

**From:** [Jonathan Walling](#)  
**To:** [REDACTED]  
**Cc:** [OCE](#)  
**Subject:** Enforcement Discretion Request- MFG Chemical  
**Date:** Monday, April 27, 2020 1:10:38 PM

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Good afternoon, Mr. Wilson:

The TCEQ has reviewed your request for enforcement discretion. It has been determined that the appropriate course of action is for your extension request to be reviewed and considered by the TCEQ Air Permits Division, under provisions of 30 TAC §116.120(b), as opposed to enforcement discretion from the TCEQ Office of Compliance & Enforcement.

Please contact Rebecca Partee, TCEQ Air Permits Division, New Source Review Permits Section Manager, at 512-239-0278 or at [rebecca.partee@tceq.texas.gov](mailto:rebecca.partee@tceq.texas.gov) for additional information.

Regards,

Jonathan Walling, Area Director  
Coastal & East Texas Area  
Texas Commission on Environmental Quality

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**From:** John Wilson <[REDACTED]>  
**Sent:** Friday, April 24, 2020 4:44 PM  
**To:** Ramiro Garcia <[ramiro.garcia@tceq.texas.gov](mailto:ramiro.garcia@tceq.texas.gov)>; OCE <[OCE@tceq.texas.gov](mailto:OCE@tceq.texas.gov)>; Ramiro Cruz <[ramiro.cruz@tceq.texas.gov](mailto:ramiro.cruz@tceq.texas.gov)>; AIRPERM <[AIRPERM@tceq.texas.gov](mailto:AIRPERM@tceq.texas.gov)>  
**Subject:** Enforcement Discretion Request

MFG Chemical's (CN605489848; RN100219096) NSR Operating Permit (22099) was renewed on 12/20/18 and subsequently altered on 4/5/19. The permit requires the installation of a calorimeter on the facility flare, which we had planned on installing in May, prior to the 18 month deadline to complete construction. We have purchased all of the equipment and spent substantially more than 10% of the total project cost.

We're having to temporarily shutdown our Pasadena Operations and furlough the vast majority of employees due to the severe economic downturn associated with the pandemic. Hopefully the shutdown will last 4-6 weeks. We're requesting an extension for the deadline to install the equipment for 18 months per 30 TAC 116.120(b) and discretion from enforcement.

Please let me know if you have any questions, need any additional information or require a hard copy of this request.

Thanks,

*John*

**John Wilson**

Manager of Environmental and Regulatory Affairs


**MFG Chemical, LLC.**



Pasadena Address: 9700 Bayport Blvd.

Pasadena, TX 77507

Corporate Address: 1804 Kimberly Park Dr.

Dalton GA 30720

 (281) 291-2346

   
[www.mfgchemical.com](http://www.mfgchemical.com)

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