



# State of Mississippi

**TATE REEVES**  
Governor

## MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

CHRIS WELLS, EXECUTIVE DIRECTOR

July 2, 2021

**CERTIFIED MAIL #7019 1120 0000 4785 2607**

Mr. Carlo Baldovino  
Evercompounds LLC  
7046 State Line Road  
Olive Branch, MS 38654-5709

**Re: Evercompounds LLC  
Agreed Order No. 7135 21**

Dear Mr. Baldovino:

Enclosed you will find a copy of Agreed Order No. 7135 21, which has been executed by the Executive Director of the Mississippi Department of Environmental Quality, Chris Wells, on behalf of the Mississippi Commission on Environmental Quality.

The enclosed Order assesses a civil penalty. The penalty payment, when due, should be made by check payable to the Mississippi Department of Environmental Quality and returned in the enclosed, self-addressed envelope to the MDEQ Accounts Receivable at P.O. Box 2339, Jackson, MS 39225.

If you have any questions regarding your obligations under the enclosed order, please contact Geoffrey Martin at (601) 961-5024.

Sincerely,

Michelle Clark, P.E., BCEE, Chief  
Environmental Compliance and Enforcement Division

Enclosure  
cc: Geoffrey Martin

Agency Interest No. 70500  
ENF20210002

BEFORE THE MISSISSIPPI COMMISSION  
ON ENVIRONMENTAL QUALITY

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

COMPLAINANT

VS.

ORDER NO.

**7135 21**

EVERCOMPOUNDS, LLC  
7046 STATE LINE ROAD  
OLIVE BRANCH, MISSISSIPPI 38654

RESPONDENT

AGREED ORDER

COME NOW the Mississippi Commission on Environmental Quality (Commission), acting through the staff and Executive Director of the Mississippi Department of Environmental Quality (MDEQ), Complainant, and Evercompounds, LLC, Respondent, in the above captioned cause and agree as follows:

1.

By letters dated July 13, 2020 and May 18, 2021, Respondent was contacted by Complainant and notified of the following violations:

- A. Air-Construction Permit No. 0680-00114, Condition B.3: Respondent failed to notify the Mississippi Environmental Quality Permit Board ("Permit Board") that construction or installation was performed in accordance with the approved plans and specifications on file with the Permit Board prior to commencing operation in May 2017.
- B. Air-Construction Permit No. 0680-00114, Condition A.20: Respondent failed to submit a certification of construction prior to commencing operation in May 2017.

By letter dated April 13, 2020, Respondent submitted the Certification of

Construction.

- C. Air-Construction Permit No. 0680-00114, Condition A.22: Respondent failed to submit an application for issuance of the Synthetic Minor Operating Permit no later than twelve (12) months after beginning operation in May 2017.

On May 6, 2020, Respondent submitted a Synthetic Minor Operating Permit application to MDEQ's Environmental Permits Division. Synthetic Minor Operating Permit No. 0680-00114 was issued on September 4, 2020.

- D. Air-Synthetic Minor Operating Permit No. 0680-00114, Condition 6.2: Respondent failed to submit a certified annual synthetic minor monitoring report for the 2020 calendar year by January 31, 2021.

By letter dated March 24, 2021, Respondent submitted a certified annual synthetic minor monitoring report for the 2020 calendar year. By letter dated May 21, 2021, Respondent asserted it contracted with an environmental consultant to ensure future compliance with Synthetic Minor Operating Permit No. 0680-00114.

2.

In lieu of a formal enforcement hearing concerning the violations listed above, Complainant and Respondent agree to settle this matter as follows:

- A. Respondent agrees to pay and Complainant agrees to accept a civil penalty in the amount of \$45,000.00. Respondent shall pay this penalty to MDEQ within forty-five (45) days after this Agreed Order has been executed by the MDEQ Executive Director or his designee. The settlement payment shall be submitted to:

Mississippi Department of Environmental Quality  
Attn: Accounts Receivable  
P.O. Box 2339  
Jackson, MS 39225

3.

Nothing in this Agreed Order shall limit the rights of MDEQ or the Commission in the event Respondent fails to comply with this Agreed Order. The Agreed Order shall be strictly construed to apply to those matters expressly resolved herein.

4.

Nothing contained in this Agreed Order shall limit the rights of MDEQ or the Commission to take enforcement or other actions against Respondent for violations not addressed herein and for future violations of environmental laws, rules, and regulations.

5.

Respondent understands and acknowledges that it is entitled to an evidentiary hearing before the Commission pursuant to Miss. Code Ann. § 49-17-31, and that it has made an informed waiver of that right.

ORDERED, this the 2<sup>nd</sup> day of July, 2021.

MISSISSIPPI COMMISSION ON  
ENVIRONMENTAL QUALITY

BY: 

CHRIS WELLS  
EXECUTIVE DIRECTOR  
MISSISSIPPI DEPARTMENT  
OF ENVIRONMENTAL QUALITY

AGREED, this the 28 day of JUNE, 2021.

EVERCOMPOUNDS, LLC

BY: Carlo Baldovino CARLO BALDOVINO

TITLE: GENERAL MANAGER

STATE OF MISSISSIPPI

COUNTY OF DESOTO

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, the within named Carlo Baldovino who first being duly sworn, did state upon his/her oath and acknowledge to me that he/she is the General Manager of Evercompounds, LLC and is authorized to sign and enter this Agreement.

SWORN AND SUBSCRIBED BEFORE ME, this the 28 day of June, 2021.

Bri D'Angelo  
NOTARY PUBLIC

My Commission expires: 4-1-2023

