



Florida Department of Environmental Protection

South District
P.O. Box 2549
Fort Myers, FL 33902-2549

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

March 9, 2010

CERTIFIED MAIL NO. 7008 0500 0000 7774 6760
RETURN RECEIPT REQUESTED



Jacqueline Wilson, President
Gibrellic Corporation
19050 Glades Cut-Off Road
Port St Lucie FL 34987-2603

Re: St. Lucie County – SW
Liberty Tire Recycling, LLC
19050 Glades Cut-Off Road
WACS ID No. 95689

Dear Ms. Wilson:

The purpose of this letter is to advise you of possible violations of law for which you may be responsible, and to seek your cooperation in resolving the matter. A field inspection conducted on January 28, 2010 indicates that a violation of Florida Statutes and Rules may exist. Department of Environmental Protection personnel observed the following:

1. Florida Administrative Code (F.A.C.) Rule 62-711.520(3) states the any waste tire collector engaged in collecting or transporting waste tires for the purpose of storage, sale, recycling, reuse, disposal, or processing shall display on each vehicle used a current decal with the waste tire collector registration number obtained from the Department for that vehicle. The decal shall be affixed to the outside of the driver's front door of each vehicle used to transport waste tires. Common carriers displaying an Interstate Commerce Commission number may display decals on removable marking panels. The registered waste tire collector is responsible for all waste tire activities conducted through the use of his decal. Theft of a decal, as documented by a police report, will suspend this responsibility until the decal is recovered. There was no decal affixed to the outside of the driver's front door of the vehicle owned by American Machinery Corp – FL License plate number 731 MWQ – USDOT number 1232082 that was used to transport more than 25 waste tires in a truck trailer with a Maine License plate number 10 6503B.

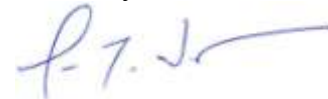
The activities observed during the Department's field inspection and any other activities at your facility that may be contributing to violations of the above-described statutes or rules should cease immediately.

You are requested to schedule a meeting with the Department before March 30, 2010 to discuss this matter. The meeting can occur by telephone conference or at the Departments South District Office located at 2295 Victoria Avenue, Suite 364, Fort Myers, FL. Potential penalties will be discussed at the meeting which may include monetary settlements. The Department is interested in reviewing any facts you may have that will assist in determining whether any violations have occurred. You may bring anyone with you to the meeting that you feel could help resolve this matter.

Please be advised that this Warning Letter is part of an agency investigation, preliminary to agency action in accordance with Section 120.57(5), Florida Statutes. We look forward to your cooperation in completing the investigation and resolution of this matter.

If you have any questions concerning this matter, please contact **James Leavor** (James.Leavor@dep.state.fl.us) at (239) 332-6975, extension 121, or **Bill Krumbholz** (Bill.krumbholz@dep.state.fl.us) at extension 155. Your cooperation is appreciated.

Sincerely,



Jon M. Iglehart
Director of District Management

JMI/BK/JAL/rcd

cc: James Leavor – FDEP – James.Leavor@dep.state.fl.us
Bill Krumbholz – FDEP – Bill.Krumbholz@dep.state.fl.us
Teresa ZilkoMiller – FDEP – Teresa.ZilkoMiller@dep.state.fl.us
Lauren O'Connor – FDEP – Lauren.O'Connor@dep.state.fl.us