



November 23, 2010

Joel Dougherty (6EN-HF)
Hazardous Waste Enforcement Branch
U.S. EPA Region 6, Suite 1200
1445 Ross Ave.
Dallas, TX 75202-2733
Via Certified Mail
No. 7006 2150 0003 5110 0610

Chief
Hazardous Waste Bureau
New Mexico Environment Department
2905 Rodeo Park Drive East, Building 1
Santa Fe, NM 87505-6303
Via Certified Mail
No. 7006 2150 0003 5110 0627

**RE: In the Matter of Western Refining Southwest, Inc.
Complaint and Consent Agreement and Final Order
Docket No. RCRA-06-2009-0936**

Gentlemen:

Western Refining Southwest, Inc. ("Western") received on November 1, 2010 a demand letter stating that "Western has failed to comply with the terms of the CAFO. Paragraph 110 of the CAFO prescribes Stipulated Penalties if the Respondent fails to comply with any provision in the CAFO. Western is hereby ordered to pay Eleven Thousand Dollars (\$11,000.00) to the Treasurer of the United States as prescribed by Paragraphs 110 through 114 of the CAFO."

Attached is a copy of the Cashier's Check No. 9494133116 dated November 22, 2010 in the amount of \$11,000.00 made payable to the Treasurer of the United States. This payment is being made within the required 30 days of receipt of the demand letter. Simultaneous notices of payment with a copy of the Cashier's Check are being provided to the following EPA representatives as required by Paragraphs 102 and 105 of the CAFO.

Lorena S. Vaughn (6RC-D)
Regional Hearing Clerk
U.S. EPA – Region 6
1445 Ross Avenue
Dallas, TX 75202-2733
Via Certified Mail No. 7006 2150 0003 5110 0634

Ragan Broyles (6EN-H)
Associate Director, Hazardous Waste Enforcement Branch
U.S. EPA – Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733
Via Certified Mail No. 7006 2150 0003 5110 0641

David Edelstein (6RC-ER)
RCRA Legal Branch
Office of Regional Counsel
U.S. EPA – Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733
Via Certified Mail No. 7006 2150 0003 5110 0658

Please call me at (915) 534-1480 if you have any questions.

Sincerely,



Leslie Ann Allen
Senior Vice President
Health, Safety, Environment and Regulatory Affairs

Enclosure

copy: Mark Turri
Western Refining – Gallup Refinery

Ed Riege
Western Refining – Gallup Refinery



Cashier's Check

No. 9494133116

Anti-Fraud Protection - Register No. 2286

Bank of America, N.A.
San Antonio, Texas
Deposit Services
318/0005197 R G

Void Over 90 Days

30-1/1140

DATE

11/22/2010 03:55:26 PM

PAY  BANK OF AMERICA ONE ONE ZERO ZERO ZERO CT SCTS

*****\$11,000.00

To The Order Of Treasurer of the United States

In the Matter of Western Refining Southwest, Inc
Docket No. RCRA-06-2009-0936
SR#1-857921384

Void Over \$ 11,000.00

AUTHORIZED SIGNATURE

Remitter: WESTERN REFINING COMPANY, L.P.

⑈9494133116⑈ ⑆121000358⑆ 1397285075⑈

THE ORIGINAL DOCUMENT HAS A REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW WHEN CHECKING THE ENDORSEMENTS.