



John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

September 17, 2013

CERTIFIED MAIL 91 7108 2133 3932 0812 1077

Mr. Dan Buxton  
Gekko Holdings, LLC  
1240 Lincolnway East, Suite 106  
Massillon, OH 44646

**RE: Rees Plating Company  
Financial Records Review: Notice of Violation  
OHD 004 463 998**

Dear Mr. Whitacre:

On September 17, 2013, I completed a review of hazardous waste financial assurance documentation for the Rees Plating Company regarding its business operations at 5020 Southway Street, Canton, Ohio (Facility). I conducted my review pursuant to Ohio Administrative Code (OAC) rules 3745-55-42 through 3745-55-47 and the 2005 Consent Order (Consent Order and Final Judgment, December 29, 2005, State of Ohio, *ex. Rel. Jim Petro Attorney General of Ohio, Plaintiff, vs. Rees Plating CO., et al. Defendants*, Stark County Court of Common Pleas, Case No. 2005CV04456, Judge Haas).

As reiterated in Ohio EPA's September 5, 2012 letter to you, Rees Plating Company and Gekko Holdings, LLC need to close all unpermitted hazardous waste units in the facility. Units known to be subject to closure include:

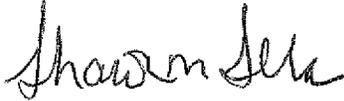
- Container Storage Area located in the portion of the Facility formerly housing the hazardous waste storage tanks;
- Concrete Collection Trench on the eastern portion of the facility; and
- Container Storage Area located near the Facility's loading dock.

Rees Plating and Gekko Holdings, LLC have failed to develop a closure cost estimate, establish and maintain financial assurance for closure, and establish and maintain third party liability coverage for the facility, **in continuing violation of OAC rules 3745-55-42(A), 3745-55-43, and 3745-55-47(A).**

More financial assurance information is available for review on DMWM's website at <http://www.epa.ohio.gov/dmwm/Home/HazFinanceAssurance.aspx> and from US EPA at <http://www.epa.gov/epawaste/hazard/tsd/td/ldu/financial/facover.htm>.

If you have any questions or concerns regarding this letter and its contents, please do not hesitate to contact me. I can be reached at (614) 644-2933 or [shawn.sellers@epa.ohio.gov](mailto:shawn.sellers@epa.ohio.gov).

Sincerely,



Shawn M. Sellers, P.E.  
Division of Materials and Waste Management  
Engineering, Remediation and Authorizations Section

SMS/ljm

cc: John Whitacre, Rees Plating Company  
2309 Colonial Parkway Northeast  
Massillon, OH 44646

ec: Karen Nesbit, DERR, NEDO  
Frank Popotnik, DERR, NEDO  
George Horvath, Ohio AGO  
Tammy Heffelfinger, DMWM, CAS, CO  
Don Vogel, DERR, CO

**Notice:**

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