



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
LANSING



KEITH CREAGH  
DIRECTOR

January 19, 2016

**ENFORCEMENT NOTICE**

In the matter of:

Mr. Steve Walsh  
L'Anse Warden Electric Company, LLC  
P.O. Box 695  
White Pine, Michigan 49971

SRN: B4260, Baraga County

ATTENTION: Mr. Walsh:

This letter is to advise you of the commencement of escalated enforcement action against L'Anse Warden Electric Company, LLC. This letter follows the December 1, 2015 Violation Notice (VN) issued by the Michigan Department of Environmental Quality (MDEQ), Air Quality Division (AQD) which detailed violations of Renewable Operating Permit (ROP) MI-ROP-B4260-2011.

The alleged violations against L'Anse Warden Electric Company are federally enforceable and are considered a High Priority Violation (HPV) by the United States Environmental Protection Agency (EPA). The HPV designation means that the EPA places a priority on enforcing the regulations governing this violation and on formally resolving alleged violations of this type. The AQD is required to report all HPVs to the EPA, pursuant to the state's grant commitments with the EPA and the state's delegated enforcement authority of the federal Clean Air Act.

The AQD is hereby providing you with an opportunity to demonstrate compliance, present factual information in writing that should be considered regarding the violations and meet to discuss options for satisfactorily resolving the violations. This proposed resolution would include, among other things, a compliance schedule and an appropriate monetary penalty. Please contact me no later than Tuesday, February 2, 2016, to schedule a meeting to discuss the resolution of this matter.

Be advised that failure to respond to this Enforcement Notice in a timely manner and adequately resolve or address the cited violations may result in further enforcement proceedings including, but not limited to, referral of the matter to the Department of Attorney General (MDAG) for commencement of civil litigation. Be further advised that this Enforcement Notice does not preclude or limit the MDEQ's ability to initiate any other enforcement action under federal or state law as appropriate.

Sincerely,

Jason Wolf  
Enforcement Unit  
Air Quality Division  
517-284-6772  
wolfj2@michigan.gov

cc: Ms. Sarah Marshall, EPA, Region 5  
Mr. Neil Gordon, MDAG  
Mr. Chris Hare, MDEQ  
Mr. Thomas Hess, MDEQ