

Thursby, Kim

From: Tommy Dudley, JR [tommy.dudley@liquidenviro.com]
Sent: Friday, May 21, 2010 3:12 PM
To: Epost HWRS
Subject: RE: Industrial Water Services, Inc. To Liquid Environmental Solutions of Florida, FLD 981 928 484;LLC Permit Transfer;Transfer Request Dated December 22, 2009

Tommy Dudley
Liquid Environmental Solutions
tel: 904-237-4405
email: tommy.dudley@liquidenviro.com

From: Epost HWRS [EpostHWRS@dep.state.fl.us]
Sent: Friday, May 21, 2010 7:58 AM
To: Patrick Reilly; Tommy Dudley, JR
Cc: Knight.Karen@epamail.epa.gov; Patel, Ashwin; Posner, Augusta; kpetersburg@brwncald.com; Echevarria, Edgar; Baker, Bryan; Eldredge, Susan F.; ttaylor@brwncald.com; RMaguire@rtlaw.com; Bahr, Tim; Kothur, Bheem; Tripp, Anthony
Subject: Industrial Water Services, Inc. To Liquid Environmental Solutions of Florida, FLD 981 928 484;LLC Permit Transfer;Transfer Request Dated December 22, 2009

In an effort to provide a more efficient service, the Florida Department of Environmental Protection's Hazardous Waste Regulation Section is forwarding the attached document to you by electronic correspondence "e-correspondence" in lieu of a hard copy through the normal postal service.

We ask that you verify receipt of this document by sending a "reply" message to epost_hwrs@dep.state.fl.us<mailto:epost_hwrs@dep.state.fl.us>. (An automatic "reply message" is not sufficient to verify receipt). If your email address has changed or you anticipate that it will change in the future, please advise accordingly in your reply. You may also update this information by contacting Kim Thursby at (850) 245-8792.

The attached document is in "pdf" format and will require Adobe Reader 6 or higher to open properly. You may download a free copy of this software at www.adobe.com/products/acrobat/readstep2.html<<http://www.adobe.com/products/acrobat/readstep2.html>>.

Please note that our documents are sent virus free. However, if you use Norton Anti-virus software, a warning may appear when attempting to open the document. Please disregard this warning.

Your cooperation in helping us affect this process by replying as requested is greatly appreciated. If you should have any questions about the attached document(s), please direct your questions to the contact person listed in the correspondence.

Tim Bahr
Environmental Administrator
Hazardous Waste Regulation Department of Environmental Protection
E-Mail Address:

epost_hwrs@dep.state.fl.us<mailto:epost_hwrs@dep.state.fl.us>

The Department of Environmental Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on this link to the DEP Customer Survey<<http://survey.dep.state.fl.us/?refemail=EpostHWRS@dep.state.fl.us>>. Thank you in advance for completing the survey.



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

May 21, 2010

Sent Via E-mail

Patrick.Reilly@liquidenviro.com & tommy.dudley@liquidenviro.com

Mr. Patrick Reilly, Vice President
Liquid Environmental Solutions of Florida, LLC
11855 Sorrento Valley Road, Suite C
San Diego, CA 92121

Mr. A. Thomas Dudley
Industrial Water Services, Inc.
1640 Talleyrand Avenue
Jacksonville, FL 32206

SUBJECT: Permit Transfer: Industrial Water Services, Inc. To Liquid Environmental
Solutions of Florida, LLC
EPA ID Number: FLD 981 928 484
Used Oil Processing Permit Number: 0072815-H0-009/SO-010
County: Duval; Permit Transfer Request Dated December 22, 2009

Dear Mr. Reilly and Mr. Dudley:

This letter is in response to your request for a permit transfer, dated December 22, 2009 and the additional information dated December 31, 2009, and January 6, 2010. Pursuant to Sections 403.087, 403.721, and 403.751, Florida Statutes (F.S.) and Rules 62-4.120, 62-4.080, and 62-730.290, Florida Administrative Code (F.A.C.), the Department hereby transfers the permit from Industrial Water Services, Inc. to Liquid Environmental Solutions of Florida, LLC, and modifies the following conditions of the Permit:

<u>Ownership</u>	<u>From</u>	<u>To</u>
Facility and Permittee Name Change	“Industrial Water Services, Inc.”	“Liquid Environmental Solutions of Florida, LLC”.

1. Rule 62-730.290(6)(b)2., F.A.C. requires the new owner/operator to establish financial assurance within six months of the effective date of the change of ownership or operational control of the facility. The Department understands that operational control changed on December 31, 2009. Therefore, Liquid Environmental Solutions, LLC must submit proof of financial assurance for closure of the hazardous waste tanks in accordance with Rules 62-730.180 and 62-730.226, F.A.C. within 30 days of the effective date of this permit transfer, or by June 30, 2010, whichever date is later. Industrial Water Services must maintain financial assurance until the Department has accepted LES's proof of financial assurance.

This permit transfer becomes effective immediately. All other conditions of the permit remain unchanged. This letter must be attached to the existing permit, and becomes part of that permit. As Permittee, you have administrative and appellate rights as set forth in the attached Notice of Rights.

If you have any questions, please contact Bheem Kothur at 850-245-8781 or email: bheem.kothur@dep.state.fl.us or Augusta Posner at 850-245-2282 or e-mail: augusta.posner@dep.state.fl.us

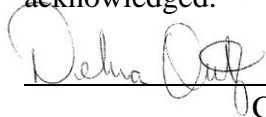
Sincerely,



Charles F. Goddard, Chief
Bureau of Solid & Hazardous Waste

FILING AND ACKNOWLEDGMENT and CERTIFICATE OF SERVICE

Filed on this date, pursuant to Section 120.52, F.S., with the designated Clerk, receipt of which is acknowledged.



CLERK

May 21, 2010

DATE

CFG/bk

cc (with enclosure):

Karen Knight, EPA/ Region 4, knight.karen@epamail.epa.gov;
Ashwin Patel, DEP/Jacksonville, Ashwin.Patel@dep.state.fl.us;
Augusta Posner, DEP/Tallahassee, Augusta.Posner@dep.state.fl.us;
Kati Petersburg, Brown and Caldwell/Golden, Colorado, kpetersburg@brwncald.com;
Edgar Echevarria, DEP/Tallahassee, Edgar.Echevarria@dep.state.fl.us;
Bryan Baker, DEP/Tallahassee, Bryan.Baker@dep.state.fl.us;
Susan Eldredge, DEP/Tallahassee, Susan.Eldredge@dep.state.fl.us;
Tekla Taylor, Brown And Caldwell/Golder, CO, ttaylor@brwncald.com;
Richard Maguire; RMaguire@rtlaw.com

NOTICE OF RIGHTS

1. If you dispute any issue of material fact raised by this permit modification, you have the right to a formal administrative hearing pursuant to Sections 120.569 and 120.57(1), Florida Statutes (F.S.). At a formal hearing, you will have the opportunity to be represented by counsel, to present evidence and argument on all issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of fact and orders, and to file exceptions to any order or hearing office's recommended order.
2. If you do not dispute any issue of material fact raised by this permit modification, you have the right to an informal administrative proceeding pursuant to Sections 120.569 and 120.57(2), F.S. If an informal proceeding is held, you will have the opportunity to be represented by counsel, to present to the agency written or oral evidence in opposition to the Department's Order, or to present a written statement challenging the grounds upon which the Department is justifying its proposed action.
3. If you desire a formal hearing or an informal proceeding, you must file a written "Petition for Administrative Proceeding" within 21 days of receipt of this Order. The petition must be in the form required by Rule 28-106.201(2) Florida Administrative Code (F.A.C.) A petition is "filed" when it is received by the Department's Agency Clerk, Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000.
4. You will waive the right to a formal hearing or an informal proceeding if a Petition is not filed with the Department within 21 days of the date you receive this permit modification. If you file a written request for extension of time within the time limit and show good cause for an extension, the Department may extend the time by issuing another written order.
5. Mediation is not available in the context of this Order.
6. A party who is adversely affected by this Order when it becomes Final is entitled to Judicial Review pursuant to Section 120.68, F.S. Review proceedings are governed by the Florida Rules of Appellate Procedure. Such proceedings are commenced by filing one copy of a Notice of Appeal with the Agency Clerk, Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, and a second copy, accompanied by filing fees prescribed by law, with the First District Court of Appeal or with the District Court of Appeal in the Appellate District where the party resides. The Notice of Appeal must be filed within 30 days of rendition of the Order to be reviewed. The Order is rendered on the date it becomes Final. The Order becomes Final on the letterhead date, unless a Petition for formal hearing or informal proceeding is filed as outlined in this notice.