



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

May 26, 2026

CERTIFIED MAIL/RETURN RECEIPT REQUESTED # 7019 1120 0000 4785 7015

Mr. Gary Kessinger
Attala Steel Industries LLC
PO Box 849
Kosciusko, Mississippi 39090

**Re: Attala Steel Industries LLC
Agreed Order No. 7710 26**

Dear Mr. Kessinger:

Enclosed you will find a copy of Agreed Order No. 7710 26, 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. 22909
ENF20260002

BEFORE THE MISSISSIPPI COMMISSION
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO. 7710 26

ATTALA STEEL INDUSTRIES, LLC
2730 ATTALA ROAD 2247
KOSCIUSKO, MISSISSIPPI 39090

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 Attala Steel Industries, LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letters dated April 2, 2025 and July 21, 2025, Respondent was contacted by Complainant and notified of the following violations of NPDES Permit No. MS0060445 at its facility located at 2730 Attala Road 2247, Kosciusko Mississippi in Attala County:

- A. Respondent violated the Oil and Grease discharge limitations during the December monitoring period in 2024 and during the January and February monitoring periods in 2025.
- B. Respondent violated the Total Suspended Solids discharge limitations during the January and February monitoring periods in 2025.

By letter dated May 22, 2025, Respondent was contacted by Complainant and notified of the following violations of Industrial Storm Water General Permit for Industrial Activities Coverage No. MSR001732 at its facility:

- C. Respondent failed to provide secondary containment for its chemical storage area in violation of Act 5, Condition T-7(5)(F) and Act 16, Condition T-24.
- D. Respondent failed to implement its Stormwater Pollution Prevention Plan (SWPPP) in violation of Act 9, Condition S-1.

By letter dated April 25, 2025, Respondent submitted an application for a State Operating Pretreatment Permit to the Mississippi Environmental Quality Permit Board (Permit Board). Respondent requested the Pretreatment Permit to discharge wastewater previously discharged via NPDES Permit No. MS0060445. The Permit Board issued State Operating Pretreatment Permit No. MSP092480 to Respondent on September 29, 2025.

By letter dated June 5, 2025, Respondent submitted to MDEQ a list of corrective actions it implemented to return its facility to compliance with the Industrial Storm Water General Permit for Industrial Activities.

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 \$17,500.00. 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

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 26th day of May, 2026.

MISSISSIPPI COMMISSION ON ENVIRONMENTAL QUALITY

BY: [Signature]

CHRIS WELLS
EXECUTIVE DIRECTOR
MISSISSIPPI DEPARTMENT
OF ENVIRONMENTAL QUALITY

AGREED, this the 20th day of May, 2026.

ATTALA STEEL INDUSTRIES, LLC

BY: [Signature]
GARY KESSINGER
CHIEF EXECUTIVE OFFICER

STATE OF Georgia

COUNTY OF Fulton

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named GARY KESSINGER who first being duly sworn, did state upon his oath and acknowledge to me that he is the CHIEF EXECUTIVE OFFICER of ATTALA STEEL INDUSTRIES, LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 20 day of MAY, 2026.

[Signature]
NOTARY PUBLIC

My Commission expires: 02/09/2030

