



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

January 2, 2008

RE: CERTIFIED WARNING LETTER (CWL)
DATED NOVEMBER 26, 2007,
FOR FAILURE TO SUBMIT AN INITIAL
NOTIFICATION REPORT
DAPC FACILITY ID: 02 50 11 0100

CERTIFIED MAIL

Mr. David McCleery
Spectrum Metal Finishing
535 Bev Road
Youngstown, Ohio 44512

Dear Mr. McCleery:

Thank you for the prompt response to the above mentioned letter. Your response was received by our office on December 5, 2007. A copy of the 40 CFR Part 63, Subpart Mmmm Initial Notification Report that you stated was faxed to our office in January 2005, could not be located in our files. The copy that you sent with your most recent letter is appreciated.

As stated in Note 1 of Section III of the Initial Notification Report form that you completed, copies of the form should be sent to your USEPA Regional Office and your State Air Pollution Control Agency. Some companies choose to send time-sensitive forms to our office via certified receipt, which prevents these types of miscommunication.

Since it appears that the Initial Notification Report was received by your USEPA Regional Office in 2005, on either January 11 or November 11, Ohio EPA **rescinds** the November 26, 2007, certified warning letter for failure to submit the Initial Notification Report. However, please note that the Initial Notification Report for Subpart Mmmm was due on January 2, 2005, per 40 CFR Part 63, Section 63.3910(b). Therefore, the report was not timely submitted and may be subject to enforcement by the USEPA.

Please note that this letter indicating current compliance does not constitute a waiver of Ohio EPA's authority to seek civil penalties for this or any other violations as provided in ORC 3704.06 or for the USEPA to seek civil penalties pursuant to federal law.

MR. DAVID MCCLEERY
JANUARY 2, 2008
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Should you have any questions regarding this matter, please feel free to contact me at (330) 963-1261.

Sincerely,



Jana L. Gannon
Environmental Specialist
Division of Air Pollution Control

JLG:bo

ec: Dennis Bush, DAPC-NEDO
Ed Fasko, DAPC-NEDO

cc: Bob Princic, DAPC-NEDO
Tom Kalman, DAPC-CO
Lisa Holscher, USEPA Region V