

3062

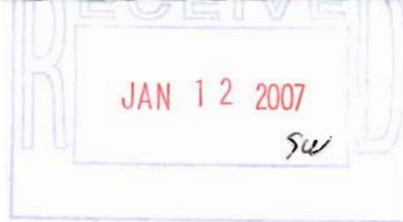
ADEQ

ARKANSAS
Department of Environmental Quality

January 11, 2007

CERTIFIED MAIL NO. 7000 0600 0026 9360 4247

John Bodart, Plant Mgr.
Cooper Tire and Rubber Company
Texarkana Facility
3500 Washington Rd.
Texarkana, AR 71854



RE: NPDES Permit No AR0038822, Proposed Consent Administrative Order

Dear Mr. Bodart:

Based on the ADEQ review of the administrative file for Cooper Tire and Rubber Company, the Department is proposing the enclosed Consent Administrative Order. The alleged violations found during the file review can be found in the "Findings of Fact" Section of the Order. These are serious violation of the Federal Clean Water Act and the Arkansas Water and Air Pollution Control Act and are subject to fines up to \$10,000 per violation.

It is the stated policy of the Arkansas Department of Environmental Quality (ADEQ) to seek compliance with the laws and regulations it administers through cooperative efforts and to afford suspected violators an opportunity to resolve violations through informal means prior to initiating formal enforcement proceedings.

The enclosed CAO enumerates the alleged violations of your permit in the "Findings of Fact" section of the document and outlines the steps you must take to achieve compliance in the "Order and Agreement" section. The proposed civil penalty in the amount of Two Thousand Five Hundred Dollars (\$2,500.00) is our offer to settle the violations outlined in the Order.

If, after careful review and consultation you wish to accept the terms of the CAO, please sign, date and return it by January 25, 2007. It will then be signed by our Director and you will be provided with a final copy along with information about the effective date and the public notice process.

Failure to contact us by the above date will constitute rejection of our settlement offer and we will proceed with unilateral enforcement through a Notice of Violation.

Please refer to NPDES Permit AR0038822 in any written correspondence to this Department.

Thank you for your attention to this matter. Should you have any questions, feel free to contact me at 501-682-0630 or e-mail me at stout@adeq.state.ar.us.

Sincerely,

Marilyn Stout
Enforcement Administrator
NPDES Enforcement Section

NPDES PERMIT FILE
NPDES # AR0038822
AFIN # 46-00009
_____ Permit PN
_____ Correspondence
_____ Technical Backup
01-12-07 SW Date Scanned