



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

100 N. Senate Avenue • Indianapolis, IN 46204

(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Brian C. Rockensuess
Commissioner

June 2, 2023

Via Certified Mail: # 7007 1490 0000 0839 0750

Mr. Onkar Singh
HSJ Petro, Inc.
57592 Hearthstone Ct
Goshen, IN 46528
onkarstores@gmail.com

Re: Revised Civil Penalty Payment Plan
HSJ Petro, Inc.
New Paris, Elkhart County
Case Number 2022-28968-U

Dear Mr. Singh:

HSJ Petro, Inc. entered into an Agreed Order with the Indiana Department of Environmental Management ("IDEM") on 14 April 2023. This Agreed Order contained a civil penalty which has yet to be paid.

In your 17 April 2023 email, you stated that you wished to have a new payment plan calculated. I am writing this letter to document the new agreement and to provide an accurate accounting according to IDEM's records:

Case Number 2022-28968-U
Total Civil Penalty Due: \$17,360.00
Payments Received: \$0.00
Civil Penalty Amount Remaining: \$17,360.00

The new payment plan will be One (1) payment of One Thousand Four Hundred and Fifty-Four Dollars (\$1,454) and Eleven (11) monthly payments of One Thousand Four Hundred and Forty-Six Dollars (\$1,446). Please find included with this letter an invoice for the September payment.

The first payment of the new payment plan is payable to the "Indiana Department of Environmental Management" or "IDEM" by:

Mail:

Civil penalties are payable by check to the "Indiana Department of Environmental Management" or "IDEM." Checks shall include the Case Number of this action and shall be mailed to:

Indiana Department of Environmental Management
Accounts Receivable

PO Box 3295
Indianapolis, IN 46206

Online:

Accounts Receivable is accepting payments online by e-Check, Master Card, Visa or Discover. Please visit www.IN.gov/IDEM. Under Online Services, click Online Payment options and follow the prompts. A processing fee of \$0.40 plus 2.06% will be charged for credit card payments. A processing fee of \$0.15 will be charged for eCheck payments. The Case Number is required to complete the process.

Phone:

You may also call us at 317-234-3099 and follow the instructions for Master Card, Visa or Discover payments. A processing fee of \$0.40 plus 2.06% will be charged for credit card payments. A processing fee of \$0.15 will be charged for eCheck payments. The Case Number is required to complete the process.

All remaining payments will be due and payable to IDEM each consecutive month until paid in full.

The goal of this letter is to achieve payment of the civil penalties to prevent referral to the Indiana Attorney General's Office for non-payment.

Sincerely,



Elizabeth Phillips
Environmental Manager
Enforcement Section
Office of Land Quality

Enclosures

cc: Robin Champion, IDEM, Supervisor, Billings/Receivables/Collections
IDEM Virtual File Cabinet



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

100 N. Senate Avenue • Indianapolis, IN 46204

(800) 451-6027 • (317) 232-0603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Brian C. Honken
Commissioner

March 2, 2023

Via Certified Mail: # 7017 2400 0000 0746 6693

Mr. Onkar Singh
IISJ Petro, Inc.
57592 Hearthstone Ct
Goshen, IN 46528
onkarestores@gmail.com

Dear Mr. Singh:

Re: Commissioner of the Department of Environmental
Management
v.
IISJ Petro, Inc.
Case No. 2022-28968-U

Qualified offer of settlement: inadmissible per Rule 408 of the Ind. Rules of Evidence. IDEM asserts that any offer to compromise a claim or any acceptance of such offer does not bind or obligate the parties of this enforcement action in the absence of a final order of the agency.

A proposed Agreed Order is enclosed that provides for the actions required to correct the violations outlined in IDEM's Notice of Violation issued to you in the above referenced case dated December 27, 2022. The civil penalty noted in the proposed Agreed Order is for settlement purposes only. Entering into, and timely compliance with, the enclosed Agreed Order will constitute resolution of this case. If you are willing to resolve this matter as provided for in the enclosed Agreed Order, sign and return it to me at the address specified in the Agreed Order by March 3, 2023.

If this matter cannot be resolved through the enclosed Agreed Order or a mutually acceptable proposed Agreed Order, a Commissioner's Order may be issued. It should be understood that the civil penalty for purposes of a Commissioner's Order will be assessed pursuant to IDEM's Civil Penalty Policy adopted as a Nonrule Policy Document on April 5, 1999.

Thank you for your cooperation in this matter.

Sincerely,



Jennifer Reno, Chief
Land Enforcement Section
Compliance Branch
Office of Land Quality

Enclosure

cc: Blkhart County Health Department
Chuck Phipps, OLQ UST Compliance
IDIM Virtual File Cabinet

5. Pursuant to IC 13-30-3-3, IDEM issued a Notice of Violation ("NOV") via Certified Mail to:

Onkar Singh, Registered Agent and President
IISJ Petro Inc.
57592 Hearthstone Ct.
Goshen, IN 46528
onkarestores@gmail.com

6. During an investigation including an inspection on 11/29 2021 conducted by a representative of IDEM, the following violations were found:
- a. Pursuant to 40 Code of Federal Regulations ("CFR") 280.34, owners and operators of UST systems must cooperate fully with inspections, monitoring and testing conducted by the implementing agency, as well as requests for document submission, testing, and monitoring by the owner or operator pursuant to section 9005 of Subtitle I of the Solid Waste Disposal Act, as amended,

As noted during the inspection, Respondent did not respond to IDEM's records request dated 10/27/2021 as required.

- b. Pursuant to 329 Indiana Administrative Code ("IAC") 9-2-2(e), an owner required to submit a notification under this section shall provide: (1) a notification for each UST owned; (2) complete information required on the form for each UST owned; and (3) if applicable, a separate notification form for each separate place of operation at which the USTs are located,

As noted during the inspection, an updated notification form with the correct overfill equipment information and piping information, including the installation date for the piping and change from Single Wall ("SW") to Double Wall ("DW") piping, was not submitted.

Subsequent to the inspection, IDEM received an updated UST Notification form, which was completed on 1/19 2022 and entered into VFC on 6/6/2022, with correct UST Overfill Prevention device (assessed in May of 2022, received 5/19/2022), and detailed information regarding the upgraded DW piping with installation date of 1/19/2022.

- c. Pursuant to 329 IAC 9-8-11(b), an owner or operator of: (1) twelve (12) or fewer USTs shall demonstrate the ability to pay the applicable deductible amount under IC 13-23-9-1.3; or (2) more than twelve (12) USTs shall demonstrate the ability to pay two (2) times the applicable deductible amount under IC 13-23-9-1.3.

As noted during the inspection, Respondent had not provided a mechanism of financial responsibility.

Subsequent to the inspection, IDEM received documentation of a certificate of deposit ("CD") which was created on 6/17/2022.

- d. Pursuant to 40 CFR 280.20(c)(1)(i), to prevent spilling and overfilling associated with product transfer to the UST system, owners and operators must use the following spill and overfill prevention equipment: (i) Spill prevention equipment that will prevent release of product to the environment when the transfer hose is detached from the fill pipe (for example, a spill catchment basin).

As noted during the inspection, the RUL spill bucket was over half filled with fluid and would not function as designed in a spill or overfill event.

Subsequent to the inspection, Respondent submitted passing documentation of the function of the RUL and PUL spill buckets which were tested on 11/30/2021. Respondent has not submitted pass documentation of the function of the K-1 (Kerosene) spill bucket.

- e. Pursuant to 40 CFR 280.20(c)(1)(ii), to prevent spilling and overfilling associated with product transfer to the UST system, owners and operators must use the following spill and overfill prevention equipment: (i) Overfill prevention equipment that will: (A) Automatically shut off flow into the tank when the tank is no more than 95 percent full; or (B) Alert the transfer operator when the tank is no more than 90 percent full by restricting the flow into the tank or triggering a high-level alarm; or (C) Restrict flow 30 minutes prior to overfilling, alert the transfer operator with a high level alarm one minute before overfilling, or automatically shut off flow into the tank so that none of the fittings located on top of the tank are exposed to product due to overfilling.

As noted during the inspection, previously submitted Notification Forms indicated that the RUL and PUL USTs were equipped with a flow restrictor (ball float valve) but at the time of inspection an auto shut-off ("ASD") device was observed inside the fill pipes of the RUL and PUL USTs. Additionally, as noted during the inspection, a foreign object was stuck in the RUL fill port disabling the ASD flapper valve overfill equipment.

Subsequent to the inspection, Respondent submitted an updated Notification Form, which was completed on 1/19/2022 and entered into VFC on 6/6/2022. The updated Notification Form indicates no ball float valve inside the fill pipes of the RUL and PUL USTs.

- f. Pursuant to 40 CFR 280.30(a), owners and operators must ensure that releases due to spilling or overfilling do not occur. The owner and operator must ensure that the volume available in the tank is greater than the volume of product to be transferred to the tank before the transfer is made and that the transfer operation is monitored constantly to prevent overfilling and spilling.

As noted during the inspection, there was a foreign object stuck in the unleaded fill port that was disabling the Auto Shutoff Flapper Valve overfill equipment.

Subsequent to the inspection, Respondent submitted documentation that the UNL tank fill pipe was inspected on 7/13 2022 and deemed free of obstruction. Additionally, subsequent to IDEM's inspection of the site, a camera inspection was conducted and no ball float was found in the RUL or PUL.

- g. Pursuant to 40 CFR 280.35(a)(1), owners and operators of UST systems with spill and overfill prevention equipment and containment sumps used for interstitial monitoring of piping must meet these requirements to ensure the equipment is operating properly and will prevent releases to the environment: (1) Spill prevention equipment (such as a catchment basin, spill bucket, or other spill containment device) and containment sumps used for interstitial monitoring of piping must prevent releases to the environment by meeting one of the following:
- (i) The equipment is double walled and the integrity of both walls is periodically monitored at a frequency not less than the frequency of the walkthrough inspections described in §280.36. Owners and operators must begin meeting paragraph (a)(1)(ii) of this section and conduct a test within 30 days of discontinuing periodic monitoring of this equipment; or
 - (ii) The spill prevention equipment and containment sumps used for interstitial monitoring of piping are tested at least once every three years to ensure the equipment is liquid tight by using vacuum, pressure, or liquid testing in accordance with one of the following criteria:
 - (A) Requirements developed by the manufacturer (Note: Owners and operators may use this option only if the manufacturer has developed requirements);
 - (B) Code of practice developed by a nationally recognized association or independent testing laboratory; or
 - (C) Requirements determined by the implementing agency to be no less protective of human health and the environment than the requirements listed in paragraphs (1)(1)(ii)(A) and (B) of this section.

As noted during the inspection, Respondent did not provide periodic spill prevention equipment test reports and there is no indication the equipment is double walled.

Subsequent to the inspection, documentation of spill bucket test results, dated 11/30 2021, for the RUL and PUL were submitted to IDEM. IDEM has not received documentation of spill bucket test results for the K-1 (kerosene) UST system.

Subsequent to the inspection, Respondent submitted notification form from 1/19 22 indicating that the equipment is double walled.

- h. Pursuant to 40 CFR 280.35(a)(2), overfill prevention equipment must be inspected at least once every three years. At a minimum, the inspection must ensure that overfill prevention equipment is set to activate at the correct level specified in 40 CFR

280.20(c) and will activate when regulated substance reaches that level. Inspections must be conducted in accordance with one of the criteria in paragraph (a)(1)(i)(A) through (C) of this section.

As noted during the inspection, documentation of overfill inspections for the UST systems was not provided.

Subsequent to the inspection, IDEM received documentation that indicated a camera inspection did not detect a ball float valve.

Subsequent to the inspection, IDEM received overfill inspection reports dated 11/30 2021 showing passing overfill test results for RUL and PUL, but not for K-1 (kerosene).

- i. Pursuant to 40 CFR 280.36(a)(1)(i) as incorporated, to properly operate and maintain UST systems, not later than June 28, 2021, owners and operators must conduct a walkthrough inspection every 30 days that, at a minimum, checks spill prevention equipment and release detection equipment (Exception: spill prevention equipment at UST systems receiving deliveries at intervals greater than every 30 days may be checked prior to each delivery).

As noted during the inspection, Respondent did not provide thirty (30) day walkthrough inspection results.

Subsequent to the inspection, Respondent submitted documentation of walkthrough inspections for only July 2022 and September 2022.

- j. Pursuant to 40 CFR 280.40(a)(3)(i) as incorporated, owners and operators of UST systems must provide a method, or combination of methods, of release detection that beginning on June 28, 2021, is operated and maintained, and electronic and mechanical components are tested for proper operation, in accordance with one of the following: manufacturer's instructions; a code of practice developed by a nationally recognized association or independent testing laboratory; or requirements determined by the implementing agency to be no less protective of human health and the environment than the two options listed in paragraphs (a)(1) and (2) of this section. A test of the proper operation must be performed at least annually and, at a minimum, as applicable to the facility, cover the following components and criteria: (i) Automatic tank gauge and other controllers: test alarm: verify system configuration; test battery backup.

As noted during the inspection, Respondent did not provide an annual automatic tank gauge ("ATG") functionality test report.

Subsequent to the inspection, documentation of an ATG functionality test, dated 11/30 2021, submitted; however, the tank values are incorrectly programmed which invalidates the test result.

- k. Pursuant to 40 CFR 280.40(a)(3)(ii) as incorporated, owners and operators of UST systems must provide a method or combination of methods, of release detection that beginning on June 28, 2021, is operated and maintained, and electronic and mechanical components are tested for proper operation, in accordance with one of the following: manufacturer's instructions; a code of practice developed by a nationally recognized association or independent testing laboratory; or requirements determined by the implementing agency to be no less protective of human health and the environment than the two options listed in paragraphs (a)(1) and (2) of this section. A test of the proper operation must be performed at least annually and, at a minimum, as applicable to the facility, cover the following components and criteria: (ii) Probes and sensors: inspect for residual buildup; ensure floats move freely; ensure shaft is not damaged; ensure cables are free of kinks and breaks; test alarm operability and communication with controller.

As noted during the inspection, Respondent did not provide an annual probes and sensors test report.

Subsequent to the inspection, Respondent submitted annual probes testing report from 11/30 2021.

- l. Pursuant to 40 CFR 280.41(a)(1), considering previous Indiana rule at 329 IAC 9-3-1.3 (repealed 2018), tanks installed on or before September 2, 2009 must be monitored for releases at least every 30 days using one of the methods listed in 40 CFR 280.43(d) through (i).

As noted during the inspection, Respondent did not provide or make available twelve (12) months of release detection records for the RUL and PUL USTs. Some release detection records for the RUL and PUL USTs were made available at the of the inspection; however, the records were not for the previous 12 consecutive months.

- m. Pursuant to 40 CFR 280.41(b)(1)(i)(A) considering previous Indiana rule at 329 IAC 9-2-1(2)(D), pressurized underground piping installed on or before September 2, 2009 that routinely contains regulated substances must be equipped with an automatic line leak detector conducted in accordance with CFR 40 280.44(a), which requires an annual leak detector test.

As noted during the inspection, Respondent did not provide a leak detector test result.

On 10/28/2022, documentation of leak detector testing, dated 4/20 2020, submitted to IDEM.

On 2/15/2023, documentation of passing leak detector test, dated 5/25/2021, was submitted to IDEM.

- n. Pursuant to 40 CFR 280.41(b)(1)(i)(B) considering previous Indiana rule at 329 IAC 9-2-1(2)(D), pressurized underground piping installed on or before September 2, 2009 that routinely contains regulated substances must have an annual line tightness test

conducted in accordance with 40 CFR 280.44(b) or have monthly monitoring conducted in accordance with 40 CFR 280.44(c).

As noted during the inspection, Respondent did not provide twelve (12) months of release detection records for the piping or a line tightness test.

On 10/28/2022, documentation of line tightness testing, dated 4/20/20, submitted to IDEM.

On 2/15/2023, documentation of passing line tightness test, dated 5/25/2021, was submitted to IDEM.

- o. Pursuant to 40 CFR 280.43(d), equipment for automatic tank gauging that tests for the loss of product and conducts inventory control must meet the following requirements:
 - (1) The automatic product level monitor test can detect a 0.2 gallon per hour leak rate from any portion of the tank that routinely contains product;
 - (2) The automatic tank gauging equipment must meet the inventory control (or other test of equivalent performance) requirements of 40 CFR 280.43(a); and
 - (3) The test must be performed with the system operating in one of the following modes: (i) In-tank static testing conducted at least once every 30 days; or (ii) Continuous in-tank leak detection operating on an uninterrupted basis or operating within a process that allows the system to gather incremental measurements to determine the leak status of the tank at least once every 30 days.

As noted during the inspection, according to the inventory report from the ATG, the volumes are exact values, which indicates the ATG is not programmed in conjunction with the tank chart's actual tank volumes.

- p. Pursuant to 40 CFR 280.245, owners and operators of underground storage tank systems must maintain a list of designated Class A, Class B, and Class C operators and maintain records verifying that training and retraining, as applicable, have been completed, in accordance with 40 CFR 280.34.

As noted during the inspection, Respondent did not provide Operator B and C certificates.

On 1/8/2022, Respondent submitted the Operator B certificate that was valid from 2/6/2020 to 1/8/2022.

On 1/11/2023, Respondent submitted the Operator C certificate that is valid from 1/11/2023 to 1/11/2026.

7. Orders of the Commissioner are subject to administrative review by the Office of Environmental Adjudication under IC 4-21.5; however, in recognition of the settlement reached, Respondent acknowledges notice of this right and waives any right to administrative and judicial review of this Agreed Order.

II. ORDER

1. This Agreed Order shall be effective ("Effective Date") when it is approved by Complainant or Complainant's delegate, and has been received by Respondent. This Agreed Order shall have no force or effect until the Effective Date.
2. Respondent shall comply with the rules, regulations, and statutes listed in the findings of fact above.
3. Upon the Effective Date, Respondent shall comply with 40 CFR 280.34. Specifically, Respondent shall cooperate fully with inspections, monitoring and testing conducted by the implementing agency, as well as requests for document submission, testing, and monitoring by the owner or operator pursuant to section 9005 of Subtitle I of the Solid Waste Disposal Act, as amended to IDEM.
4. Within thirty (30) days of the Effective Date, Respondent shall comply with 40 CFR 280.20(c)(1)(i). Specifically, Respondent shall contract with a certified contractor to conduct an inspection of the K-1 spill bucket and submit documentation to IDEM.
5. Within thirty (30) days of the Effective Date, Respondent shall comply with 40 CFR 280.20(c)(1)(ii). Specifically, Respondent shall contract with a certified contractor to inspect the K-1 overfill prevention device and submit documentation to IDEM.
6. Within thirty (30) days of the Effective Date, Respondent shall comply with 40 CFR 280.35(a)(2). Specifically, Respondent shall contract with a certified contractor to conduct an overfill inspection of the K-1 UST system and submit documentation to IDEM.
7. Within thirty (30) days of the Effective Date, Respondent shall comply with 40 CFR 280.30(a). Specifically, Respondent shall submit photographic documentation that the foreign object that was inserted into the RUL fill port has been removed. Furthermore, Respondent shall contract with a certified contractor to ensure that the RUL fill port was not damaged by the insertion of the foreign object and shall submit documentation to IDEM.
8. Effective Immediately, Respondent shall comply with 40 CFR 280.36(a)(1)(i). Specifically, Respondent shall perform the 30-day walkthrough inspections for all UST systems at the site in accordance with a standard of practice referenced in the rule.
9. Within thirty (30) days of the Effective Date, Respondent shall comply with 40 CFR 280.43(d). Specifically, Respondent shall have a contractor certified by the Indiana Office of the State Fire Marshall inspect, reprogram, repair, or otherwise correct the deficiencies of the automatic tank gauging system and submit documentation to IDEM. The automatic tank gauging system must be properly calibrated to the correct tank volumes based on the manufacturer's tank charts.

10. Within thirty (30) days of the Effective Date, Respondent shall comply with 40 CFR 280.40(a)(3)(i) and (ii). Specifically, Respondent shall have all components of the automatic tank gauge and probes tested for proper operation and shall submit documentation to IDEM.
11. Within thirty (30) day of the Effective Date, Respondent shall comply with 40 CFR 280.41(a)(1). Specifically, Respondent shall complete tank tightness testing on all USTs that contain a regulated amount of product and are found to not have been monitored every thirty (30) days, and submit results to IDEM.
12. All submittals required by this Agreed Order, unless Respondent is notified otherwise in writing by IDEM, shall be sent to:

Elizabeth Phillips, Enforcement Case Manager
Office of Land Quality
Indiana Department of Environmental Management
100 North Senate Avenue
Indianapolis, IN 46204-2251
13. Pursuant to IC 13-30-4-1, Respondent is assessed and agrees to pay a civil penalty of Seventeen Thousand Three Hundred Sixty Dollars (\$17,360). Respondent shall pay by the due date printed on the Invoice, as attached.

Civil and stipulated penalties are payable to the "Underground Petroleum Storage Tank Trust Fund" by:

Mail:

Civil penalties are payable by check to the "Underground Petroleum Storage Tank Trust Fund." Checks shall include the Case Number of this action and shall be mailed to:

Indiana Department of Environmental Management
Accounts Receivable
IGCN, Room 1340
100 North Senate Avenue
Indianapolis, IN 46204

Online:

Accounts Receivable is accepting payments online by e-Check, Master Card, Visa or Discover. Please visit www.IN.gov/IDEM. Under Online Services, click Online Payment options and follow the prompts. A processing fee of \$1 plus 1.99% will be charged for credit card payments. A processing fee of \$1.00 will be charged for eCheck payments. The Case Number is required to complete the process.

Phone:

You may also call us at 317-234-3099 and follow the instructions for Master Card, Visa or Discover payments. A processing fee of \$1 plus 1.99% will be charged for credit card payments. A processing fee of \$1.00 will be charged for eCheck payments.

The Case Number is required to complete the process.

14. In the event the terms and conditions of the following paragraphs are violated, Complainant may assess and Respondent shall pay a stipulated penalty in the following amount:

<u>Paragraph</u>	<u>Penalty</u>
Order paragraph 3	\$100 per week
Order paragraph 4	\$100 per week
Order paragraph 5	\$100 per week
Order paragraph 6	\$100 per week
Order paragraph 7	\$100 per week
Order paragraph 9	\$100 per week
Order paragraph 10	\$100 per week
Order paragraph 11	\$100 per week

15. Stipulated penalties shall be due and payable after Respondent receives written notice that Complainant has determined a stipulated penalty is due; at which time, a separate invoice will be issued. Complainant may notify Respondent at any time that a stipulated penalty is due. Failure to notify Respondent in writing in a timely manner of a stipulated penalty assessment shall not waive Complainant's right to collect such stipulated penalty or preclude Complainant from seeking additional relief against Respondent for violation of this Agreed Order. Neither assessment nor payment of stipulated penalties shall preclude Complainant from seeking additional relief against Respondent for a violation of this Agreed Order; such additional relief includes any remedies or sanctions available pursuant to Indiana law, including, but not limited to, civil penalties pursuant to IC 13-30-4.
16. In the event that the monies due to IDEM pursuant to this Agreed Order are not paid on or before their Due Date, Respondent shall pay an additional penalty of 10 percent, payable to the "Underground Petroleum Storage Tank Trust Fund" and shall be payable to IDEM in the manner specified in Paragraph 13, above.
17. Signatories to this Agreed Order certify that they are fully authorized to execute this Agreed Order and legally bind the party they represent.
18. This Agreed Order shall apply to and be binding upon Respondent and all successors and assigns. Respondent shall provide a copy of this Agreed Order, if in force, to any subsequent owners, successors, or assigns before ownership rights are transferred.
19. No change in ownership, corporate, or partnership status of Respondent shall in any way alter the Respondent's status or responsibilities under this Agreed Order.
20. Respondent shall ensure that all contractors, firms, and other persons performing work under this Agreed Order comply with the terms of this Agreed Order.

21. In the event that any terms of this Agreed Order are found to be invalid, the remaining terms shall remain in full force and effect and shall be construed and enforced as if this Agreed Order did not contain the invalid terms.
22. This Agreed Order is not and shall not be interpreted to be a permit or a modification of an existing permit. This Agreed Order, and IDEM's review or approval of any submittal made by Respondent pursuant to this Agreed Order, shall not in any way relieve Respondent of the obligation to comply with the requirements of any applicable permits or any applicable Federal or State laws or regulations.
23. Complainant does not, by its approval of this Agreed Order, warrant or aver in any manner that Respondent's compliance with any aspect of this Agreed Order will result in compliance with the provisions of any permit, order, or any applicable Federal or State law or regulation. Additionally, IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of Respondent's efforts to comply with this Agreed Order.
24. Nothing in this Agreed Order shall prevent or limit IDEM's rights to obtain penalties or injunctive relief under any applicable Federal or State law or regulation, except that IDEM may not, and hereby waives its right to, seek additional civil penalties for the violation specified in the NOV.
25. Nothing in this Agreed Order shall prevent IDEM or anyone acting on its behalf from communicating with the U.S. Environmental Protection Agency (U.S. EPA) or any other agency or entity about any matters relating to this enforcement action. IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of such communications with the U.S. EPA or any other agency or entity.
26. This Agreed Order shall remain in effect until IDEM issues a Resolution of Case letter to Respondent.

REMAINDER OF PAGE LEFT BLANK INTENTIONALLY

TECHNICAL RECOMMENDATION:
Department of Environmental Management

By: Jennifer Reno
Jennifer Reno, Chief
Land Enforcement Section
Compliance Branch
Office of Land Quality

Date: 2/23/2023

RESPONDENT:

By: ONKAR SINGH
Printed: ONKAR SINGH
Title: PRESIDENT

Date: 03-02-2023

COUNSEL FOR RESPONDENT:

By: _____
Printed: _____
Date: _____

APPROVED AND ADOPTED BY THE INDIANA DEPARTMENT OF ENVIRONMENTAL
MANAGEMENT THIS 30th DAY OF March, 2023

For the Commissioner:

Peggy Dorsey
Peggy Dorsey
Assistant Commissioner
Office of Land Quality

BATES, DONNA

From: Onkar Singh <onkarcstores@gmail.com>
Sent: Friday, June 2, 2023 11:33 AM
To: BATES, DONNA
Cc: Champion, Robin; Phillips, Elizabeth S
Subject: Re: Copy of Revised Civil Penalty Payment Plan. HSJ Petro, Inc. Case Number 2022-28968-U

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Good morning,

Thank you for the email.

I do not see an attached September invoice as stated. Can you please send that to me or point me to where it is located in the agreed order?

Thanks,
Onkar

On Fri, Jun 2, 2023 at 10:30 AM BATES, DONNA <DBATES@idem.in.gov> wrote:

Dear Mr. Singh:

Please find the attached copy of Revised Civil Penalty Payment Plan regarding HSJ Petro, Inc. **Once you have received this email would you please respond back to me (via e-mail) that you have received the document for our records.**

Thank you.



Donna Bates

Administrative Assistant

(317) 233-5529 • dbates@idem.IN.gov | www.idem.IN.gov



SENDER: COMPLETE THIS SECTION

COMPLETE THIS SECTION ON DELIVERY

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Identification No.
 60-02L dbates (1833) 28968-U
ONKAR SINGH
HSJ PETRO INC
57592 HEARTHSTONE CT
GOSHEN IN 46528



9590 9402 2483 6306 8414 30

2. Article Number (Transfer from service label)

7007 1490 0000 0839 0750

A. Signature
 X' *Harsh Singh* Agent
 Address

B. Received by (Printed Name)
Harsh Singh

C. Date of Delivery
6-5

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature Restricted Delivery	<input checked="" type="checkbox"/> Registered Mail™
<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restr. Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Insured Mail®	

Restricted Delivery

PS Form 3811, July 2015 PSN 7530

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

7007 1490 0000 0839 0750

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

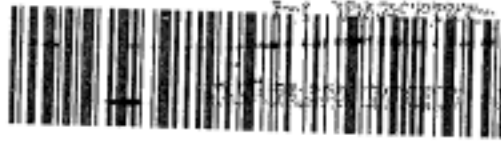
Postmark Here

Total 60-02L dbates (1833) 28968-U
ONKAR SINGH
HSJ PETRO INC
57592 HEARTHSTONE CT
GOSHEN IN 46528

Sent
 Street or P.O.
 City

PS Form 3800, August 2005

USPS TRACKING#



9590 9402 2483 6306 8414 30

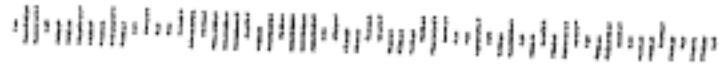


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PS Form 3800, August 2006 (Reverse) PSN 7530-02-000-9047