



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.in.gov

Mike Braun
Governor

Clint Woods
Commissioner

November 17, 2025

VIA CERTIFIED MAIL#9589 0710 5270 0682 2483 91
Chris Graff, President &
Registered Agent
Newlett, Inc.
2040 Industrial Parkway, Front Bldg
Elkhart, IN 46516

Re: Notice of Violation and Proposed Agreed Order
for Violations Identified via Inspection
Newlett, Inc. dba Gemstone
Plant ID No. 039-00872
Elkhart, Elkhart County
Case No. 2025-31003-A

Dear Mr. Graff:

On August 5, 2025, a representative of the Indiana Department of Environmental Management ("IDEM"), Office of Air Quality, conducted an inspection of Newlett, Inc. dba Gemstone located at 2040 Industrial Parkway in Elkhart, Indiana. This inspection was conducted pursuant to IC 13-14-2-2, and a summary of the inspection, mailed on August 15, 2025, was provided pursuant to IC 13-14-5.

As a result of information obtained during this inspection, IDEM alleges that violations of environmental permit conditions occurred. Specifically, Newlett, Inc. dba Gemstone failed to maintain a preventative maintenance plan, submit complete summaries of quarterly reports, and failed to perform and maintain records of daily visible emission notations.

In accordance with IC 13-30-3-3, this letter includes a Notice of Violation that sets forth the alleged violations and an Agreed Order that provides Newlett, Inc. dba Gemstone the opportunity to settle this enforcement action. IDEM encourages settlement by Agreed Order when possible to quickly correct environmental violations and avoid litigation.

The alleged violations identified in the Notice of Violation are among those that IDEM has determined qualify for expedited enforcement. This means the enclosed Agreed Order is non-negotiable, and it represents IDEM's best settlement offer in this matter. The civil penalty included in the Agreed Order is the penalty amount that IDEM will accept only for the settlement of the alleged violations identified therein under its expedited enforcement program.

Visit on.in.gov/survey or scan the QR code to provide feedback.

We appreciate your input!



Letterhead: 002/17/0112/001

If Newlett, Inc. dba Gemstone agrees to settle this enforcement action in accordance with the enclosed Agreed Order, its responsible official should sign and return the entire original Agreed Order within sixty (60) days of receipt to IDEM at the following address:

Natalie Ruiz, Case Manager
Compliance and Enforcement Branch – Mail Code 61-53
Indiana Department of Environmental Management
Indiana Government Center North
100 North Senate Avenue, Room 13W
Indianapolis, IN 46204-2251
Nsruiz@idem.in.gov

The civil penalty should be sent to the address listed in the Agreed Order within fifteen (15) days of your receipt of a copy of the final adopted Agreed Order. The final adopted Agreed Order will be mailed to you after it is approved and signed by the Assistant Commissioner of IDEM's Office of Air Quality.

IDEM is not required to extend the offer of entry into the Agreed Order for more than sixty (60) days. Because Indiana law allows a source to enter into an Agreed Order without admitting that the violation occurred, the attached Agreed Order includes this non-admission language. (See line 3 of the first paragraph of the Agreed Order.) If the Agreed Order is not entered into, IDEM may proceed with additional enforcement action requiring compliance with the environmental permit conditions and may seek monetary penalties in accordance with IDEM's Civil Penalty Policy (ID No. Enforcement 99-0002-NPD), which likely will result in a greater penalty than the penalty amount offered in this Agreed Order.

Please contact Natalie Ruiz, Case Manager, of my staff at 317-233-7572 or nsruiz@idem.in.gov if you have any questions.

Sincerely,



Janusz Johnson, Branch Chief
Compliance and Enforcement
Office of Air Quality

cc: Eddie Jarrett-Montano, Plant Manager, rjarrett@gemstoness.com
Tim Cole, Operations Manager, tim@gemstoness.com
Doug Elliott, Consultant, dougelliott@dbesi.com
Elkhart County Health Department
Natalie Ruiz, Compliance and Enforcement Branch, Office of Air Quality
Adrienne Balla, Compliance and Enforcement Branch, Office of Air Quality
Randy Hoffman, Compliance and Enforcement Branch, Office of Air Quality



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-8027 • (317) 232-8603 • Fax (317) 233-8647 • www.idem.IN.gov

Mike Braun
GOVERNOR

Clint Woods
Commissioner

November 17, 2025

NOTICE OF VIOLATION

Chris Graff, President &
Registered Agent
Newlett, Inc.
2040 Industrial Parkway, Front Bldg
Elkhart, IN 46516

Case No. 2025-31003-A

Based on an inspection on August 5, 2025, the Indiana Department of Environmental Management ("IDEM") has reason to believe that Newlett, Inc. dba Gemstone ("Respondent") has violated environmental permit conditions. The violations are based on the following:

1. Respondent owns and operates a stationary sink, counter top, and shower based polymer casting source with Plant ID No. 039-00872 located at 2040 Industrial Parkway in Elkhart, Elkhart County, Indiana (the "Site").
2. Pursuant to Federally Enforceable State Operating Permit No. 039-42245-00872 ("Permit"), Condition D.1.8, to document compliance status with Conditions D.1.1 and D.1.2, Respondent shall submit a quarterly summary not later than thirty (30) days after the end of the quarter.

Respondent failed to submit a complete quarterly summary report for the Fourth Quarter of 2020, and the First and Second quarters of 2021, in violation of Permit Condition D.1.8.

3. Pursuant to Permit Conditions D.1.3, D.2.2, D.3.2, and corresponding conditions in subsequent permits, a preventative maintenance plan is required for these facilities and their control devices.

Respondent failed to maintain a preventative maintenance plan from December 2020 through August 5, 2025, in violation of Permit Conditions D.1.3, D.2.2, D.3.2, and corresponding conditions in subsequent permits.

4. Pursuant to Permit Conditions D.2.4 and D.2.5(a), and corresponding conditions in subsequent permits, Respondent shall perform and maintain records of daily visible emission notations of the sanding and grinding operation (SG1) stack exhaust (Stack DC1).

Visit on.IN.gov/survey or scan the QR code to provide feedback.

We appreciate your input!



LD 00000001 01/01/2024

Respondent failed to perform and maintain records of daily visible emission notations of the sanding and grinding operation (SG1) stack exhaust (Stack DC1) on multiple dates from December 2020 to August 5, 2025, in violation of Permit Conditions D.2.4 and D.2.5(a), and corresponding conditions in subsequent permits.

In accordance with IC 13-30-3-3, the Commissioner herein provides notice that a violation may exist and offers an opportunity to enter into an Agreed Order providing for the actions required to correct the violation and for the payment of a civil penalty for the violation. The Commissioner is not required to extend this offer for more than sixty (60) days. An Agreed Order for your consideration is attached. As noted on the attached Agreed Order, it is a qualified offer of settlement of this matter and, therefore, is inadmissible pursuant to Indiana's Rules of Evidence.

As provided in IC 13-30-3-3, an alleged violator may enter into an Agreed Order without admitting that the violation occurred. IDEM encourages settlement by Agreed Order to quickly correct environmental violations and to avoid litigation.

If the Agreed Order is not entered into within sixty (60) days of receipt of this Notice of Violation, the Commissioner may proceed with additional enforcement action requiring compliance with the environmental permit conditions and seek additional monetary penalties in accordance with IDEM's Civil Penalty Policy (ID No. Enforcement 99-0002-NPD). Pursuant to IC 13-30-4-1, the Commissioner may assess penalties of up to \$25,000 per day for each violation.

Please contact Natalie Ruiz, Case Manager, of my staff at 317-233-7572 or nsruiz@idem.in.gov if you have any questions.

For the Commissioner:



Date: 11-17-25

Janusz Johnson, Chief
Compliance and Enforcement Branch
Office of Air Quality

cc: Eddie Jarrett-Montano, Plant Manager, rjarrett@gemstoness.com
Tim Cole, Operations Manager, tim@gemstoness.com
Doug Elliott, Consultant, dougelliott@dbesi.com
Elkhart County Health Department
Natalie Ruiz, Compliance and Enforcement Branch, Office of Air Quality
Adrienne Balla, Compliance and Enforcement Branch, Office of Air Quality
Randy Hoffman, Compliance and Enforcement Branch, Office of Air Quality

