



STATE OF MISSISSIPPI
TATE REEVES
GOVERNOR
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
CHRIS WELLS, EXECUTIVE DIRECTOR

August 7, 2025

CERTIFIED MAIL #7019 1120 0000 4785 7183

Mr. Roger Weber
Nitrous Oxide Corporation
2530 Sever Road, Suite 300
Lawrenceville, GA 30043

**Re: Nitrous Oxide Corporation
Agreed Order No. 7541 25**

Dear Mr. Weber:

Enclosed you will find a copy of Agreed Order No. 7541 25, 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 Geoffrey Martin at (601) 961-5024.

Sincerely,

A handwritten signature in blue ink that reads "Michelle Clark".

Michelle Clark, P.E., BCEE, Chief
Environmental Compliance and Enforcement Division

Enclosure
cc: Geoffrey Martin

Agency Interest No. 7055
ENF20250001

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 7541 25

NITROUS OXIDE CORPORATION
1226 RIALTO ROAD
YAZOO CITY, MISSISSIPPI 39194

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 Nitrous Oxide Corporation, Respondent, in the above captioned cause and agree as follows:

1.

By letters dated October 31, 2019, May 19, 2021, and May 23, 2025, Respondent was contacted by Complainant and notified of the following alleged violations at its nitrous oxide manufacturing facility (the Facility) located at 1226 Rialto Road, Yazoo City, Mississippi in Yazoo County:

- A. Respondent discharged non-domestic wastewater into the City of Yazoo City's sanitary sewer system in violation of 11 Miss. Admin. Code Pt. 6, R. 1.1.4.M incorporating 40 C.F.R. § 403.5(b)(2) which prohibits the introduction into a POTW of "[p]ollutants which will cause corrosive structural damage to the POTW, but in no case Discharges with a pH lower than 5.0, unless the works is specifically designed to accommodate such Discharges."
- B. Respondent placed Ammonium Nitrate in a location where it was likely to cause pollution in violation of Miss. Code Ann. § 49-17-29(2)(a) which states, "Except as

in compliance with paragraph (b) of this subsection, it is unlawful for any person to cause pollution of any waters of the state or to place or cause to be placed any wastes in a location where they are likely to cause pollution of any waters of the state. It is also unlawful to discharge any wastes into any waters of the state which reduce the quality of those waters below the water quality standards established by the commission; or to violate any applicable pretreatment standards or limitations, technology-based effluent limitations, toxic standards or any other limitations established by the commission. Any such action is declared to be a public nuisance.”

On May 22, 2019, Respondent submitted to the Mississippi Environmental Quality Permit Board (the Permit Board) an Application for a State Operating Pretreatment Permit to discharge process wastewater from the Facility to the City of Yazoo City’s sanitary sewer system.

On September 17, 2024, the Permit Board issued State Operating Pretreatment Permit No. MSP092441 allowing Respondent to discharge process wastewater from the Facility to the City of Yazoo City’s sanitary sewer system.

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 \$22,500.00. 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. Respondent agrees to comply with the terms and conditions specified in State Operating Pretreatment Permit No. MSP092441

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.

The parties agree that by entering into this Agreed Order and agreeing to the terms and conditions set forth herein, Respondent does not admit any of the allegations listed above and nothing contained herein shall be in any way construed as an admission of liability by Respondent. Without admitting any liability, Respondent consents to entry of this Agreed Order, which the parties agree shall serve as the full resolution of the violations alleged above. The parties further agree that the Commission continues to assert that the matters set forth above were violations of the environmental laws, regulations and/or permits applicable to Respondent.

6.

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 7th day of August, 2025.

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

BY: 

CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 5 day of August, 2025.

NITROUS OXIDE CORPORATION

BY: 

ROGER J. WEBER
PRESIDENT

STATE OF Virginia

COUNTY OF Prince George

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named ROGER J. WEBER, who first being duly sworn, did state upon his oath and acknowledge to me that he is the PRESIDENT of NITROUS OXIDE CORPORATION and is authorized to sign and enter this Agreement.



SWORN AND SUBSCRIBED BEFORE ME, this the 5 day of August, 2025.


NOTARY PUBLIC

My Commission expires: July 31, 2028