

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

7512 25

VS.

ORDER NO. \_\_\_\_\_

NITEO PRODUCTS LLC  
720 VAIDEN DRIVE  
HERNANDO, MISSISSIPPI 38632

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 Niteo Products LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letter dated February 26, 2024, Respondent was contacted by Complainant and notified of the following violations of Mississippi Hazardous Waste Management Regulations at its facility located at 720 Vaiden Drive, Hernando, Mississippi in Desoto County:

- A. Per Title 11 of the Mississippi Annotated Code, Part 3, Chapter 1, Rule 1.3 and 40 C.F.R. Part 262.11: A generator must make an accurate determination as to whether that waste is a hazardous waste in order to ensure that wastes are properly managed according to applicable RCRA regulations.
- B. Per Title 11 of the Mississippi Annotated Code, Part 3, Chapter 1, Rule 1.3 and 40 C.F.R. Part 262.15(a)(4): A large quantity generator is required to keep containers of hazardous waste closed at all times except as noted.
- C. Per Title 11 of the Mississippi Annotated Code, Part 3, Chapter 1, Rule 1.3 and 40 C.F.R. Part 262.15(a)(5)(i) and (ii): A large quantity generator must mark or label its container

with the words “Hazardous Waste” and with an indication of the hazards of the contents.

D. Per Title 11 of the Mississippi Annotated Code, Part 3, Chapter 1, Rule 1.3 and 40 C.F.R.

Part 262.15(a): A generator may accumulate as much as 55-gallons of non-acute hazardous waste at or near the point of generation under control of the operator.

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 for \$22,074.00. 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

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.

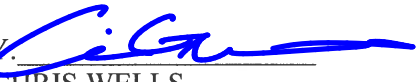
Nothing contained in this Agreed Order shall limit the rights of MDEQ or the Commission to take enforcement or other actions against Respondent for violations not addressed herein and for future violations of environmental laws, rules, and regulations.

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 17th day of June, 2025.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

BY   
CHRIS WELLS  
EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT  
OF ENVIRONMENTAL QUALITY

AGREED, this the \_\_\_\_\_ day of \_\_\_\_\_, 2025.

NITEO PRODUCTS LLC

BY: 

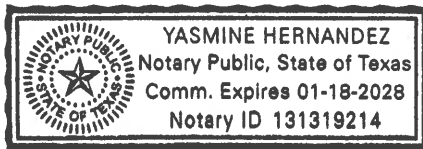
TITLE: Christopher McRorie  
Vice President, General Counsel & Secretary


STATE OF Texas

COUNTY OF Dallas

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Christopher McRorie who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the VP, GC, + Secretary of Niteo Products LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 16<sup>th</sup> day of June, 2025.



  
NOTARY PUBLIC

My Commission expires: 01.18.2028.