



Certified Mail – Return Receipt Requested

March 29, 2023

Sabrina Ansley
Owners
D & R Tank Co, Inc.
1210 Prosperity SE
Albuquerque, NM 87105

**RE: RESOLUTION OF NOTICE OF VIOLATION WITH PROPOSED PENALTIES
D & R TANK CO, INC.
EPA ID# NMR000021725**

Dear Sabrina Ansley:

On September 2, 2020, the New Mexico Environment Department (NMED) conducted a hazardous waste Compliance Evaluation Inspection (Inspection) at Peak Fishing Services, located at D & R Tank Co, Inc. (D & R), located at 1210 Prosperity SE, Albuquerque, New Mexico. Based on that Inspection and review of information obtained NMED issued a Notice of Violation with Proposed Penalties (NOV) dated December 28, 2020.

D & R representatives met with NMED via teleconference on February 19, 2021 to discuss the violations in the NOV as well as the penalty. NMED has reviewed the responses and taken into consideration the information provided during the teleconference and from an additional response provided May 10, 2021. Based on that review, NMED has determined that the violations cited in the NOV have been adequately addressed and that no further action relative to the NOV on the part of D&R is required. Any action taken in response to this letter does not relieve your facility of its obligation to comply with all other applicable laws and regulations.

NMED hereby rescinds the penalty proposed in the December 28, 2020 NOV. Please be aware that any future substantial deviations from regulatory requirements may result in D&R being considered for an elevated enforcement action including the imposition of civil penalties and/or an Administrative Compliance Order.

Ms. Ansely
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If you have any questions regarding this letter, please contact Aaron Coffman of my staff at 505-670-5211 or by email at aaron.coffman@state.nm.us.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dave Cobrain".

Dave Cobrain
Acting Chief
Hazardous Waste Bureau

cc: Aaron Coffman, NMED HWB
Levi Cole, NMED District I Manager

file: Library # 3531