



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

**Re: Universal Cooperatives Inc.
OHD 000 647 131
Henry County
DHWM, NWDO**

February 5, 2009

CERTIFIED MAIL

Mr. Michael Odey
Universal Cooperatives Inc.
P. O. Box 471
Napoleon, Ohio 43545

Dear Mr. Odey:

This letter is written to inform you of the Ohio Environmental Protection Agency's (Ohio EPA's) serious concerns with the hazardous waste violations which occurred at Universal Cooperatives Inc.'s (UCI's) facility located at 1253 Independence Drive, Napoleon, Ohio.

UCI is a large quantity generator of hazardous waste that formulates and packages agricultural chemicals. Hazardous wastes generated at this facility include: waste combustible liquids (D001), waste liquid 2,4 Dichlorophenoxyacetic acid (D001, D016, U240), hazardous waste solids from clean up (P044, P050, U240, U247, U279), and waste pesticides (D014, U247).

As you know, during a hazardous waste compliance evaluation inspection conducted by Ohio EPA on October 24, 2008, my staff documented that UCI was in violation of Ohio Administrative Code (OAC) Rule 3745-52-11 and OAC Rule 3745-65-16(C).

Specifically, UCI failed to have waste evaluation documentation or an established recycling plan in place for all fluorescent lamps generated at the facility, in violation of OAC Rule 3745-52-11. However, UCI took steps to put a recycling plan in place at the facility and abate the violation.

Of greater concern to Ohio EPA was UCI's failure to continuously complete annual hazardous waste refresher training for personnel within 365 days of the initial training, in violation of OAC Rule 3745-65-16(C). UCI has been in violation of this rule three times during the past several compliance evaluation inspections. During an Ohio EPA inspection on September 22, 1999, this violation was observed after UCI failed to provide annual training within at least 365 days of the previous training (January 1998 then August 1999). This violation was then observed again during Ohio EPA's inspection on November 4, 2003, after UCI failed to complete annual personnel training in 2002.

Mr. Michael Odey
February 5, 2009
Page 2

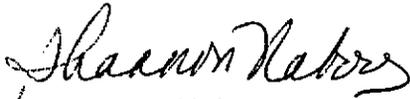
Lastly, on October 24, 2008, Ohio EPA observed this violation again after UCI exceeded 365 days between training events (January 2006 then April 2007). After each of Ohio EPA's inspections, UCI took immediate action to correct the violation of OAC Rule 3745-65-16(C).

Although Ohio EPA is pleased that UCI has corrected the aforementioned violations and recognizes that no hazardous waste emergencies have occurred at the facility that have harmed any employees, please know that Ohio EPA views such violations as serious and will expect UCI to maintain compliance with Ohio's hazardous waste laws and regulations in the future.

Failure to maintain such compliance in the future may result in enforcement actions pursuant to the authorities vested in the director of the Ohio EPA, including assessment of civil penalties. Your progress in maintaining compliance with the hazardous waste rules and regulations may be monitored closely.

If you have any questions, please contact Ms. Kara Reynolds of Ohio EPA's Northwest District Office at (419) 373-3065.

Sincerely,



Shannon Nabors
District Chief

/llr

pc: Harry Sarvis, Manager, DHWM, CO
John Schierberl, Supervisor, DHWM, CO
John Pasquarette, Manager, DHWM, NWDO
Colleen Weaver, Supervisor, DHWM, NWDO
Kara Reynolds, DHWM, NWDO
Cindy Lohrbach, DHWM, NWDO
DHWM-NWDO Henry County:File:Universal Cooperatives 1990-7

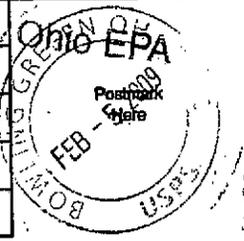
7006 0100 0003 7708 7507

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 42
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.32



Send To
 MICHAEL ODEY - UNIVERSAL COOPERATIVES INC.
 Street, Apt. No.,
 or PO Box No. P.O. Box 471
 City, State, ZIP+4
 NAPoleon, Ohio 43545

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 DRUGS: KANA P.
 MR. MICHAEL ODEY
 UNIVERSAL COOPERATIVES, INC.
 P.O. Box 471
 NAPoleon, Ohio 43545

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 x Sharon Badenhop Agent Addressee

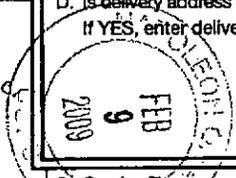
B. Received by (Printed Name)
 Sharon Badenhop

C. Date of Delivery

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes



7006 0100 0003 7708 7507