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BILL RICHARDSON
GOVERNOR

State of New Mexico
ENVIRONMENT DEPARTMENT

Hazardous Waste Bureau
2905 Rodeo Park Drive East, Building 1
Santa Fe, New Mexico 87505-6303
Telephone (505) 428-2500
Fax (505) 428-2567
www.nmenv.state.nm.us



RON CURRY
SECRETARY

DERRITH WATCHMAN-MOORE
DEPUTY SECRETARY

CERTIFIED MAIL
RETURN RECEIPT REQUIRED

SCANNED

June 15, 2004

Mr. Dave Ashton
Production Manager
National Research Labs, Inc.
650 Haines NW
Albuquerque, New Mexico 87102

SUBJECT: NOTICE OF VIOLATION AND RESOLUTION
NATIONAL RESEARCH LABS, INC., EPA ID # NMD130100159

Dear Mr. Ashton:

On April 2, 2004, the New Mexico Environment Department (NMED) conducted a hazardous waste Compliance Evaluation Inspection at National Research Labs, Inc. (NRL), located at 650 Haines NW, Albuquerque. Based on that inspection and review of the information obtained, NMED has determined that your facility is a Small Quantity Generator and has violated the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC) as specified below.

The following violations were noted:

1. NRL failed to obtain a permit to store hazardous waste on-site for more than 90 days. This is a violation of 20.4.1.300 NMAC, incorporating 40 CFR § 262.34 (a). Derivative violations would be included from Subparts B, C, E, H, and I of 40 CFR § 264.
2. NRL failed to label containers of hazardous waste with the date upon which each period of accumulation begins. This is a violation of 20.4.1.300 NMAC, incorporating 40 CFR 262.34 (a) (2).

Mr. Dave Ashton
June 15, 2004
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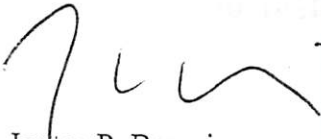
In accordance with 74-4-10 NMSA 1978, NMED may: (1) issue a Compliance Order requiring compliance immediately or within a specified time period, or assess a civil penalty for any past or current violations of up to \$10,000 per day of non-compliance with each violation, or both; or (2) commence a civil action in District Court for appropriate relief, including a temporary or permanent injunction. Any such order may include a suspension or revocation of any permit issued by NMED.

The NMED has reviewed your response dated April 22, 2004 to the Inspection Report. Based on a review of that response, NMED has determined that the violations cited in this Notice of Violation have already been adequately addressed and no further action regarding this NOV is required.

This letter does not relieve NRL of its obligation to comply with any other applicable laws and regulations.

If you have any questions regarding this letter, please contact Brian L. Salem of my staff at (505) 841-9487. Please address your written response to the attention of Brian L. Salem at 4131 Montgomery NE, Albuquerque, New Mexico 87109.

Sincerely,



James P. Bearzi
Chief
Hazardous Waste Bureau

JB:bs

cc: Sandra Martin, Manager, Compliance & Technical Assistance Program
Barry Birch, Environmental Supervisor
Brian L. Salem, Environmental Specialist
Tom Skibitski, General Manager, District I
Baird Swanson, Environmental Specialist, Ground Water Quality Bureau

file: Library File # 0353
hwbsoc05/enforcement/Salem

April 22, 2004

Dave Ashton
National Research Labs
650 Haines Ave. NW
Albuquerque, NM 87102
243-1757

NM ENVIRONMENT DEPT
RECEIVED
APR 23 2004
DISTRICT 1 OFFICE

NMED HWB
Brian Salem
4131 Montgomery NE
Albuquerque, NM 87109

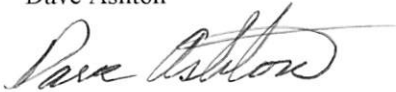
Brian,

Enclosed are the manifests that cover the shipping of the materials listed as potential violations during your CEI on 4/2/04. I have also enclosed prints of pictures taken on 4/21/04 showing the current inventory and accumulation start dates for each item.

Please let me know if there is anything else that you will need.

Thanks

Dave Ashton



Production Manager, NRL