



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

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March 20, 2017

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Mr. Nelson Thibodeaux
5612 Coventry Court
Colleyville, Texas 76034

Mr. Worthy Williams
1801 South Wheeler Street
Jasper, Texas 75951

Re: Proposed Agreed Order
Nelson J. Thibodeaux and Worthy Lee Williams; RN109201434
Docket No. 2017-0250-MSW-E; Enforcement Case No. 54027
FOR SETTLEMENT PURPOSES ONLY

Dear Mr. Thibodeaux:

The Executive Director of the Texas Commission on Environmental Quality ("Commission" or "TCEQ") is pursuing an enforcement action against you for violations of the Texas Health & Safety Code and/or Commission Rules. These violations were discovered during investigations conducted on April 27, 2016, record reviews conducted on January 26, 2017, and documented in letters dated February 8, 2017, from the TCEQ Beaumont Regional Office.

Please find enclosed a proposed agreed order which we have prepared in an attempt to expedite this enforcement action. The order assesses an administrative penalty of \$2,725. We are proposing a one-time offer to defer \$545 of the administrative penalty if you satisfactorily comply with all the ordering provisions within the time frames listed. Therefore, the administrative penalty to be paid is \$2,180. The order also identifies the violations that we are addressing and identifies specific technical requirements necessary to resolve them.

If you have any questions regarding this matter, we are available to discuss them in a conference in Austin or over the telephone. If we reach agreement in a timely manner, the TCEQ will then proceed with the remaining procedural steps to settle this matter. These steps include publishing notice of the proposed order in the *Texas Register*, and scheduling the matter for approval by the Commission. We believe that handling this matter expeditiously could save you and the TCEQ a significant amount of time, as well as the expense associated with litigation.

Enclosed for your convenience is a return envelope. If you agree with the order as proposed, please sign and return the original order **and** the penalty payment (check payable to "TCEQ" and referencing Nelson J. Thibodeaux and Worthy Lee Williams, Docket No. 2017-0250-MSW-E) to: