



State of Ohio Environmental Protection Agency

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Progressive Foam Technologies, Inc.

9/16/2009

September 16, 2009

Scott A. Foreman  
Progressive Foam Technologies, Inc.  
6753 Chestnut Ridge Road  
Beach City, Ohio 44608



**RE: Notice of Violation: August 2009 Monthly Operating Report**

Dear Mr. Foreman:

Ohio EPA has reviewed the August monthly operating report (MOR) for the four injection wells at the Progressive Foam facility. This report was submitted on September 8, 2009 in compliance with Order 7 of the April 2, 2009 Findings and Orders issued to Progressive Foam. In reviewing the MOR, Ohio EPA has determined:

1. **Progressive Foam is in violation of Order 8 of the April 2, 2009 Findings and Orders for failure to follow the sample preservation protocols described within the Injectate Sampling and Analysis Plan (SAP) as approved by the Director of Ohio EPA on July 22, 2009.** The injectate samples retrieved August 4, 2009 for Sulfate, Acidity, Total Alkalinity, Total Solids and Total Dissolved Solids were to be cooled to 4 degrees centigrade during transportation and prior to analysis at the laboratory per the approved injectate SAP (page 7). The chain of custody in the MOR indicates the samples were 21 degrees centigrade upon arrival at the laboratory. Order 8 of the Findings and Orders require that Progressive Foam submit and follow the approved injectate SAP. Failure to follow approved laboratory procedures casts doubt upon the accuracy of the subsequent analysis results. Progressive Foam shall in the future insure that all coolers are packed with sufficient ice to arrive at the laboratory at the proper temperature.
2. **Progressive Foam shall submit within 30 days an explanation for the increase in analytical results for Total Solids, Total Dissolved Solids and Specific Conductance.** These parameters demonstrated a 3 to 5 time increase in concentrations from July to August. These readings could reflect a change in process at Progressive Foam or be indicative of inaccurate data results. Please indicate which.

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

