



STATE OF MISSISSIPPI
PHIL BRYANT
GOVERNOR
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
GARY C. RIKARD, EXECUTIVE DIRECTOR

November 3, 2014

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Mr. Scott Miller
Torque Converters Inc
151 Industrial Drive
Ashland, MS 38603

**Re: Torque Converters Inc
Agreed Order No. 6467 14**

Dear Mr. Miller:

Enclosed you will find a copy of Agreed Order No. 6467 14, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Gary Rikard, on behalf of the Mississippi Commission on Environmental Quality.

The enclosed Order assesses a civil penalty. The penalty payment, when due, should be made by check payable to the Mississippi Department of Environmental Quality and returned in the enclosed, self-addressed envelope to the MDEQ Fees Division at P.O. Box 2339, Jackson, MS 39225.

If you have any questions regarding your obligations under the enclosed order, please contact Mohammad Yassin at (601) 961-5195.

Sincerely,

A handwritten signature in cursive script that reads "Chris Sanders".

Chris Sanders, P.E.
Chief, Environmental Compliance and Enforcement Division

Enclosure
cc: Mohammad Yassin

Agency Interest No. 436
ENF20140004

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6467 147

TORQUE CONVERTERS INC
151 INDUSTRIAL DRIVE
ASHLAND, MISSISSIPPI 38603

RESPONDENT

AGREED ORDER

COME NOW the Mississippi Commission on Environmental Quality (Commission), acting through the staff and Executive Director of the Mississippi Department of Environmental Quality (MDEQ), Complainant, and Torque Converters Inc, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated April 2, 2013, February 6, 2014, May 14, 2014, and September 17, 2014; Respondent was contacted by Complainant and notified of the following violations at its facility located at One TCI Drive, Ashland, Mississippi in Benton County:

- A. From October 1 to December 31, 2012, the average monthly ammonia nitrogen concentration of 3.0 mg/L exceeded the permitted limit of 2.0 mg/L by 50%.
- B. From July 1 to September 30, 2013, the average monthly ammonia nitrogen concentration of 17.7 mg/L exceeded the permitted limit of 2.0 mg/L by 785%.
- C. From October 1 to December 31, 2013, the average monthly ammonia nitrogen concentration of 34 mg/L exceeded the permitted limit of 2.0 mg/L by 1,600%.
- D. From January 1 to March 31, 2014, the average monthly ammonia nitrogen concentration of 42.7 mg/L exceeded the permitted limit of 2.0 mg/L by 2,035%.
- E. From April 1 to June 30, 2014, the average monthly ammonia nitrogen

concentration of 17.6 mg/L exceeded the permitted limit of 2.0 mg/L by 780%.

By letters dated December 10, 2013, April 18, 2014, and September 30, 2014, Respondent alleged to have implemented corrective action measures that have resulted in a return to compliance with the applicable permits and regulations.

2.

In lieu of a formal enforcement hearing concerning the violations listed above, Complainant and Respondent agree to settle this matter as follows:

- A. Respondent agrees to pay and Complainant agrees to accept a civil penalty in the amount of \$6,250. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director. The settlement payment shall be submitted to:

Mississippi Department of Environmental Quality
Attn: Jennifer Parish
P.O. Box 2339
Jackson, MS 39225

3.

Nothing in this Agreed Order shall limit the rights of MDEQ or the Commission in the event Respondent fails to comply with this Agreed Order. The Agreed Order shall be strictly construed to apply to those matters expressly resolved herein.

4.


Nothing contained in this Agreed Order shall limit the rights of MDEQ or the Commission to take enforcement or other actions against Respondent for violations not addressed herein and for future violations of environmental laws, rules, and regulations.

5.

Respondent understands and acknowledges that it is entitled to an evidentiary hearing before the Commission pursuant to Miss. Code Ann. § 49-17-31, and that it has made an informed waiver of that right.

ORDERED, this the 30th day of OCTOBER, 2014.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

BY: 
GARY C. RIKARD
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 27 day of OCTOBER, 2014.

TORQUE CONVERTERS INC

BY: Scott Miller

TITLE: OPERATIONS

STATE OF Mississippi

COUNTY OF Benton

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named SCOTT Miller who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the Operative Manager of Torque Converters Inc and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 27 day of October, 2014.

Marjorie Jimmerson
NOTARY PUBLIC

My Commission expires: 8/8/2016

