



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

January 29, 2012

RE: **RESOLUTION OF VIOLATION LETTER**
STAGE II COMPLIANCE TEST
MICKEY MARTS #'S 18 & 47
DAPC FACILITY IDS: 0247170525, 0247100712

Mick Coles
Coles Energy
P.O. Box 449
Milan, Ohio 44846

Dear Mr. Coles:

This letter is in response to the Certified Warning Letter (CWL) issued to the above referenced facilities on November 6, 2012, for failure to complete required Stage II vapor control testing. The stations were tested on September 18, 2012, but each station failed.

Upon receiving the letter, Coles Energy scheduled retests of these facilities on January 22, 2013 and submitted passing test results on January 24, 2013. It appears that all violations have been corrected. Please be sure to test these stations by September 2013.

With the corrective actions taken to bring the source(s) into compliance, as indicated above, the referenced violations are considered resolved. Please note, however, that this does not preclude Ohio EPA's authority from seeking civil penalties pursuant to ORC section 3704.06 for these violations. The decision on whether to pursue or decline to pursue such penalties regarding this matter is dependent on several factors, one of which is the company's future compliance with applicable Ohio EPA requirements.

If you have any questions regarding this letter, please do not hesitate to contact me at (330) 963-1270.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tim Fischer', is written over a horizontal line.

Tim Fischer
Environmental Supervisor
Division of Air Pollution Control

TF:bo