

BRIAN SANDOVAL
Governor



STATE OF NEVADA
STATE ENVIRONMENTAL COMMISSION

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Director



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Rose Marie Reynolds

STAFF
[John B. Walker](#)
Executive Secretary

May 10, 2013

Art Wilson
Owner/Operator
Western States Gypsum
P.O. Box 20160
Carson City, Nevada 89721

RE: Penalty Assessments for Air Quality Violation and Order (NOAV) Nos.
2416, 2417, 2418, and 2419

Dear Mr. Wilson:

On January 10, 2013, the State Environmental Commission (SEC) notified you that it would consider the appropriate administrative penalty for the above-referenced air quality violations (NOAV) at its meeting on February 13, 2013. As you will recall, the SEC did not act on the fine amount at that meeting but continued the matter to its next meeting.

This letter is to notify you that the SEC will meet on Wednesday, June 12, 2013 at 10:30 a.m. and it will determine the appropriate penalty for the NOAVs listed above. The meeting will be held in the Bryan Building, 901 S. Stewart Street, 2nd Floor Tahoe Room, in Carson City.

Pursuant to NRS 445B.640(1), the SEC may levy an administrative fine of not more than \$10,000 per day per violation. Staff from NDEP will again provide the SEC with a brief overview of the NOAV(s) and its recommendation for an administrative fine of \$25,200.00 which has been calculated from a penalty matrix previously approved by the Commission. The Commission will then invite Western States Gypsum and members of the public to make comments. The Commission will formally levy a fine by accepting NDEP's recommendation or increasing or decreasing the fine amount based on the information presented at the meeting.

Your presence at the June 12, 2013 meeting is not required, although you or a company representative may wish to attend. The SEC may, without further notice, take administrative action against Western States Gypsum, if the SEC determines that such administrative action is warranted after it considers the above referenced NOAVs. A copy of the NOAVs is attached.

If you have any questions regarding this notice, please contact me at (775) 687-9308.

Sincerely,

John B. Walker
Executive Secretary

JBW

Certified Mail # 9171 9690 0935 0012 2750 28

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Michael Elges, Deputy Administrator
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