



**A R K A N S A S**  
Department of Environmental Quality

May 21, 2019

Honorable Brenda Weldon, Mayor  
Malvern Wastewater Treatment Facility  
P.O. Box 638  
Malvern, AR 72104

**RE: NPDES Permit Number: AR0034126, AFIN: 30-00040**  
**Whole Effluent Toxicity Test Lab Error**

Dear Mayor Weldon:

The Department has conducted a review of the Whole Effluent Toxicity (WET) tests performed by American Interplex Corporation from September 2016 to January 2019. The review revealed that the chronic WET test for *Ceriodaphnia dubia* conducted for Outfall 001 during April 2018, as required by NPDES Permit No. AR0034126 (Permit) deviated from the maximum test duration specified in EPA-821-R-02-013. This test has been deemed invalid.

Please correct the TX1-S Discharge Monitoring Report (DMR) for June 30, 2018 to reflect "NODI M – Laboratory Error" and attach this letter as your non-compliance report. This correction should be made by June 1, 2019.

Reporting Laboratory Error on your DMR is a violation of Part I, Section A of your Permit. The Department has elected not to take formal enforcement action for this violation of your Permit.

Thank you for your attention to this matter. If you have questions or would like to discuss this matter further, please feel free to contact Bailey Taylor at 501-682-0639, or by e-mail at [bailey.taylor@adeq.state.ar.us](mailto:bailey.taylor@adeq.state.ar.us).

Sincerely,

Richard Healey  
Enforcement Branch Manager  
Office of Water Quality

cc: Carl Wheatley, Supervisor, Malvern Water Works ([cwheatley@malvernar.gov](mailto:cwheatley@malvernar.gov))  
John Overbey, Lab Director, American Interplex ([joverbey@americaninterplex.com](mailto:joverbey@americaninterplex.com))