

Wilson, Tabatha

From: Gilliam, Allen
Sent: Tuesday, December 03, 2013 12:16 PM
To: randel.davis@badboymowers.com; scott.lancaster@badboymowers.com
Cc: Fuller, Kim; Wilson, Tabatha; batesville eugene townsley; batesville mike mcdaniels
Subject: AR0020702_Bad Boy 1 ARP001027 and Bad Boy 2 ARP001028 Nov 2013 change of ownership and signatory authorities and ADEQ reply_20131202
Attachments: ADEQ Letter; Pret. Change in Signatory Authorization Form Dec 2013.doc; Pret. Permit Transfer Form Dec 2013.doc
Follow Up Flag: Follow up
Flag Status: Completed

Randel,

It is understood from the attached letter and our recent phone conversation Bad Boy (BB) is restructuring. Bad Boy #2 will soon be separated and re-named, "Intimidator, Inc." with no corporate attachment to Bad Boy Mowers (#1).

To facilitate this transition for Pretreatment please find attached the two (2) forms which should distinguish the soon-to-be completely separate facilities. BB #1 will retain its Pretreatment tracking number ARP001027. Once BB #2 is officially declared "Intimidator, Inc." it will still retain its old BB #2 Pretreatment tracking number ARP001028.

Their semi-annual Pretreatment reports' due dates will remain "during the months of June and December".

The attached forms were modified from ADEQ's NPDES direct discharger's requirements for such changes. If you see anything confusing about them please feel to contact this office. Hopefully these two (2) documents will make for a clean paperwork change of ownership and name change.

Sincerely,

Allen Gilliam
ADEQ State Pretreatment Coordinator
501.682.0625

ec: Eugene Townsley, Batesville Water Utilities Superintendent
Mike McDaniel, Batesville Pretreatment Coordinator

E/NPDES/NPDES/Pretreatment/Reports

From: Randel Davis [<mailto:randel.davis@badboymowers.com>]
Sent: Tuesday, November 26, 2013 9:41 AM
To: Gilliam, Allen
Subject: FW: ADEQ Letter

Let me know what I need to do.

Thanks
Randel

Wilson, Tabatha

From: Adoree Johnson <adoree.johnson@badboymowers.com>
Sent: Monday, November 25, 2013 3:26 PM
To: 'Randel Davis'
Subject: ADEQ Letter
Attachments: 11.25.13.ADEQ Letter.pdf

Hi Randel,

The letter to ADEQ is attached. Please let me know if you would like me to mail this or send it to you differently.

Thanks,

Adoree Johnson
102 Industrial Drive
Batesville, AR 72501
Office: 870.698.0090
Fax: 870.698.2123





TOLL-FREE(866)622-3269

(870) 698-0090

FAX(870)698-0090

102 Industrial Drive Batesville, Arkansas 72501

November 25, 2013

Allen Gilliam
ADEQ
(sent via fax)

Re: Bad Boy Powder Coat Paint Systems

Dear Allen:

The purpose of this letter is to update you regarding the status of the two powder coat paint systems located at Bad Boy. Bad Boy has been in the process of doing a corporate restructuring which will involve the separation or spin-off of Intimidator, Inc. The Intimidator facilities which are being spun-off as a separate company will be those facilities located on the nine acres with the new building, which is where the newest powder coat paint system is located. We are currently going through a transitional phase to accomplish the spin-off and total separation of the two companies. By the end of next year, and most likely by the time of the next reporting requirements (after the one Randel Davis is currently completing), we will have the total separation of the corporate entities accomplished.

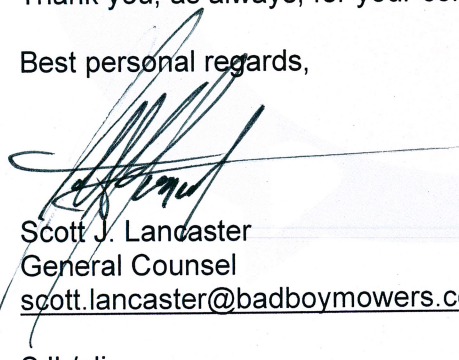
At that time, Intimidator, Inc. will be a totally independent company with no formal corporate relationship as related to Bad Boy.

I am assuming that you will work with Randel Davis regarding whatever changes this spin-off will require with regard to future reporting requirements.

If anything is needed from me with regard to this transaction, or if you have any questions or need additional information, please do not hesitate to contact me at your convenience.

Thank you, as always, for your consideration and assistance.

Best personal regards,



Scott J. Lancaster
General Counsel
scott.lancaster@badboymowers.com

SJL/alj

PRETREATMENT PERMIT/INDIRECT DISCHARGER (PRETREATMENT TRACKING #) TRANSFER FORM

Please select one of the following options:

A. Permittee/Indirect Discharger (legal Name) change

B. Facility name change

C. Responsible official name change

A B C A & B A & C B & C A & B & C

**PERMIT/INDIRECT
DISCHARGER TRACKING
NUMBER:** _____

I. CURRENT PERMITTEE/INDIRECT DISCHARGER INFORMATION

Permittee/Indirect Discharger (legal name): _____

Facility Name: _____

Responsible Official Name (see Section IV below): _____

Is the permittee/indirect discharger identified above, the owner of the facility? Yes No

If you mark No, please list the name of the owner: _____

II. NEW PERMITTEE/FACILITY INFORMATION

Permittee/Indirect Discharger (legal name): _____

Facility Name (if different from above): _____

Is the permittee/indirect discharger identified above, the owner of the facility? Yes No

If you mark No, please list the name of the owner: _____

Responsible Official Name (see Section IV below): _____

Official Title of Responsible Officer: _____

E-mail: _____

Owner Type:

Permittee/Indirect Discharger Physical Address: _____

STATE PARTNERSHIP

Permittee/Indirect Discharger City: _____

FEDERAL CORPORATION

Permittee/Indirect Discharger State: _____ Zip: _____

SOLE PROPRIETORSHIP

Permittee/Indirect Discharger Telephone No.: _____

Is the new Permittee/Indirect Discharger registered with the Arkansas Secretary of State? Yes No

If yes, please provide the full name of corporation if different than the legal permittee name listed above. _____

Facility Mailing Address: _____ Facility City: _____

_____ Facility State: _____ Zip: _____

Facility Contact Person Name: _____ Contact Person Title: _____

Telephone Number: _____ Fax Number: _____ E-mail: _____

Invoice Contact Person: _____ City: _____

PRETREATMENT PERMIT/INDIRECT DISCHARGER (PRETREATMENT TRACKING #) TRANSFER FORM

Invoice Mailing Address: _____ State: _____ Zip: _____
Invoice Mailing Address: _____ Telephone: _____
Cognizant Official Name*: _____ Cognizant Official Title: _____
Telephone Number: _____ Fax Number: _____ E-mail: _____
* Duly Authorized Representative as outlined in 40 CFR 403.12(l)(3)

III. OWNERSHIP CHANGE AGREEMENT

Please note you must complete this Section (III.) only if the permit/Pretreatment Tracking # has a new owner or a new ownership.

Please specify the closing date for this transaction: _____

Current Permittee/Indirect Discharger (Seller): _____

Signature of Responsible Corporate Officer: _____
Title of Responsible Corporate Officer: _____
Printed Name of Responsible Corporate Officer: _____
Date: _____

New Permittee/Indirect Discharger (Buyer): _____

Signature of Responsible Corporate Officer: _____
Title of Responsible Corporate Officer: _____
Printed Name of Responsible Corporate Officer: _____
Date: _____

IV. CERTIFICATION OF NEW PERMITTEE/INDIRECT DISCHARGER

“I certify that the cognizant official designated in this Permittee/Indirect Discharger Transfer Form (Section II) is qualified to act as a duly authorized representative under the provisions of 40 CFR Part 403.12(l)(3). If no cognizant official has been designated, I understand that the Department will accept reports signed by the applicant. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”

In addition, I certify that there will be no operational changes that warrant a permit/indirect discharger Pretreatment standards modification.

Typed or Printed Name: _____ Title: _____
Signature: _____ Date: _____