

ADEQ

ARKANSAS
Department of Environmental Quality

January 19, 2012

Mr. John M. Morgan
Production Support Manager
Hot Springs Power Company, LLC
410 Henderson Road
Malvern, AR 72104

RE: AFIN: 30-00337, NPDES Permit No.: AR0049611
Adequate Response to Inspection #063057

Dear Mr. Morgan:

The Department has received your response to the December 15, 2011 inspection of your facility by our District Field Inspector, Risa Parker. Your letter appears to satisfy the discrepancies identified during the visit. The Department expects that the corrective actions taken will be maintained to ensure consistent compliance with the requirements of the permit. Acceptance of the response by the Department does not preclude any future enforcement action deemed necessary at this site or any other site.

The Department will keep the inspection and the response on file. If future violations occur that require enforcement action, the Department will consider the inspection and response as required by the Pollution Control and Ecology Commission Regulation No. 7, Civil Penalties. This regulation requires the Department to consider the past history of your site and how expeditiously the violations were addressed in determining any civil penalties that may be necessary for any future violations.

If we need further information concerning this matter, we will contact you. Thank you for your attention to this matter. Should you have any questions, feel free to contact me at 501-682-0632 or you may e-mail me at bolenbaugh@adeq.state.ar.us.

Sincerely,



Jason Bolenbaugh
Enforcement Analyst
Water Division Enforcement Branch