



FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

Southeast District Office
400 North Congress Avenue, 3rd Floor
West Palm Beach, FL 33401
561-681-6600

RICK SCOTT
GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

April 15, 2013

Bio Waste Tech, Inc., and
Carl A. Bryant, Sr., President and Registered Agent
710 Evergreen Dr.
Lake Park, FL 33403

SUBJECT: OGC No.: 12-1124
Notification of failure to comply with Final Judgment
PAST DUE NOTICE

Dear Mr. Bryant:

Our records indicate the Department has not received payment of penalties and expenses that were due by February 23, 2013 pursuant to the Final Judgment entered in the matter referenced above. Your account is now **past due** in the amount of \$16,580.00.

Please remit \$16,580.00 by no later than April 22, 2013. Make your check or money order payable to the **Department of Environmental Protection** and mail payment to Florida Department of Environmental Protection Southeast District Office, 400 Congress Ave., 3rd Floor, West Palm Beach, FL 33401, Attn: Magdalena Gierczak. Unless this amount is paid in full by the dates specified above, the Department will turn this matter over to a collection agency. If that occurs, you will be responsible for paying a collection fee in addition to the payment amount due to the Department.

If payment has already been made, please disregard this letter. If you have any questions please contact Ms. Gierczak at 561-681-6718.

Sincerely,

Joe Lurix

April 12, 2013

Joe Lurix
Program Administrator
Southeast District

Date


JL/KK/mg

Attachments: Copy of Final Judgment ordered February 13, 2013

Cc: Electronic Archboard/OCULUS
Bonnie Malloy, OGC
Laurie Roughton, OGC
Hafeeza Khan, SED

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT,
IN AND FOR PALM BEACH COUNTY, FLORIDA

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Plaintiff,

vs.

Case No.: 50-2012-CA-012403 Div. A1

BIO WASTE TECH, INC., and
CARL A. BRYANT, SR.,

Defendants.

FINAL JUDGMENT AFTER DEFAULT AGAINST
BIO WASTE TECH, INC.

THIS CAUSE having come before the Court on the Plaintiff's, State of Florida Department of Environmental Protection ("Department"), Motion for Final Judgment After Default against the Defendant Bio Waste Tech, Inc., in the above-styled action, and having considered the same and being otherwise duly informed, the Court finds and it is hereby

ORDERED AND ADJUDGED that:

1. Plaintiff, the Department, shall recover from Defendant Bio Waste Tech, Inc., (3311 Pinewood Ave., West Palm Beach, Florida 33407) the sum of \$15,580.00 in civil penalties and \$1,000.00 for costs, for a total of \$16,580.00, for which let execution issue.
2. Within 10 days of entry of this Final Judgment, Defendant Bio Waste Tech, Inc., shall make payments in the manner described herein. The payment of \$16,580.00 shall be made to the Department by cashier's check or money order payable to the "State of Florida Department of Environmental Protection" and shall include thereon the notations "OGC Case No. 12-1124" and "Ecosystem Management and Restoration Trust Fund." The payment shall be

sent to the State of Florida Department of Environmental Protection, Southeast District, 400 North Congress Ave., Suite 200, West Palm Beach, Florida 33401.

3. As of the date of entry of this Final Judgment, Defendant Bio Waste Tech, Inc., is prohibited from transporting hazardous waste in Florida indefinitely.

4. It is further ordered and adjudged that Defendant Bio Waste Tech, Inc., shall complete under oath Florida Rule of Civil Procedure Form 1.977 (Fact Information Sheet), including all required attachments, and serve it on the Department's attorney, at the State of Florida Department of Environmental Protection, Douglas Building, MS #35, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, within 10 days from the date of this Final Judgment, unless the Final Judgment is satisfied or post-judgment discovery is stayed. Failure to complete Form 1.977 as ordered may be considered contempt of court. Upon serving the completed forms, Defendant Bio Waste Tech, Inc., is required to file a notice of compliance with the clerk of court and serve a copy of the notice of compliance on the Department's attorney.

5. The court shall retain jurisdiction to enforce the provisions of this Final Judgment by contempt or other appropriate sanctions.

DONE AND ORDERED in Palm Beach County, Florida this _____ day of _____, 2013.

SIGNED & DATED
FEB 13 2013
JUDGE MEENU T. SASSER

MEENU SASSER
Circuit Judge

cc: Bonnie A. Malloy, Esq.
Counsel for Plaintiff

Carl A. Bryant, Sr., individually, and as registered agent for Bio Waste Tech, Inc.
Defendants

~~RECEIVED
FEB 14 2013
DEPT. OF ENVIRONMENTAL PROTECTION
OFFICE OF GENERAL COUNSEL~~

RECEIVED
FEB 15 2013

DEPT. OF ENVIRONMENTAL PROTECTION
OFFICE OF GENERAL COUNSEL