

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 6612 16

INNOCOR FOAM TECHNOLOGIES – ACP, INC.
1665 SOUTH VETERANS BOULEVARD
TUPELO, MISSISSIPPI 38804

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 Innocor Foam Technologies – ACP, Inc., Respondent, in the above captioned cause and agree as follows:

1.

By letter dated March 11, 2015, Respondent was contacted by Complainant and notified of the following violation at its facility located at 1665 South Veterans Boulevard, Tupelo, Mississippi in Lee County:

- A. Failure to submit a process change notification for approval prior to installing and running the new fiber line which is a violation of the facility's Title V Operating Permit No. 1540-00046.

2.

In lieu of a formal enforcement hearing concerning the violation 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 \$ 37,000. 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 27TH day of JANUARY, 2018. ^{ccr}

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

BY: 

GARY C. RIKARD
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 20 day of Jan, 2015.

INNOCOR FOAM TECHNOLOGIES – ACP, INC.

BY: Teddy Faust, CSP

TITLE: EHS Director

STATE OF MS

COUNTY OF Lee

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Teddy Faust who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the EHS Director of Innocor Foam Technologies – ACP, Inc. and is authorized to sign and enter this Agreed Order.

SWORN AND SUBSCRIBED BEFORE ME, this the 20 day of Jan, 2015.

Nicole R. Lyata
NOTARY PUBLIC

My Commission expires: 6/24/16

