

Enforcement Report to the Commission for June 2021 FY21 Year-to-Date Totals

Figure 1: Number of Notices of Violation

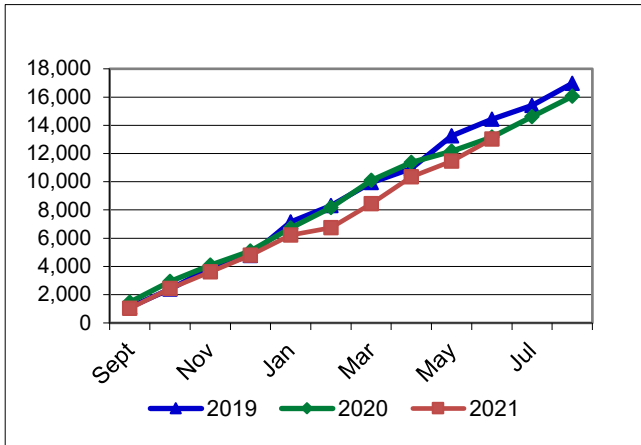


Figure 2: Number of Enforcement Action Referrals

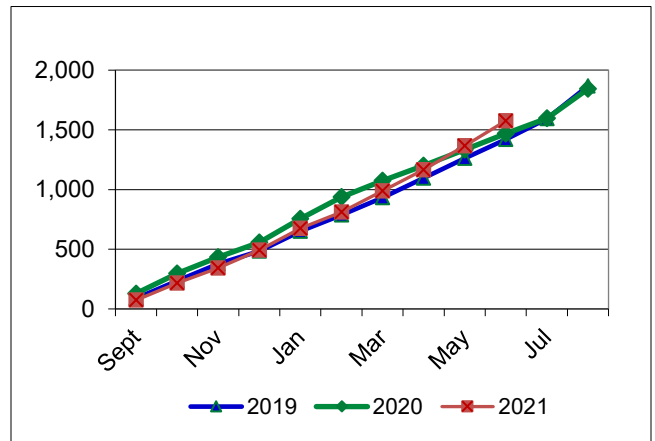


Figure 3: Number of Effective Orders

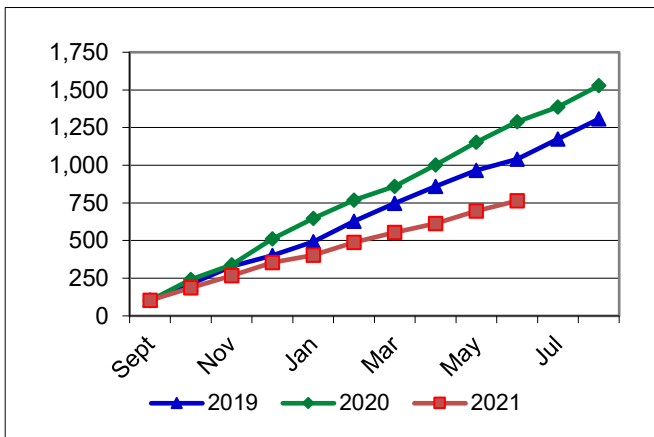


Figure 4: Assessed Penalties

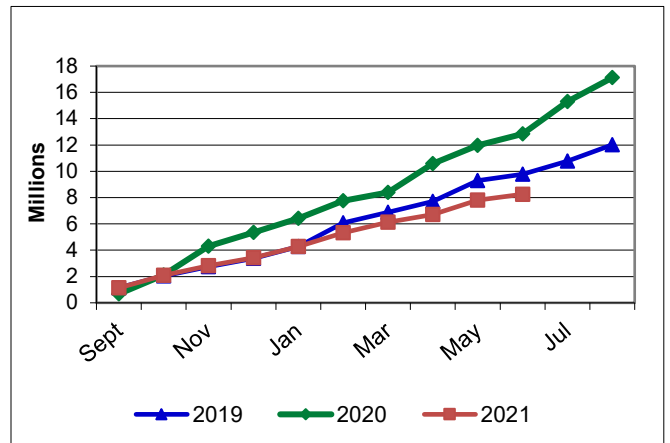


Figure 5: Supplemental Environmental Projects

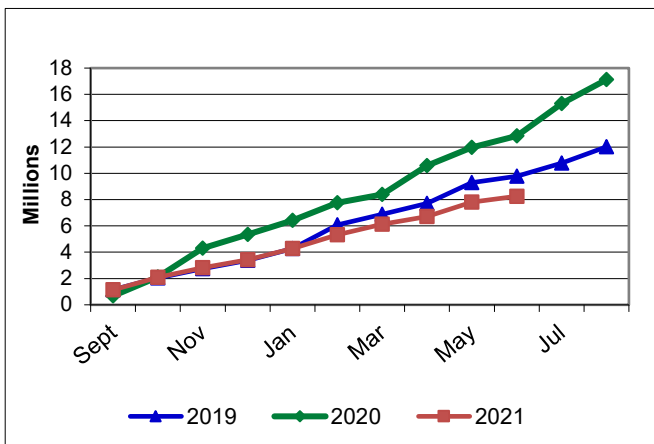


Figure 6: Number of Backlogged Orders

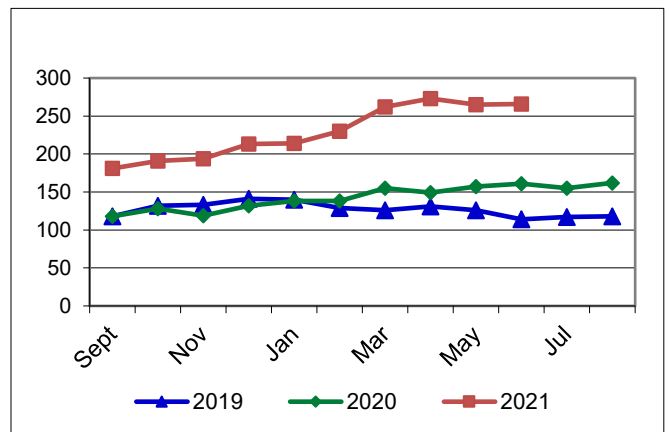


Figure 7: Summary

For fiscal year 2021 through **June**, TCEQ has issued: **13,016** Notices of Violation, **1,576** Enforcement Action Referrals, **764** Effective Orders (see <https://www14.tceq.texas.gov/epic/CIO/>); assessed **\$8,255,223** in administrative penalties; and approved **108** Supplemental Environmental Projects.

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Programs Summary:

| PROGRAMS | Notices of Violation ¹ | Effective Orders | Assessed Penalties |
|--|-----------------------------------|------------------|---------------------|
| AGRICULTURE | 32 | 5 | \$30,670 |
| AIR | 902 | 141 | \$3,484,664 |
| DAM SAFETY | 0 | 0 | \$0 |
| DRY CLEANERS | 0 | 0 | \$0 |
| INDUSTRIAL & HAZARDOUS WASTE ² | 101 | 6 | \$140,678 |
| MUNICIPAL SOLID WASTE | 174 | 37 | \$423,782 |
| OCCUPATIONAL CERTIFICATION | 7 | 5 | \$2,140 |
| PETROLEUM STORAGE TANKS | 631 | 159 | \$1,292,425 |
| PUBLIC WATER SUPPLY ³ | 10,017 | 190 | \$411,598 |
| WATER RIGHTS YTD Complaints = 88 | 2 | 7 | \$6,410 |
| WATER QUALITY ⁴ | 945 | 165 | \$1,891,135 |
| MULTI-MEDIA (MM) | 205 | 49 | \$571,721 |
| YTD TOTALS | 13,016 | 764 | \$8,255,223 |
| FY20 Total for Year | 16,047 | 1,528 | \$17,118,896 |
| FY19 Total for Year | 16,967 | 1,307 | \$12,015,143 |

Year-to-Date Summary:

| | |
|---------------------------------|-------------|
| YTD Penalty Summary | |
| Total Deferred Penalties | \$1,318,254 |
| Total Penalties to SEPs | \$1,758,039 |
| Total Payable Penalties | \$5,178,930 |
| YTD Case Status Summary | |
| Attorney General (AG) Judgments | 14 |
| Pending AG Cases ⁵ | 203 |
| Pending TCEQ Cases | 1,743 |
| Backlogged Cases | 266 |
| Resolved Cases | 87 |
| Orders Being Tracked | 2,012 |

¹ The YTD Total represents NOV letters issued for all programs. Each NOV letter may include violations from more than one program (i.e. Aggregate Production Operation and Water Quality violations may appear in the same NOV letter). The total for MM NOVs previously included investigations that were not of a multi-media nature; as of April 2021 the report has been adjusted to address this discrepancy.

² Includes radioactive waste and underground injection control cases

³ Includes Notices of Violation based on self-reported data

⁴ Includes Notices of Violation based on self-reported data

⁵ Active TCEQ AG Enforcement Cases attached

Active TCEQ AG Enforcement Cases as of 6/30/2021 (203)

| Case No. | Respondent | Projected Resolution FY21 |
|----------|--|---------------------------|
| 2880 | City of Port Arthur (contempt) | >1 Year |
| 3040 | Sam R. Dillon (receivership) | >1 Year |
| 5692 | Pulak Barua (appeal) | >1 Year |
| 5864 | Kathie Bryant/Buena Vista Water System (receivership) | <1 Year |
| 6394 | San Jacinto Utility Incorporated | >1 Year |
| 6991 | On Site Water Works | >1 Year |
| 7844 | ISO-TEX INC (Friendswood) / Thomas J. Maloney | >1 Year |
| 10945 | Shred Tech Inc | >1 Year |
| 24528 | English, Don L (receivership) | >1 Year |
| 25187 | David Priess & Randy Priess | >1 Year |
| 25207 | Thunderbird Bay Water Services Inc + Charles Schram and American Central Land Corp | <1 Year |
| 26902 | Van Der Horst U S A Corporation | >1 Year |
| 31305 | Villarreal, Juan Martin | >1 Year |
| 31746 | WSWS Company | >1 Year |
| 31942 | Zambrano, George | >1 Year |
| 35366 | Parrish, Charlie | >1 Year |
| 36130 | Novosad, Mattie | <1 Year |
| 36204 | Nelson, Patricia Ramsey and McPike, Ruby | >1 Year |
| 36768 | Crow Sr, Richard D | >1 Year |
| 36828 | Betts, Ira | >1 Year |
| 36893 | Bullard, Ryan and Parker, David | >1 Year |
| 36993 | Saucier, Lester A Jr | >1 Year |
| 37837 | Pleasure Point HOA et al (receivership) | >1 Year |
| 37842 | Kaufman, James | >1 Year |
| 37906 | Z.A.O., Inc./Thunderbird Oil/Ray Bell & Eugene Bell | >1 Year |
| 38136 | Virginia Franklin Fuller dba Franklin Water System 1 and Franklin Water System 3 | >1 Year |
| 38317 | B & H Group, Inc. and Asif Hemani | >1 Year |
| 38681 | Walia, Surjit Singh | <1 Year |
| 38751 | Templeton, William (contempt) | > 1 Year |
| 38811 | French, Michael Eugene | >1 Year |
| 38954 | Orange Co. v. Randy Romero, Tina Wallace, & Karen Stevens | >1 Year |
| 39142 | Esparza, Rodolfo | <1 Year |
| 39489 | Barcenas, Santos | >1 Year |
| 39757 | RANGER UTILITY COMPANY | >1 Year |
| 40110 | Grimes, Otila Tillie (contempt) | >1 Year |
| 40200 | Syll Holt, Kimberly Branson and Michael Branson dba Walnut Bend Water System | >1 Year |
| 40439 | Beverlin, Terry | >1 Year |
| 40452 | J&S Water Company, L.L.C. | >1 Year |
| 41070 | Chatarpal, Thakoor | >1 Year |
| 41707 | David Fenoglio / Sunset Water | >1 Year |
| 41906 | Jackson, George W | >1 Year |
| 41982 | Ramon C. Gonzales, Jr. dba Warren Road Subdivision Water Supply | <1 Year |
| 42001 | Essex, Dorothy A | >1 Year |
| 42079 | Harris, Kelly | > 1 Year |
| 42283 | EOLA Water Supply Corporation (includes case 48179) | >1 Year |
| 42419 | State of Texas v. Bulldog Tire Recycling, Inc. and Theodore M. Theil | >1 Year |

Active TCEQ AG Enforcement Cases as of 6/30/2021 (203)

| Case No. | Respondent | Projected Resolution FY21 |
|----------|--|---------------------------|
| 42802 | Harris Co. v. PMSV River Oaks | >1 Year |
| 43458 | Shawn M. Horvath/Aero Valley Water Service | >1 Year |
| 43966 | CASTLE WATER, INC., Boone Bennett and Lauren Bennett | >1 Year |
| 45189 | Nathan Lemuel Bruton | >1 Year |
| 45272 | Duncan, William Bartley | > 1 Year |
| 45503 | Austin Equipment Company, LC | >1 Year |
| 45890 | Suburban Utility Co | >1 Year |
| 45955 | Brown, Doris | >1 Year |
| 46172 | Ector Co. v. Quell Petroluem | >1 Year |
| 46237 | Grayson Co. v. Tim Sommers, James Glendening, Touche International, Inc., Trident Environmental (contempt) | >1 Year |
| 46270 | Ector Co. v. Plant Maintenance Svcs, et al | >1 Year |
| 46367 | Natividad Hernandez (contempt) | >1 Year |
| 46558 | Danny Ginez dba Jesse's Radiator & Muffler Shop | < 1 Year |
| 46658 | Haz-Pak Inc | >1 Year |
| 46947 | Hill Top Café | >1 Year |
| 47146 | Karen Reeves, Pleasant Ridge, Timber Creek | >1 Year |
| 47189 | WEIR BROS, INC. dba Weir Brothers Sand Pit | >1 Year |
| 47264 | Ector Co. v. Javelina Env'tl, Enrique Villanueva, and Thomas Contreras | >1 Year |
| 47725 | Falcons Lair Utility & Reclamation District | >1 Year |
| 47726 | Denton County Road Utility District 1 | >1 Year |
| 47750 | Ector Co. v. Ruiz Enterprises & Aaron Ruiz | >1 Year |
| 47914 | Ector Co. v. Freedom Tank Rentals & Mfg. | >1 Year |
| 47937 | Ector Co. v. Martin Muniz | >1 Year |
| 47940 | James Travis Lowman | >1 Year |
| 48071 | Ector Co. v. Audie Meade dba Aaa Septic Tank Svcs | >1 Year |
| 48178 | Moore, John L. and John C. (contempt) | >1 Year |
| 48482 | Robert Harold Payne | >1 Year |
| 48690 | Travis Co. v. Mohammad Khurshid | >1 Year |
| 49463 | Alamo Commercial Properties, Ltd. | >1 Year |
| 49595 | Ector Co. v. Fishing Tool Repair & Manufacturing | >1 Year |
| 50069 | John M. Brown | >1 Year |
| 50114 | Vanover, Rhonda | >1 Year |
| 50238 | Yarbrough, Shawn Mark / Walnut Ridge Estates | >1 Year |
| 50293 | Moody, Leroy | >1 Year |
| 50654 | Mifesh C-Store, S A Patel and K V Patel | >1 Year |
| 51455 | Village Of Surfside Beach | <1 Year |
| 51514 | Tom Green County FWSD 2 | >1 Year |
| 51736 | Las Palomas Water Services Company (52379 & 53739 merged w/this case) | > 1 Year |
| 51907 | Saeed A. Ally FKA Jeffco Reclamation & Storage, LLC | >1 Year |
| 51914 | Alamo Recycle of San Antonio and 6112 | >1 Year |
| 52084 | Travis Co. v. John Schleis | >1 Year |
| 52184 | Corey Steven Abel | >1 Year |
| 52272 | Michelle Tyson | >1 Year |
| 52324 | Lass Water Company, Inc. (15 water systems/5 regions) | >1 Year |
| 52773 | Fort Bend Co. v. Volkswagen/Audi et al | >1 Year |
| 52774 | Dallas Co. v. Volkswagen/Robert Bosch, LLC et al | >1 Year |

Active TCEQ AG Enforcement Cases as of 6/30/2021 (203)

| Case No. | Respondent | Projected Resolution FY21 |
|----------|---|---------------------------|
| 52775 | Montgomery Co. v. Volkswagen et al | >1 Year |
| 52776 | Victoria Co. v. Volkswagen et al | >1 Year |
| 52777 | Harris Co. v. Volkswagen et al | >1 Year |
| 52778 | Webb Co. v. Volkswagen et al | >1 Year |
| 52779 | State & Travis Co. v. Volkswagen et al | >1 Year |
| 52780 | Bexar Co. v. Volkswagen et al | >1 Year |
| 52781 | Ector Co. v. Volkswagen et al | >1 Year |
| 52782 | El Paso Co. v. Volkswagen et al | >1 Year |
| 52783 | Hunt Co. v. Volkswagen et al | >1 Year |
| 52784 | Tarrant Co. v. Volkswagen, et al | >1 Year |
| 52785 | Nueces Co. v. Volkswagen et al | >1 Year |
| 52786 | Hidalgo Co. v. Volkswagen et al | >1 Year |
| 52842 | Pasadena Refining System, Inc. | <1 Year |
| 53064 | William P. Easley dba We Recycle Texas (contempt) and Edward J. Rifenburg and Alma Van Nest as Executrix of Marie Celia Rifenburg | >1 Year |
| 53666 | Barnett, Norman | >1 Year |
| 53703 | Angelina County WCID 4 | <1 Year |
| 53717 | Jack Marley | >1 Year |
| 53757 | Petro-Tech Environmental, LLC | >1 Year |
| 54247 | THE PREMCOR REFINING GROUP INC. et al | >1 Year |
| 54292 | B, C & C MANAGEMENT, INC., SUR VALLEY TRANSPORT CO., and J. L. BARTH CO. (39004, 53351 cases merged and submitted to OAG) | <1 Year |
| 54572 | Walker Co. v. Volkswagon et al | >1 Year |
| 54573 | Taylor Co. v. Volkswagon et al | >1 Year |
| 54574 | Lubbock Co. v. Volkswagon et al | >1 Year |
| 54575 | Denton Co. v. Volkswagen/Robert Bosch, LLC et al | >1 Year |
| 54576 | Jefferson Co. v. Volkswagon et al | >1 Year |
| 54577 | Parker Co. v. Volkswagon et al | >1 Year |
| 54578 | Brazos Co. v. Volkswagon et al | >1 Year |
| 54683 | R&K FABRICATING INC | >1 Year |
| 54920 | Felipe Posada dba Key Road Subdivision (contempt) | >1 Year |
| 54926 | Tire Recycling & Processing LLC dba Santa Anita Reclamation | >1 Year |
| 54937 | Sha-Ada Group LLC | >1 Year |
| 54999 | Quinn Marshall Smith | >1 Year |
| 55154 | Harris Co. v. Joel Burkholder | >1 Year |
| 55294 | Harris Co. v. Webb & Webb Construction, LLC | >1 Year |
| 55324 | The Dow Chemical Company | >1 Year |
| 55388 | Hunt Co. v. Fiat-Chrysler | >1 Year |
| 55388 | Harris Co. v. Fiat-Chrysler | >1 Year |
| 55388 | Bee Co. v. Fiat-Chrysler | >1 Year |
| 55388 | Tarrant Co. v. Fiat-Chrysler | >1 Year |
| 55388 | Dallas Co. v. Fiat-Chrysler | >1 Year |
| 55388 | Cameron Co. v. Fiat-Chrysler | >1 Year |
| 55388 | El Paso v. Fiat-Chrysler | >1 Year |
| 55388 | Randall Co. v. Fiat-Chrysler | >1 Year |
| 55388 | Montgomery Co. v. Fiat-Chrysler | >1 Year |

Active TCEQ AG Enforcement Cases as of 6/30/2021 (203)

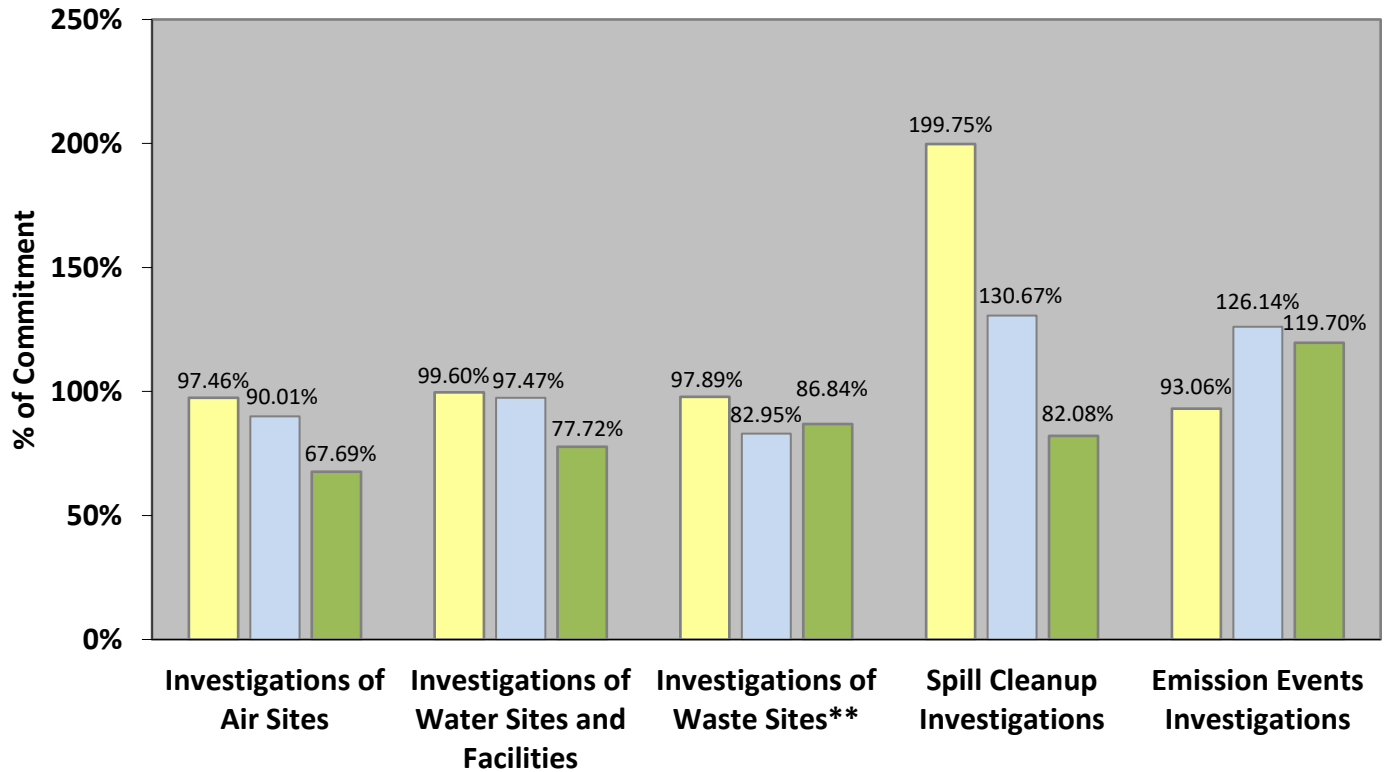
| Case No. | Respondent | Projected Resolution FY21 |
|----------|---|---------------------------|
| 55388 | Bowie Co. v. Fiat-Chrysler | >1 Year |
| 55389 | RESEARCH LABORATORIES, INC. dba Custom Packaging and Joe Yarbrough | >1 Year |
| 55531 | Huntsman Petrochemical LLC | >1 Year |
| 55657 | Total Petrochemicals & Refining USA Inc. | >1 Year |
| 55659 | ExxonMobil Oil Corporation | >1 Year |
| 55674 | Perrin Water Systems, Inc., Texas Rain Holdings, Robert/David Fenoglio, Wallace ("Butch") Hardie (receivership) | >1 Year |
| 55724 | Devine Convenience LLC | >1 Year |
| 55827 | TEX-Q Express Inc | >1 Year |
| 55860 | Nuvira Hospitality, Inc./Ramesh Raj/Rohit Kumar dba Anchor Mote | >1 Year |
| 56001 | Harris Co. v. Jose A. Flores & Nohemy A. Granados-Flores | >1 Year |
| 56035 | Travis Co. V. Robert Grote Jr. and Diamond G Ventures, Inc. | >1 Year |
| 56284 | Liberty Co. v. Arkema Inc. | >1 Year |
| 56429 | Barbara Burch | >1 Year |
| 56439 | Harris Co. v. Arkema, Inc. | >1 Year |
| 56498 | Wichita Co. v. Wells Fargo Bank | >1 Year |
| 56511 | TPC Group, LLC | >1 Year |
| 56763 | Harris Co. v. Affordable Land Services, LLC | >1 Year |
| 57006 | Harris Co. v. Aloysius Ikwuezunma | >1 Year |
| 57092 | Harris Co. v. TRC Waste Services, LLC, Winston A. Norman and Estate of Alton Bridges | >1 Year |
| 57121 | Richard Billings / Oak Hills Ranch Water (also case #s 47244 & 49950) | >1 Year |
| 57160 | Oakhollow MH Park | >1 Year |
| 57447 | J.T. and Linda Horn | >1 Year |
| 57450 | EM Biogas LLC dba Huckabay Ridge | >1 Year |
| 57465 | Blue Star Recycling, LLC, CCR Equity Holdings One, LLC, Almira Industrial and Trading Corporation and Chris Ganter | >1 Year |
| 57620 | Craft-Turney Water Supply Corporation & Arrington Lumber & Pallet Company, Inc. | >1 Year |
| 57942 | Blue Ridge Landfill TX, LP | >1 Year |
| 57981 | Triple P.G. Sand Development, L.L.C.; Guniganti Family Property Holdings, L.L.C.; Prabhakar R. Guniganti; and Guniganti Children's 1999 Trust | <1 Year |
| 57996 | Harris Co. v. ExxonMobil Corporation (Decker Drive) | >1 Year |
| 58052 | Harris Co. v. Houston Refining, LP | >1 Year |
| 58077 | HFOTCO LLC | >1 Year |
| 58285 | Paso Del Norte Materials, LLC | >1 Year |
| 58296 | Shell Oil Company | >1 Year |
| 58332 | Exxon Mobil Corporation | >1 Year |
| 58498 | KM Liquid Terminals LLC | >1 Year |
| 58718 | LIBERTY MATERIALS, INC. | <1 Year |
| 58822 | Dale Haggard dba Whispering Pines Subdivision | >1 Year |
| 58927 | Harris Co. v. SESCO Cement, Corp. | >1 Year |
| 59091 | Antonial (Tony) Q. Butler | >1 Year |
| 59155 | Harris Co. v. ExxonMobil Corporation | >1 Year |
| 59321 | Motiva Enterprises, LLC | >1 Year |
| 59367 | Harris Co. v. D.L. Glover, Inc. | >1 Year |
| 59536 | Intercontinental Terminals Company LLC | >1 Year |
| 59574 | ExxonMobil Baytown Olefins Plant (explosion (July fire) | >1 Year |

Active TCEQ AG Enforcement Cases as of 6/30/2021 (203)

| Case No. | Respondent | Projected Resolution FY21 |
|----------|--|---------------------------|
| 59656 | Inland Recycling, LLC, Inland Environmental and Remediation, Inc., David Polson, Boundary Ventures, and Kenneth Owens | >1 Year |
| 60536 | Harris Co. v. Project Storm LLC | >1 Year |
| 60551 | Harris Co. v. Pullman-Sage Processing, LLC | >1 Year |
| 60569 | Harris Co. v. Osies, Inc. | >1 Year |
| 60578 | Harris Co. v. Patricia McKinney | >1 Year |
| 60579 | Harris Co. v. Watson Grinding and Manufacturing Co. | >1 Year |
| 60610 | Montgomery Co. v. Ector Barrera, Justin R. Hasara, J & H Joint Land Ventures, Hasara Land Services, and Ash-Gram Materials | >1 Year |
| 60626 | Harris Co. v. Felix Escobedo | >1 Year |
| 60828 | Harris Co. v. Mario Perez and Teresa Perez | >1 Year |
| TBD | Bowie Co. v. Volkswagen et al | >1 Year |
| TBD | Randall Co. v. Volkswagen et al | >1 Year |
| TBD | Leon Co. v. Volkswagen et al | >1 Year |
| TBD | Harrison Co. v. Volkswagen et al | >1 Year |
| TBD | Burnet Co. v. Volkswagen et al | >1 Year |
| TBD | Harris Co. v. Exxon Mobil Corporation | >1 Year |
| TBD | Harris Co. v. ExxonMobil Chemical (Baytown Olefins Plant) | >1 Year |
| TBD | Harris Co. v. J&S Water Company, L.L.C. | >1 Year |
| TBD | Harris Co. v. USA Waste of Texas Landfills, Inc. | >1 Year |
| TBD | Harris Co. v. Lumina Global Inc. | >1 Year |
| TBD | Harris Co. v. Carlos Garcia and Gustavo Adolfo Garcia (TexCar Auto Body Shop) | >1 Year |
| TBD | Harris Co. v. Wesley Gene Zarsky | >1 Year |
| TBD | Harris Co. v. Alireza Lahijani, Individually and dba MEGA | >1 Year |
| TBD | Harris County, Texas and Harris County Flood Control District v. Ricardo F. Romero & Laura Romero & R & L Building Group, Inc. | >1 Year |
| TBD | City of Morgan's Point v. Frontier Logistics, L.P. & Barbours Cut Whse, LP | >1 Year |

FY21 LBB Performance Measures*
OCE Investigative Activities

■ FY2019
 ■ FY2020
 ■ FY2021 Through June 30, 2021



| Performance Measure* | FY2019 Annual Commitment | FY2019 Investigations Completed | FY2020 Annual Commitment | FY2020 Investigations Completed | FY2021 Annual Commitment | Total Investigations Completed (through 6/30/21) |
|--|--------------------------|---------------------------------|--------------------------|---------------------------------|--------------------------|--|
| Investigations of Air Sites | 11,177 | 10,893 | 11,177 | 10,060 | 11,177 | 7,566 |
| Investigations of Water Sites and Facilities | 13,144 | 13,092 | 13,144 | 12,812 | 13,144 | 10,215 |
| Investigations of Waste Sites** | 10,000 | 9,789 | 10,200 | 8,461 | 10,200 | 8,858 |
| Spill Cleanup Investigations | 1,200 | 2,397 | 1,200 | 1,568 | 1,200 | 985 |
| Emission Events Investigations | 5,000 | 4,653 | 5,000 | 6,307 | 5,000 | 5,985 |

* Please note that the reporting of monthly investigations for the purpose of State Performance Measures is based on the approved definitions through the Legislative Budget Board (LBB). TCEQ's Annual Enforcement Report provides end of fiscal year totals of investigations and other similar evaluations that are part of an expanded universe beyond LBB definitions. Following are the numbers of "Total Investigations" reported in the TCEQ Annual Enforcement Report: FY2019: 107,660; FY2020: 108,236.

** The LBB increased the target for this performance measure in FY20.