



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

April 8, 2019

**CERTIFIED MAIL/RETURN RECEIPT REQUESTED**

Mr. Glenn Caldwell  
Anderson Regional Medical Center  
2124 14th Street  
Meridian, MS 39301

**Re: Anderson Regional Medical Center  
Agreed Order No. 6933 19**

Dear Mr. Caldwell:

Enclosed you will find a copy of Agreed Order No. 6933 19, 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 Accounts Receivable at P.O. Box 2339, Jackson, MS 39225.

If you have any questions regarding your obligations under the enclosed order, please contact Bradley Justice at (601) 961-5064.

Sincerely,

A handwritten signature in blue ink that reads "Mark Williams".

Mark Williams, P.E., BCEE, Chief  
Waste Division

Enclosure  
cc: Bradley Justice

Agency Interest No. 70495  
ENF20190001

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO.

**6933 19<sup>th</sup>**

ANDERSON REGIONAL MEDICAL CENTER  
2124 14TH STREET  
MERIDIAN, MISSISSIPPI 39301

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 Anderson Regional Medical Center, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated October 26, 2018, Respondent was contacted by Complainant and notified of the following violations at the Anderson Regional Medical Center facility (facility) at 2124 14<sup>th</sup> Street, Meridian, MS, 39301 in Lauderdale County identified as the result of a Compliance Evaluation Inspection conducted by MDEQ on September 11, 2018:

- A. 40 CFR Part 262.15(a)(5)(i); satellite accumulation containers shall be labeled with the words "Hazardous Waste." Satellite containers on the hospital floors did not include the "Hazardous Waste" label.
- B. 40 CFR Part 262.15(a)(5)(ii); satellite accumulation containers shall include a label with the indication of the hazards of the contents of containers. Satellite containers on the hospital floors did not include the "indicator label."

- C. 40 CFR Part 262.15(a)(5)(i); central accumulation containers shall be labeled with the words "Hazardous Waste." Containers in the central accumulation area did not have any hazardous waste labels. The labels were added by the contractor at shipping.
- D. 40 CFR Part 262.15(a)(5)(ii); central accumulation containers shall include a label with the indication of the hazards of the contents of containers. As per (C) above, the indicator labels were added by the contractor at shipping.
- E. 40 CFR Part 262.17(a)(1)(v); Inspections. Weekly inspections were not documented so the Complainant could not verify that the inspections were being conducted.
- F. 40 CFR Part 262.17(a)(6); Emergency Procedures. No formal contingency plan as detailed in Subpart M was available at the time of the inspection.

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 \$11,000.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director or his designee. The settlement payment shall be submitted to:
  - Mississippi Department of Environmental Quality
  - Attn: Accounts Receivable
  - P.O. Box 2339
  - Jackson, MS 39225
- B. Complainant agrees that Respondent has addressed the violations cited in Parts 1.A through 1.F to return the facility to compliance, based on the actions described in Respondent's correspondence dated November 8, 2018. Respondent agrees to continue these corrective measures and other actions necessary to maintain compliance conditions at the facility.

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 5<sup>th</sup> day of APRIL, 2019.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

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

AGREED, this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

ANDERSON REGIONAL MEDICAL CENTER

BY: [Signature]

TITLE: PRESIDENT/CEO

STATE OF Mississippi

COUNTY OF Lauderdale

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named John G. Anderson who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the President/CEO of Anderson Regional Medical Center and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 19 day of March, 2019.

[Signature]  
NOTARY PUBLIC



My Commission expires: 1-19-23