

BRIAN SANDOVAL
Governor



STATE OF NEVADA
STATE ENVIRONMENTAL COMMISSION

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Leo Drozdoff, P.E.
Director



March 24, 2014

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Executive Secretary

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Lance Semenko
Chief Operating Officer
Q&D Construction, Inc.
1050 South 21st Street
Sparks, NV 89431

RE: Notice of Alleged Air Quality Violation Nos. 2461 and 2462
Class II Air Quality Operating Permit AP1442-2094.03, COLA No. 2369 (FIN
A0643)

Dear Mr. Semenko:

On January 7, 2014, the Nevada Division of Environmental Protection (NDEP) held an enforcement conference with Q&D Construction, Inc. (Q&D) to discuss supporting information regarding the draft Notice of Alleged Violation and Orders (NOAV) Nos. 2461 and 2462. As a result of that meeting, NDEP formally issued NOAV Nos. 2461 and 2462; see attached. Please note NDEP agreed to issue NOAV No. 2461 as a warning violation, with no penalty associated.

NDEP sent NOAV Nos. 2461 and 2462 via certified mail on January 8, 2014, notifying Q&D of its appeal rights pursuant to NRS 445B.340 and NRS 445B.360. Q&D did not appeal the NOAVs. Therefore, the State Environmental Commission (SEC) will determine the appropriate penalty for the violations contained in the above referenced NOAVs during the May 2, 2014 meeting. This meeting will be held on Friday, May 2, 2014 at 10:00 a.m. in the Bryan Building in Carson City, Nevada (901 S. Stewart Street, 2nd Floor Tahoe Room).

Pursuant to NRS 445B.640(1), the SEC may approve an administrative penalty of not more than \$10,000 per day per violation. During the May 2 meeting, NDEP will provide the SEC with a brief overview of the NOAVs and its recommendation for an administrative penalty of \$3,250.00, which has been calculated from a penalty matrix previously approved by the Commission.

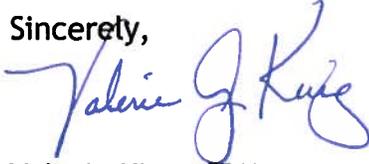
The SEC will determine the penalty by either accepting NDEP's recommendation or increasing or decreasing the penalty recommendation based on the information presented at the meeting.

Your presence is not required at the May 2, 2014 meeting, although you or a representative may wish to attend and speak on behalf of Q&D.

The SEC may, without further notice, take administrative action against Q&D if the SEC determines that such administrative action is warranted after it considers NOAV Nos. 2461 and 2462.

If you have any questions regarding this notice, please contact me at (775) 687-9374.

Sincerely,



Valerie King, CPM
Executive Secretary

vk

Certified Mail # 9171 9690 0935 0011 9074 70

ec: Colleen Cripps, Ph.D., Administrator
Rob Bamford, Chief, BAPC
Francisco Vega, NDEP/BAPC
Rose Marie Reynolds, SEC/DAG