



State of Mississippi

TATE REEVES

Governor

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

CHRIS WELLS, EXECUTIVE DIRECTOR

January 10, 2023

CERTIFIED MAIL# 7019 1120 0000 4785 9026

Mr. Terry Goggans
ADLAM Films LLC
62 County Road 520
Shannon, Mississippi 38868

**Re: ADLAM Films LLC
Order No. 7231 23**

Dear Mr. Goggans:

Enclosed you will find a copy of Order No. 7231 23, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Chris Wells, 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 Brad Justice at (601) 961-5064 or bjustice@mdeq.ms.gov.

Sincerely,

A handwritten signature in blue ink that reads "Trent Jones".

Trent Jones, P.E., BCEE
Chief, Waste Division

Enclosure

Agency Interest No. 35058
ENF20220002

OFFICE OF POLLUTION CONTROL

POST OFFICE BOX 2261 • JACKSON, MISSISSIPPI 39225-2261 • TEL: (601) 961-5171 • FAX: (601) 354-6612 • www.mdeq.ms.gov

Facebook: [@mdeq.ms](https://www.facebook.com/mdeq.ms) • Twitter: [@MDEQ](https://twitter.com/MDEQ) • Instagram: [@MDEQ](https://www.instagram.com/MDEQ)

AN EQUAL OPPORTUNITY EMPLOYER

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

7231 23

VS.

ORDER NO. 7231 23

ADLAM FILMS LLC
62 COUNTY ROAD 520
SHANNON, MISSISSIPPI 38868

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 ADLAM Films LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated May 3, 2022, Respondent was contacted by Complainant and notified of the following violations at its facility located at 62 County Road 520, Shannon, Mississippi in Lee County. At the time of the inspection, Respondent was considered to be a large quantity generator and cited for violations of 11 Mississippi Admin Code Part 3, Chapter 1, Rule 1.3:

- A. Pursuant to 40 C.F.R. Part 262.15(a)(5)(i), a generator must mark or label its containers with the words "Hazardous Waste".
- B. Pursuant to 40 C.F.R. Part 262.15(a)(4), a container holding hazardous waste must be closed at all times during accumulation.
- C. Pursuant to 40 C.F.R. Part 262.17(a)(1)(v), at least weekly, the large quantity generator must inspect central accumulation areas (CAAs).
- D. Pursuant to 40 C.F.R. Part 262.17(a)(7)(iii), facility personnel must take part in an annual review of the initial training required by 40 C.F.R. Part 262.17(a)(7)(i).

- E. Pursuant to 40 C.F.R. Part 262.17(a)(6), the large quantity generator complies with the standards in Subpart M of this part, Preparedness, Prevention, and Emergency Procedures for Large Quantity Generators.

2.

In lieu of a formal enforcement hearing concerning the violation(s) 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 \$31,860. 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. Respondent has corrected the violations identified in Part 1, A through E, as documented through correspondence provided May 12, 2022, October 24, and November 2, 2022 and has been returned to compliance.

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 22nd day of December, 2022.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: 
CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 19th day of December, 2022.

ADLAM FILMS LLC

BY: 

TITLE: Cfo

STATE OF Mississippi

COUNTY OF Lee

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Terry Goggans who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the CFO of ADLAM Films LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 19th day of December, 2022.

Jennifer L Currie
NOTARY PUBLIC

My Commission expires: 9/8/2025



MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY