



State of Ohio Environmental Protection Agency

Northeast District Office

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

January 12, 2009

CERTIFIED MAIL

Mr. Jayson Haugh
Environmental Coordinator
Foseco Metallurgical Inc.
20200 Sheldon Road
Cleveland, Ohio 44142

Subject: Return to Compliance - Synthetic Minor Fee Report Requirements– Foseco Conneaut Facility (facility I. D. 0204020036)

Dear Mr. Haugh:

This letter is being sent to acknowledge the receipt of the Synthetic Minor Fee Report for Foseco Conneaut facility. It also addresses some of the confusion regarding the difficulties that Foseco had in submitting this report electronically.

The report for calendar year 2007 was due by June 6, 2008. An information letter with the guidance on to how to file the report was sent to the facility on January 28, 2008. On October 1, 2008, a notice of violation was sent from the Central Office of Ohio EPA to the facility. It is believed the letter may have been addressed to a previous contact. On December 24, 2008, an e-mail was sent to you from Christine McPhee of the Northeast District Office of the Division of Air Pollution Control outlining a discussion with you one month previous about your uploading the report electronically. She requested the report be submitted as we had not seen the report in the database. On January 2, a follow up notice of violation was sent from this office regarding the failure to submit the report. After a phone discussion between you and me, and after reviewing the e-mail that was sent to Christine McPhee from you on January 6, 2009, we identified a report for the Conneaut Facility was submitted on November 18, 2008, although it never showed up in our workload. In this e-mail also was evidence of a receipt for a report submitted on January 5, 2009, indicating both failure and successful submission of a report for a facility in Cuyahoga County. However, we did receive the report for the Conneaut Plant on January 5, 2009 which was processed and confirmed by Elisa Thomas of our Central office. At this point, the facility has returned to compliance by the submitting of the report. A copy of this letter will be forwarded to our Central Office to document the issues you have raised. If you wish to send me hard copies of the receipts for the November submittals, I will add it to the file.

MR. JAYSON HAUGH
JANUARY 12, 2009
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Please note that this letter in no way waives the right of the Ohio EPA or USEPA to pursue enforcement action regarding the violations discussed in this notice, and/or any additional violations that may be found. The Ohio EPA reserves the right to pursue penalties, which will be decided at a later date. Should you have any questions regarding this notice, please contact the undersigned at 330-963-1161 of the Northeast District Office.

Sincerely,

A handwritten signature in cursive script that reads "Ed Fasko".

Ed Fasko, Supervisor
Division of Air Pollution Control, Northeast District Office

EF:bo

pc: Christine McPhee, Ohio EPA, NEDO
Jim Orlemann, OEPA, DAPC, Central Office
Jason Brand, Foseco, Conneaut Plant