



State of Ohio Environmental Protection Agency

## STREET ADDRESS:

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Columbus, Ohio 43215

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## MAILING ADDRESS:

P.O. Box 1049  
Columbus, OH 43216-1049

October 3, 2007

EDWARD CONNOR  
QUALA SYSTEMS INC  
793 NORTON AVE  
BARBERTON, OH 44203

**Re: 2006 Hazardous Waste Annual Report Requirement  
QUALA SYSTEMS INC, BARBERTON - OHD987049681**

Dear EDWARD CONNOR:

My review of manifest data from the Michigan Department of Environmental Quality (MI DEQ) has revealed that one or more shipments of hazardous waste were shipped by QUALA SYSTEMS INC to receiving facilities in Michigan during the 2006 calendar year. The total is approximately 16.97 tons as shown on the enclosed printout. This total indicates that QUALA SYSTEMS INC was a large quantity generator of hazardous waste in 2006. Since I have not received a Hazardous Waste Annual Report for 2006, QUALA SYSTEMS INC may be in violation of Rule 3745-52-41 of the Ohio Administrative Code (OAC).

A large quantity generator is defined as a site which generates in any single month more than 1000 kg (2200 lbs) of non-acute hazardous waste or more than 1 kg (2.2 lb) of acutely hazardous waste. This includes wastes from one-time generation as well as wastes from ongoing production processes. It may take only one month of generating above the threshold quantity to subject a site to the Annual Report requirement. The generator is responsible for contacting Ohio EPA in order to obtain the reporting forms.

OAC Rule 3745-52-41 requires a generator who ships any hazardous waste off-site to prepare and submit to the Ohio EPA an **Annual Hazardous Waste Report** and to describe and certify efforts that were made to minimize hazardous wastes. These reports are due March 1 of each year and contain information about the activities of the previous calendar year. Only small quantity generators (between 220 and 2200 lb/mo of non-acutely hazardous wastes) and conditionally exempt small quantity generators (less than 220 lb/mo of non-acutely hazardous wastes) are exempt from the Annual Report requirement as described in OAC Rule 3745-52-44.

To abate the violation of OAC Rule 3745-52-41, QUALA SYSTEMS INC must complete and submit to Ohio EPA a 2006 Annual Hazardous Waste Report within 30 days of receipt of this letter. Failure to respond to this Notice of Violation may result in referral to the Compliance Assurance Section for consideration of escalated enforcement. The reporting forms and instructions are on our Web site at [http://www.epa.state.oh.us/dhwm/ann\\_report.html](http://www.epa.state.oh.us/dhwm/ann_report.html).

QUALA SYSTEMS INC should have on file the manifest records necessary for completion of the reports. OAC Rule 3745-52-40 requires generators to keep a signed copy of each manifest for a period of at least three years from the date the waste was accepted by the initial transporter. Receiving facilities and transporters are under a similar requirement; if you need copies of the original manifest(s), contact them for assistance.

If QUALA SYSTEMS INC was not a large quantity generator in 2006, documentation must be submitted to this office within 30 days of receipt of this letter. This documentation must show that QUALA SYSTEMS INC did not generate more than the threshold quantity of hazardous waste in any month during 2006. If you believe that the manifest information supplied by MI DEQ is in error, please call me to discuss the discrepancy.

A letter that acknowledges receipt of the report will be sent to you after it is processed. I can answer questions concerning the Annual Report at (614) 644-2923. Your prompt attention to this matter is appreciated.

Sincerely,

*Paula Canter*

Paula Canter  
Environmental Specialist 3  
Regulatory and Information Services  
Division of Hazardous Waste Management  
paula.canter@epa.state.oh.us

cc: Central File  
DHWM, NEDO

**NOTICE:**

Ohio EPA's failure to list specific deficiencies or violations in this letter does not relieve your company from having to comply with all applicable regulations.

**Michigan DEQ 2006 Manifest records for Ohio generators as of late August 2007**

8.34 lbs/gal and 1 cubic yard = 1 ton assumed for conversion of volume to weight.

Manifest Date & Number	Receiver ID	Mgmt Method	Gallons	Cubic Yards	Pounds	Tons (Converted)			
<b>OHD987049681</b>									
<b>01/04/2006</b>									
MI9933230	MID000724831		550	0	0	2.29	D002		
<b>02/15/2006</b>									
MI10183291	MID980991566		55	0	0	0.23	D001	U012	
MI10183291	MID980991566		55	0	0	0.23	D001	D039	U210
MI10183291	MID980991566		330	0	0	1.38	D001		
<b>02/22/2006</b>									
MI10183249	MID000724831		165	0	0	0.69	D002		
<b>04/12/2006</b>									
MI10185562	MID980991566		55	0	0	0.23	D001	D007	
MI10185562	MID980991566		440	0	0	1.83	D001		
MI10185562	MID980991566		55	0	0	0.23	D001	D035	U159
<b>04/19/2006</b>									
MI10185554	MID000724831		110	0	0	0.46	D002		
<b>05/23/2006</b>									
MI10185177	MID980991566		385	0	0	1.61	D001		
<b>05/25/2006</b>									
MI10185178	MID000724831		110	0	0	0.46	D002		
<b>07/18/2006</b>									
MI10330782	MID980991566		220	0	0	0.92	D001		
MI10330782	MID980991566		220	0	0	0.92	D001	U012	U080
MI10330782	MID980991566		220	0	0	0.92	D001	U154	U162
<b>08/17/2006</b>									
MI10330943	MID980991566		55	0	0	0.23	U007		
<b>09/27/2006</b>									
000356698JJK	MID980991566	H141	275	0	0	1.15	D001	D035	U012 U080
000356698JJK	MID980991566	H141	55	0	0	0.23	D001	D035	D039 U159
000356698JJK	MID980991566	H141	55	0	0	0.23	D001		
000356698JJK	MID980991566	H141	110	0	0	0.46	D001		
<b>12/19/2006</b>									
002060647JJK	MID980991566	H141	55	0	0	0.23	D001	D002	D007 D026
002060647JJK	MID980991566	H141	55	0	0	0.23	D001	D002	U213
002060647JJK	MID980991566	H141	165	0	0	0.69	D001	D035	D040 U080
002060647JJK	MID980991566	H141	165	0	0	0.69	D001		
<b>12/28/2006</b>									
002060632JJK	MID000724831	H111	110	0	0	0.46	D002		

16.97 Total Tons for **OHD987049681**

