

Appendix D: Annual Enforcement Report FY2025-Criminal Convictions

1. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Kenneth Earl Vess Sr.	PI	1 Individual	1		09/16/24
On September 16, 2024, Kenneth Vess entered a plea of guilty to one felony count of Tampering with a Government Record, in violation of Texas Penal Code (TPC) Section 37.10. Mr. Vess was ordered to serve four years in jail. An investigation by TCEQ ECU determined Mr. Vess falsified scrap tire manifests. The case was prosecuted by the Henderson County District Attorney's Office.					

2. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Kenneth Earl Vess Sr.	SW	1 Individual	1		09/16/24
On September 16, 2024, Kenneth Vess entered a plea of guilty to one felony count of Illegal Dumping, in violation of Texas Health and Safety Code (THSC) Section 365.012. Mr. Vess was ordered to serve 15 months in jail. An investigation by TCEQ ECU determined Mr. Vess illegally dumped scrap tires. The case was prosecuted by the Henderson County District Attorney's Office.					

3. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Richard Kollin	PI	1 Individual		2	10/02/24
On October 2, 2024, a jury found Richard Kollin guilty of two misdemeanor counts of Deceptive Business Practice, in violation of TPC Section 32.42. Kollin was ordered to pay a fine of \$8,000. An investigation by TCEQ ECU determined Mr. Kollin bought advertisements claiming he was licensed by TCEQ to install septic systems when he was not in fact licensed. The case was prosecuted by the Tyler County District Attorney's Office.					

4. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Juan Bravo Jr.	SW	1 Individual	1		11/04/24
On September 24, 2024, Juan Francisco Bravo, Jr. entered a plea of guilty to one felony count of illegal dumping, in violation of THSC Section 365.012. On November 4, 2024, Mr. Bravo was ordered to serve four years of community supervision with a special condition he cleans up the property and complies with TCEQ Docket No. 2023-1024-MLM-E. An investigation conducted by the Texas Parks and Wildlife Department (TPWD), Atascosa Sheriff's Office, and TCEQ ECU determined Mr. Bravo allowed roofing contractors to dump roofing shingles at his property which he then buried. The case was prosecuted by the 81st District Attorney's Office.					

5. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Nahum Gonzalez Martinez	SW	1 Individual	1		12/10/24
On December 10, 2024, Nahum Gonzalez Martinez entered a plea of guilty to one felony count of illegal dumping, in violation of THSC Section 365.012. Mr. Martinez was ordered to serve one year in county jail, which was suspended for one year of community supervision and ordered to pay \$4,000 in fines. An investigation conducted by TPWD, Atascosa Sheriff's Office, and TCEQ ECU determined Mr. Martinez illegally dumped waste roofing shingles at an unpermitted site. The case was prosecuted by the 81st District Attorney's Office.					

6. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Gregory Z. Thompson	AIR	1 Individual		1	02/05/25
On February 5, 2025, Gregory Z. Thompson entered a plea of guilty to one count of illegal burning, in violation of Texas Water Code (TWC) Section 7.177(a)(5). Mr. Thompson was granted a deferred disposition for 30 days and ordered to pay a \$30 fine. An investigation conducted by TCEQ ECU established Mr. Thompson transported and illegally burned wood waste on his property. The case was prosecuted by the Smith County District Attorney's Office.					

7. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Tobey Ellen Bright	SW	1 Individual	1		02/25/25
On February 25, 2025, Tobey Ellen Bright entered a plea of guilty to one felony count of Tampering with or Fabricating Physical Evidence, in violation of TPC Section 37.09. Ms. Bright was ordered to serve three years of deferred adjudication and to pay a \$500 fine. An investigation conducted by TCEQ ECU determined Ms. Bright illegally dumped scrap tires at an unpermitted site. Ms. Bright pled guilty to the illegal dumping under TPC Section 12.45, and the offense was taken into consideration when punishment was assessed for the TPC Section 37.09 charge. The case was prosecuted by the Wood County District Attorney's Office.					

8. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Michael Cornell Franklin	SW	1 Individual		1	03/25/25
On March 25, 2025, Michael Cornell Franklin entered a plea of guilty to one misdemeanor count of illegal dumping, in violation of THSC Section 365.012. Mr. Franklin was sentenced to one day in county jail and ordered to pay a \$1,000 fine. An investigation conducted by Smith County Sheriff's Office and TCEQ ECU determined Mr. Franklin dumped scrap tires and other solid waste at an unpermitted site. The case was prosecuted by the Smith County Attorney's Office.					

9. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Jose Maury Perdomo Cordon	AIR/PI	1 Individual		1	03/26/25
On March 26, 2025, Jose Maury Perdomo Cordon entered a plea of guilty to one count of Fraudulent Emissions Inspection, in violation of Texas Transportation Code Section 548.6035. Mr. Cordon was placed on deferred adjudication probation for one year. A joint investigation conducted by the Houston Police Department Environmental Investigations Unit (HPD EIU), Texas Department of Public Safety Criminal Investigation Division (DPS CID), and TCEQ ECU determined Mr. Cordon falsified vehicle emissions testing results. The case was prosecuted by the Harris County District Attorney's Office.					

10. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Otoniel Avisai Maravilla	SW	1 Individual	1		03/31/25
On March 31, 2025, Otoniel Avisai Maravilla was found guilty of one felony count of illegal dumping, in violation of THSC Section 365.012. Mr. Maravilla was sentenced to three days in the county jail. An investigation conducted by TCEQ ECU determined Mr. Maravilla dumped waste consisting of three pallets of borax decahydrate at an unpermitted site. The case was prosecuted by the Harris County District Attorney's Office.					

11. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Aghorn Operating, Inc	AIR/DW	1 Individual 2 Corporations	2	2	04/15/25
On April 15, 2025, Aghorn Operations Inc. entered a plea of guilty to one count of violating 42 U.S.C. § 7413(c)(4), Negligent Endangerment under the Clean Air Act (CAA) and one count of violating 29 U.S.C. § 666(e), willful violation of an Occupational Safety and Health Administration (OSHA) Act regulation, which resulted in the death of an employee, Jacob Dean, and his wife, Natalee Dean. Aghorn was ordered to pay \$1,000,000 in fines, serve two years of probation, maintain a set of improvements during its period of probation, and report to the court in six-month intervals of measures it took to prevent backsliding or to improve on that standard. On April 15, 2025, Trent Day pleaded guilty to one count of violating 42 U.S.C. § 7413(c)(4), Negligent Endangerment under the CAA. Mr. Day was ordered to serve a term of five months' incarceration. Mr. Day was also required to serve a term of one year of supervised release upon release from prison. On April 15, 2015, Kodiak Roustabout, Inc. pleaded guilty to violation 18 U.S.C. § 1001, making a materially false statement regarding well integrity testing that is required under the Safe Drinking Water Act. Kodiak was sentenced to pay a \$400,000 fine and complete a one-year term of probation and guarantee that at least 33 tests conducted for Aghorn's wells during its probation are witnessed or conducted by a third party. The U.S. Environmental Protection Agency's Criminal Investigation Division (EPA CID) conducted the investigation, with assistance from the Texas Commission on Environmental Quality, Texas Railroad Commission, Ector County Environmental Enforcement, and the Odessa Fire Department, and determined Aghorn and Trent Day violated provisions of the CAA and OSHA, which resulted in the death of two people, and determined Kodiak made materially false statements under the SDWA. The case was prosecuted by the U.S. Attorney's Office, Western District of Texas.					

12. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Dlubak Glass Company	PI	1 Corporation	1		04/29/25
On December 2, 2024, Dlubak Glass Company pleaded guilty to 18 U.S.C § 1001(a)(2), for providing false statements to Federal Agencies and Agents. On April 29, 2025, Dlubak Glass Company was ordered to pay a \$100,000 in fines and serve four years' probation. An investigation conducted by TCEQ ECU and EPA CID determined Dlubak Glass Company knowingly submitted false information to the EPA and the TCEQ regarding lead contaminated CRT glass waste. The case was prosecuted by the U.S. Attorney's Office, Northern District of Texas.					

13. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Antonio Reyes	AIR	1 Individual		1	05/06/25
On February 5, 2025, Antonio Reyes entered a plea of no contest to one count of illegal burning, in violation of TWC Section 7.177(a)(5). Mr. Reyes was ordered to pay a \$576 fine. An investigation conducted by TCEQ ECU established Mr. Reyes intentionally burned a trailer house on his property. The case was prosecuted by the Jefferson County Attorney's Office.					

14. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
William Kuss	SW	1 Individual		1	05/15/25
On March 31, 2025, William Kuss was found guilty of one misdemeanor count of illegal dumping, in violation of THSC Section 365.012. Mr. Kuss was sentenced to serve one day in the county jail and ordered to pay a \$500 fine. An investigation conducted by TCEQ ECU determined Mr. Kuss dumped waste consisting of scrap tires at an unpermitted site. The case was prosecuted by the Wood County District Attorney's Office.					

15. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
John Manuel Rodriguez	AIR/PI	1 Individual	1		06/30/25
On June 30, 2025, John Manuel Rodriguez pleaded guilty to one count of Tampering with a Governmental Record, in violation of TPC Section 37.10. Mr. Rodriguez was ordered to serve two years' deferred adjudication. Mr. Rodriguez was also required to pay a donation of \$2,000 to the American Youth Works and is prohibited from securing employment in the vehicle inspection industry, as conditions of his probation. DPS CID, HPD EIU and TCEQ ECU investigated and determined Mr. Rodriguez falsified vehicle emission testing information. The case was prosecuted by the Harris County District Attorney's Office.					

16. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Diana Sanchez	AIR/PI	1 Individual		1	07/03/25
On July 3, 2025, Diana Sanchez pleaded guilty to one count of Tampering with Witness, in violation of TPC Section 36.05. Ms. Sanchez was ordered to serve two years' deferred adjudication. Ms. Sanchez also agreed to pay a donation of \$1,500 to the American Youth Works. DPS CID, HPD EIU, and TCEQ ECU investigated and determined Ms. Sanchez tampered with a witness during an investigation involving falsified vehicle emission testing information. The case was prosecuted by the Harris County District Attorney's Office.					

17. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
CR 1114 Tire Site	SW	1 Individual	1		07/07/25
On July 07, 2025, Christian Rashun Collins pleaded guilty to one felony count of illegal dumping, in violation of THSC Section 365.012 and possession of a controlled substance, in violation of THSC Chapter 481. The illegal dumping offense was taken into consideration under TPC Section 12.45, when punishment was assessed for the possession charge. Mr. Collins was sentenced to eight years of deferred adjudication. TCEQ ECU assisted with a Smith County Sheriff's Office investigation, which determined Mr. Collins illegally dumped scrap tires. The case was prosecuted by the Smith County District Attorney's Office.					

18. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Isaac Valle	AIR/PI	1 Individual	1		07/22/25
On July 22, 2025, Isaac Valle pleaded guilty to one count of Tampering with Governmental Record, in violation of TPC Section 37.10. Mr. Valle was ordered to serve two years' deferred adjudication. Mr. Valle was also required to pay a donation of \$3,000 to the American Youth Works and is prohibited from securing employment in the vehicle inspection industry, as conditions of his probation. DPS CID, HPD EIU, and TCEQ ECU investigated and determined Mr. Rodriguez falsified vehicle emission testing information. The case was prosecuted by the Harris County District Attorney's Office.					

19. Case Name	Media Type	Number of Defendants	Felony Counts	Misdemeanor Counts	Date of Case Resolution
Texas Tank Services	DW/PI	2 Individuals		2	08/12/25
On August 12, 2025, Ashley Kemp pleaded guilty to Tampering with a Governmental record, in violation of TPC Section 37.10. Ashley Kemp was ordered to serve two years' probation and pay a \$500 fine. On August 12, 2025, Jessica Moton pleaded guilty to Tampering with a Governmental record, in violation of TPC Section 37.10. Jessica Moton was ordered to serve two years' probation and pay a \$500 fine. Both Kemp and Moton were also ordered to pay restitution, joint and severable with codefendants, in the amount of \$2,653 to the City of Bryan. An investigation conducted by TCEQ ECU determined Ms. Kemp and Ms. Moton generated fraudulent water tank inspection reports and a certification of annual inspection and submitted them to the City of Bryan. The case was prosecuted by the Brazos County District Attorney's Office.					

Abbreviations and Acronyms

AIR = air quality

CAA = Clean Air Act

DPS CID = Texas Department of Public Safety Criminal Investigation Division

DW = drinking water

ECU = Environmental Crimes Unit

EPA = Environmental Protection Agency Criminal Investigation Division

HPD EIU = Houston Police Department Environmental Investigations Unit

OSHA = Occupational Safety and Health Administration

PI = program integrity

SW = solid waste

SDWA = Safe Drinking Water Act

TCEQ = Texas Commission on Environmental Quality

THSC = Texas Health and Safety Code

TPC = Texas Penal Code

TWC = Texas Water Code

U.S.C. = United States Code