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Governor

JOHN A. SANCHEZ
Lieutenant Governor

NEW MEXICO
ENVIRONMENT DEPARTMENT

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RYAN FLYNN
Cabinet Secretary

BUTCH TONGATE
Deputy Secretary

CERTIFIED MAIL - RETURN RECEIPT REQUIRED

December 7, 2015

Mitch Michaud
Service Center Manager
R&L Carriers
2350 Aztec Rd. NE
Albuquerque, NM 87107

**RE: NOTICE OF VIOLATION AND RESOLUTION
R&L CARRIERS
EPA ID# NMR000002956**

Dear Mr. Michaud:

On November 5, 2015, the New Mexico Environment Department (NMED) conducted a hazardous waste Compliance Evaluation Inspection at R&L Carriers, located at 2350 Aztec Rd. NE, Albuquerque, New Mexico. Based on that inspection and review of the information obtained, NMED has determined that your facility is a Conditionally Exempt Small Quantity Generator of hazardous waste, as defined in the Notification of Regulated Waste Activity Instructions (EPA Form 8700-12) and has violated the New Mexico Hazardous Waste Management Regulations (20.4.1 NMAC) as specified below.

NMED observed the following violation:

1. Failure to ensure delivery of hazardous waste to an off-site treatment, storage, or disposal facility (TSDF). NMED was informed that hazardous waste has been shipped from the facility, but facility personnel were unable to provide any disposal documentation, such as a Uniform Hazardous Waste Manifest or Bill of Lading. This is a violation of 20.4.1.200 NMAC, incorporating 40 CFR 261.5(g)(3).

Mitch Michaud
December 7, 2015
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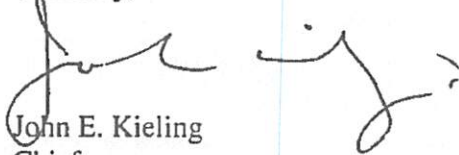
NMED has reviewed your response, dated November 30, 2015, to the inspection. Based on that review, NMED has determined that the violation was adequately addressed and therefore no further action is required.

R&L Carriers is freight carrier for "Lighter Than Truckload (LTL)" shipments from coast to coast. Hazardous wastes are typically generated from spills and/or damaged goods during transport, which are managed at the facility. Preventative maintenance and minor engine repairs on the freight trucks is also performed on-site. Typical waste streams include used oil, used oil filters, antifreeze, lead acid batteries, and aerosol cans.

This Notice of Violation is considered an informal enforcement response in accordance with NMED's *Enforcement Response Protocol*. Please be aware that any future substantial deviations from regulatory requirements may result in your facility being considered for an elevated enforcement action. Also, be aware that any corrective action taken during our inspection, or in response to this letter, does not relieve R&L Carriers of its obligation to comply with any and all other applicable laws and regulations.

If you have any questions regarding this letter, please contact Doug Hopinkah of my staff at (505) 222-9542 or by email at doug.hopinkah@state.nm.us.

Sincerely,



John E. Kielling
Chief
Hazardous Waste Bureau

JEK: dh

cc: Janine Kraemer, NMED HWB
Michael Space, NMED HWB
Doug Hopinkah, NMED HWB
William Chavez, NMED District I Manager

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