



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
www.epa.state.oh.us

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

December 23, 2008

Re: Tuscarawas County
Tusky Coal, LLC
Notice of Violation
OIL00141, OH0128180
Correspondence (IWW)

Mr. John McNab, President
Tusky Coal, LLC
3 Kilsyth Court
St. Clairsville, Ohio 43950

Dear Mr. McNab:

Ohio EPA did not receive a Discharge Monitoring Report (DMR) for your facility for the month: **December 2006**. Submission of DMR data is a requirement of your NPDES permit (Part II, Item 4 – Reporting), even if the facility is not operating.

Be advised that failure to satisfy the reporting requirements of your NPDES permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111.

Please submit the above referenced DMR within ten business days of the date on this letter if you have not already done so. If there are any questions, please contact me at (740) 380-5284.

Sincerely,

Ms. Jennifer M. Witte
Chemical Engineer – Environmental Specialist II
Division of Surface Water

JMW/dh