120(2) and 122.143(4), FOP No. O4153, GTC and STC No. 1.A, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to conduct weekly carbon monoxide ("CO") concentration monitoring. Specifically, the Respondent did not conduct weekly CO concentration monitoring for eight weeks from January 8, 2024 through December 1, 2024 for Combustion Turbine No. 1 and for five weeks from January 8, 2024 through October 20, 2024 for Combustion Turbine No. 2.

Base Penalty $25,000

>> Environmental, Property and Human Health Matrix

OR

	Harm		
Release	Major	Moderate	Minor
Actual			
Potential			x

Percent 7.0%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes: Human health or the environment will or could be exposed to insignificant amounts of pollutants that would not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment $23,250

$1,750

Violation Events

Number of Violation Events: 12 — 328 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty $21,000

Twelve single events are recommended (one for each missed weekly monitoring period).

Good Faith Efforts to Comply

25.0% Reduction $5,250

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

Notes: The Respondent achieved compliance by December 2, 2024, prior to the NOE dated August 22, 2025.

Violation Subtotal $15,750

Economic Benefit (EB) for this violation

Estimated EB Amount $300

Statutory Limit Test

Violation Final Penalty Total $21,048

This violation Final Assessed Penalty (adjusted for limits) $21,048

Economic Benefit Worksheet

Respondent SJRR Power LLC
Case ID No. 68508
Reg. Ent. Reference No. RN110723897
Media Air
Violation No. 4

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Delayed Costs							
Equipment				0.00	$0	$0	$0
Buildings				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Engineering/Construction				0.00	$0	$0	$0
Land				0.00	$0	n/a	$0
Record Keeping System				0.00	$0	n/a	$0
Training/Sampling				0.00	$0	n/a	$0
Remediation/Disposal				0.00	$0	n/a	$0
Permit Costs				0.00	$0	n/a	$0
Other (as needed)				0.00	$0	n/a	$0
Notes for DELAYED costs							
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	$287	8-Jan-2024	2-Dec-2024	0.90	$13	$287	$300
Other (as needed)				0.00	$0	$0	$0
Notes for AVOIDED costs	Estimated avoided costs to conduct weekly CO concentration monitoring of Combustion Turbine Nos. 1 and 2. The Date Required is the date of non-compliance and the Final Date is the date of compliance.						

Approx. Cost of Compliance	$287	TOTAL	$300

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

Compliance History Report

Compliance History Report for CN605633882, RN110723897, Rating Year 2025 which includes Compliance History (CH) components from September 1, 2020, through August 31, 2025.

Customer, Respondent, or Owner/Operator: CN605633882, SJRR Power LLC **Classification:** SATISFACTORY **Rating:** 4.22

Regulated Entity: RN110723897, SJRR POWER PEAKING FACILITY **Classification:** SATISFACTORY **Rating:** 8.45

Complexity Points: 10 **Repeat Violator:** NO

CH Group: 06 - Electric Power Generation

Location: 18511 BEAUMONT HIGHWAY IN CHANNELVIEW, HARRIS COUNTY, TEXAS

TCEQ Region: REGION 12 - HOUSTON

ID Number(s):

AIR OPERATING PERMITS PERMIT 4153
AIR NEW SOURCE PERMITS REGISTRATION 155895
AIR NEW SOURCE PERMITS PERMIT AMOC265
AIR NEW SOURCE PERMITS AFS NUM 4820102065
AIR EMISSIONS INVENTORY ACCOUNT NUMBER HGA213E
INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE REGISTRATION # (SWR) 99276
INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXR000087320
TAX RELIEF ID NUMBER 25935

Compliance History Period: September 01, 2020 to August 31, 2025 **Rating Year:** 2025 **Rating Date:** 09/01/2025

Date Compliance History Report Prepared: February 27, 2026

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: February 27, 2021 to February 27, 2026

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

Name: Nick Lohret-Froio **Phone:** (512) 239-4495

Site and Owner/Operator History:

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

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

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

1 Effective Date: 02/04/2025 ADMINORDER 2022-0902-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.146(1)
30 TAC Chapter 122, SubChapter B 122.146(2)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: FOP O4153 OP
General Terms and Conditions OP

Description: Failed to certify compliance with the terms and conditions of the permit for at least each 12-month period following initial permit issuance and failed to submit a PCC within 30 days of any certification period, in violation of 30 TAC §§ 122.143(4) and 122.146(1) and (2), FOP No. O4153, GTC and STC No. 9, and THSC § 382.085(b). Specifically, the PCC for the February 5, 2020 through February 4, 2021 certification period was due by March 6, 2021, but was not submitted until June 30, 2022.

Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.146(1)
30 TAC Chapter 122, SubChapter B 122.146(2)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: FOP O4153 OP

General Terms and Conditions OP

Description: Failed to certify compliance with the terms and conditions of the permit for at least each 12-month period following initial permit issuance and failed to submit a PCC within 30 days of any certification period, in violation of 30 TAC §§ 122.143(4) and 122.146(1) and (2), FOP No. O4153, GTC and STC No. 9, and THSC § 382.085(b). Specifically, the PCC for the February 5, 2021 through February 4, 2022 certification period was due by March 6, 2022, but was not submitted until June 30, 2022.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	October 08, 2025	(2097426)
Item 2	October 16, 2025	(2099018)
Item 3	November 20, 2025	(2105173)
Item 4	November 21, 2025	(2105174)
Item 5	December 05, 2025	(2107847)
Item 6	December 18, 2025	(2116441)
Item 7	February 13, 2026	(2128732)

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: 08/22/2025 (2069626)

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 117, SubChapter B 117.310(c)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP, Special Terms and Condition 1A OP

Description: Failure to prevent exceedance of the maximum CO concentration for the Unit 1 turbine (EPN: 1-N). (Category B12)

F. Environmental audits:

Notice of Intent Date: 04/26/2025 (2069099)

No DOV Associated

G. Type of environmental management systems (EMSs):

N/A

H. Voluntary on-site compliance assessment dates:

N/A

I. Participation in a voluntary pollution reduction program:

N/A

J. Early compliance:

N/A

Sites Outside of Texas:

N/A

Component Appendices

Appendix A
All NOVs Issued During Component Period 2/27/2021 and 2/27/2026

1 Date: 08/21/2023 (1908966)

Self Report? NO Classification: Major
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
SC 5(E)(i) PERMIT
ST&C 5 OP
Description: Failure to prevent exceedances of the Nitrogen Oxides (NOX) Maximum Allowable Emission Rate (MAER) and lb/MWh NOX emission limit applicable to Unit 1 (EPN 1-N). Category B13

Self Report? NO Classification: Major
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
SC 5(E)(i) PERMIT
ST&C 5 OP
Description: Failure to prevent exceedances of the Nitrogen Oxides (NOX) Maximum Allowable Emission Rate (MAER) and lb/MWh NOX emission limit applicable to Unit 2 (EPN 2-N). Category B13

2 Date: 08/19/2024 (1989052)

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
SC 4(E)(i) PERMIT
ST&C 5 OP
Description: Failure to prevent an exceedance of the Lb/hr MAER and the Lb/MWhr limit for NOx for the Unit 1 turbine (EPN 1-N). (Category B13)

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
SC 4(E)(i) PERMIT
ST&C 5 OP
Description: Failure to prevent an exceedance of the Lb/hr MAER and the Lb/MWhr limit for NOx for the Unit 2 turbine. (Category B13)

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP
Description: Failure to conduct monthly ammonia testing for the Unit 1 and 2 turbines (EPN 1-N and 2-N). (Category B1)

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP
Description: Failure to conduct weekly testing for CO concentration for the Unit 1 and 2 turbines (EPN 1-N and 2-N). (Category B1)

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)
ST&C 5 OP

Description: Failure to prevent an exceedance of the NOx MAER for MSS activities for the Unit 1 Turbine (EPN 1-SS). (Category B13)

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
ST&C 5 OP

Description: Failure to prevent an exceedance of the NOx MAER for MSS activities for the Unit 2 Turbine (EPN 2-SS). (Category B13)

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 117, SubChapter B 117.310(c)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP

Description: Failure to prevent an exceedance of the maximum CO concentration for the Unit 2 turbine (EPN N-2). (Category B13)

3* Date: 08/22/2025 (2069626)

Self Report? YES Classification: Moderate

Citation:

30 TAC Chapter 117, SubChapter B 117.310(c)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP, Special Terms and Condition 1A OP

Description: Failure to prevent exceedance of the maximum CO concentration for the Unit 1 turbine (EPN: 1-N). (Category B12)

* NOVs applicable for the Compliance History rating period 9/1/2020 to 8/31/2025

Appendix B
All Investigations Conducted During Component Period February 27, 2021 and February 27, 2026

Item 1	July 07, 2022**	(1819113)
Item 2	August 21, 2023**	(1908966)
Item 3	August 16, 2024**	(1989052)
Item 4	November 25, 2024**	(2014997)
Item 5	August 22, 2025**	(2069626)
Item 6*	October 08, 2025	(2097426)
Item 7*	October 16, 2025	(2099018)
Item 8*	November 20, 2025	(2105173)
Item 9*	November 21, 2025	(2105174)
Item 10*	December 05, 2025	(2107847)
Item 11*	December 18, 2025	(2116441)
Item 12*	February 13, 2026	(2128732)

* No violations documented during this investigation
**Investigation applicable for the Compliance History Rating period between 09/01/2020 and 08/31/2025.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

IN THE MATTER OF AN	**§**	**BEFORE THE**
ENFORCEMENT ACTION	**§**	
CONCERNING	**§**	**TEXAS COMMISSION ON**
SJRR POWER LLC	**§**	
RN110723897	**§**	**ENVIRONMENTAL QUALITY**

AGREED ORDER
DOCKET NO. 2025-1381-AIR-E

I. JURISDICTION AND STIPULATIONS

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

1. The Respondent owns and operates a fossil fuel electric power generation facility located at 18511 Beaumont Highway in Channelview, Harris County, Texas (the "Site"). The Site consists or consisted of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).

2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. HEALTH & SAFETY CODE ch. 382 and the rules of the TCEQ.

3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.

4. An administrative penalty in the amount of $48,863 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid $19,546 of the penalty and $9,772 of the penalty is deferred contingent upon the Respondent's 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 of this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms and conditions contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.

   Pursuant to Tex. Water Code § 7.067, $19,545 of the penalty shall be conditionally offset by the Respondent's timely and satisfactory completion of a Supplemental Environmental Project ("SEP") as defined in the attached SEP Agreement ("Attachment A", incorporated herein by reference). The Respondent's obligation to pay the conditionally offset portion of the penalty shall be discharged upon full compliance with all the terms

and conditions of this Order, which includes the timely and satisfactory completion of all provisions of the SEP Agreement, as determined by the Executive Director.

5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.

6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Order.

7. This Order represents the complete and fully integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.

8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.

9. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Site:

   a. By January 28, 2024, adjusted ammonia ("NH3") flows to lower nitrogen oxide ("NOx") and continues to monitor and make necessary changes to the NH3 controls in order to comply with the NOx annual maximum emissions rate ("MER") and the NOx emissions limit for the Combustion Turbine No. 1, Emissions Point Number ("EPN") 1-N;

   b. By October 19, 2024, adjusted NH3 flows to lower the NOx and continues to monitor and make necessary changes to the NH3 controls in order to comply with the NOx annual MER and the NOx emissions limit for the Combustion Turbine No. 2, EPN 2-N;

   c. By December 2, 2024, conducted weekly carbon monoxide ("CO") concentration monitoring of Combustion Turbine Nos. 1 and 2; and

   d. By January 20, 2025, conducted monthly NH3 concentration monitoring of Combustion Turbine Nos. 1 and 2.

II. ALLEGATIONS

During an investigation at the Site conducted on July 17, 2025 through August 14, 2025, an investigator documented that the Respondent:

1. Failed to comply with the MER and emissions limit, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 155895, Air Quality Standard Permit for Electric Generating Units, Special Conditions ("SC") No. 4(E)(i), Federal Operating Permit ("FOP") No. O4153, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") Nos. 5 and 8.B and TEX.

HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MER of 6.92 pounds per hour ("lbs/hr") by an average of 3.04 lbs/hr from January 14, 2024 through January 19, 2024 and the NOx emissions limit of 0.14 pound per megawatt-hour ("lb/MWh") by an average of 0.081 lb/MWh from January 14, 2024 through January 28, 2024 for the Combustion Turbine No. 1, EPN 1-N, resulting in the unauthorized release of 36.53 pounds of NOx emissions.

2. Failed to comply with the MER and emissions limit, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 155895, Air Quality Standard Permit for Electric Generating Units, SC No. 4(E)(i), FOP No. O4153, GTC and STC Nos. 5 and 8.B, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MER of 6.92 lbs/hr by an average of 4.84 lbs/hr and the NOx emissions limit of 0.14 lb/MWh by an average of 0.12 lb/MWh from January 15, 2024 through October 19, 2024 for the Combustion Turbine No. 2, EPN 2-N, resulting in the unauthorized release of 29.05 pounds of NOx emissions.

3. Failed to conduct monthly NH3 concentration monitoring for gas-fired or liquid-fired units that inject urea or NH3 into the exhaust stream, in violation of 30 TEX. ADMIN. CODE §§ 117.8130(1) and 122.143(4), FOP No. O4153, GTC and STC No. 1.A, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent did not conduct monthly NH3 concentration monitoring for Combustion Turbine Nos. 1 and 2 from October 2024 through December 2024.

4. Failed to conduct weekly CO concentration monitoring, in violation of 30 TEX. ADMIN. CODE §§ 117.8120(2) and 122.143(4), FOP No. O4153, GTC and STC No. 1.A, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent did not conduct weekly CO concentration monitoring for eight weeks from January 8, 2024 through December 1, 2024 for Combustion Turbine No. 1 and for five weeks from January 8, 2024 through October 20, 2024 for Combustion Turbine No. 2.

III. DENIALS

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

IV. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the Respondent's compliance with all of the requirements set forth in this Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: SJRR Power LLC, Docket No. 2025-1381-AIR-E" to:

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

2. The Respondent shall implement and complete the SEP as set forth in Section I, Paragraph No. 4 . The amount of $19,545 of the assessed penalty is conditionally offset based on the Respondent's implementation and completion of the SEP pursuant to the terms of the SEP Agreement, as defined in Attachment A. Penalty payments for any portion of the SEP deemed by the Executive Director as not complete shall be paid within 30 days after the date the Executive Director demands payment.

3. All relief not expressly granted in this Order is denied.

4. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Site operations referenced in this Order.

5. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.

6. This Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.

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

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

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

_____ _____
For the Commission Date

Kristin Mello-Jurack 07/12/2026
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.

_____ 4/20/2026
Signature Date

Corey Mach Plant Manager
Name (Printed or typed) Title
Authorized Representative of
SJRR Power LLC

☐ *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.

Attachment A

Docket Number: 2025-1381-AIR-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	SJRR Power LLC
Penalty Amount:	$39,091
SEP Offset Amount:	$19,545
Type of SEP:	Contribution to a Third-Party Pre-Approved SEP
Third-Party Administrator:	Houston Regional Monitoring Corporation
Project Name:	*Houston Area Air Monitoring Project*
Total Project Budget:	$500,000
Location of SEP:	Austin, Brazoria, Chambers, Colorado, Fort Bend, Galveston, Harris, Liberty, Matagorda, Montgomery, Walker, Waller, and Wharton Counties

The Texas Commission on Environmental Quality ("TCEQ") agrees to offset a portion of the administrative Penalty Amount assessed in this Agreed Order for Respondent to contribute to a Supplemental Environmental Project ("SEP"). The offset is equal to the SEP Offset Amount set forth above and is conditioned upon compliance with the terms of this Attachment A.

1. Project Description

A. Project

Respondent shall contribute the SEP Offset Amount to the **Houston Regional Monitoring Corporation**, as a Third-Party Administrator, for the *Houston Area Air Monitoring Project* (the "Project"). The Project will operate a network of ambient air monitoring stations that continuously measure and record concentrations of ambient air pollutants. Third-Party Administrator shall use the SEP Offset Amount to perform the Project. The Project will be done in accordance with all federal, state, and local environmental laws and regulations. The contribution will be used in accordance with the SEP Agreement between Third-Party Administrator and TCEQ.

All dollars contributed will be used solely for the cost of implementing the Project, including for supplies, materials, and equipment. Any portion of this contribution that is not spent on the specifically identified SEP may, at the discretion of the Executive Director ("ED"), be applied to another pre-approved SEP.

Respondent's signature affixed to this Agreed Order certifies that Respondent has no prior commitment to make this contribution and that it is being contributed solely to settle this enforcement action. Respondent shall not profit in any manner from this SEP.

B. Environmental Benefit

This SEP will provide TCEQ with near real-time access to high quality, short time resolution volatile organic compound, nitrogen oxide, ozone, and meteorological data sets that can be used to evaluate and track air pollution emission events as they occur, conduct source attribution studies, and to assess potential ambient community exposure to a limited number of hazardous air pollutants. Data from the monitors can be used with data from other monitors to provide critical information that can be used to evaluate the effectiveness of current and proposed emission control strategies aimed at achieving compliance with the 8-hr ozone National Ambient Air Quality Standards. It also provides a key source of information that is essential to furthering our overall understanding of those emission sources that contribute to ambient community exposure to toxic air contaminants. Because the information is available in

near real-time, it can be used to provide both agency staff and industry personnel with time sensitive information to investigate emission events in a timely fashion. Another key benefit is the ability to measure the change in the ambient air concentration of the individual target species and quantify control measure effectiveness. Data from these monitors will be publicly accessible through TCEQ's website and will be used in evaluating air quality in the area, in ozone forecasts, and ozone warnings. Thus, the public will directly benefit by having access to the data and the forecasting and notification tools which can be used for public awareness.

C. Minimum Expenditure

Respondent shall contribute at least the SEP Offset Amount to Third-Party Administrator and comply with all other provisions of this SEP.

2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, Respondent must contribute the SEP Offset Amount to Third-Party Administrator. Respondent shall make the contribution payable to the **Houston Regional Monitoring Corporation**, and mail it with a copy of the Agreed Order to:

Houston Regional Monitoring Corporation
Attention: Christopher Amandes
1800 Post Oak Blvd., Suite 400
Houston, Texas 77056

3. Records and Reporting

Together with the payment of the SEP Offset Amount, Respondent shall provide the Enforcement SEP Coordinator with proof of payment and transmittal letter indicating full payment of the SEP Offset Amount to Third-Party Administrator. Respondent shall mail or email a copy of the proof of payment and transmittal letter to:

Texas Commission on Environmental Quality
Enforcement Division
Attention: SEP Coordinator, MC 219
P.O. Box 13087
Austin, Texas 78711-3087
SEPReports@tceq.texas.gov

4. Failure to Fully Perform

If Respondent does not perform its obligations under this Attachment A, including full expenditure of the SEP Offset Amount and submittal of the required reporting described above in Sections 2 and 3, the ED may require immediate payment of all or part of the SEP Offset Amount to TCEQ.

In the event the ED determines that Respondent failed to fully implement and complete the contribution to the Project, Respondent shall remit payment for all or a portion of the SEP Offset Amount, as determined by the ED, and as set forth in the attached Agreed Order. After receiving notice of failure to complete the contribution to the SEP, Respondent shall include the docket number of the attached Agreed Order and a note that the enclosed payment is for the reimbursement of a SEP, shall make the check payable to “Texas Commission on Environmental Quality,” and shall mail it to the SEP Coordinator at the address provided above.

5. Publicity

Any public statements concerning this SEP and/or project, made by or on behalf of Respondent, must include a clear statement that the contribution to the project was performed as part of the settlement of an enforcement action brought by TCEQ. Such statements include advertising, public relations, and press releases.

6. Recognition

Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

7. Other SEPs by TCEQ or Other Agencies

The SEP Offset Amount identified in this Attachment A and in the attached Agreed Order has not been, and shall not be, included as a SEP for Respondent under any other Agreed Order negotiated with TCEQ or any other agency of the state or federal government.