

APPLICANT: M S & R EQUIPMENT CO., Inc. FILE NO. L-634

F. VIOLATION HISTORY

INSTRUCTIONS: List all violation notices received by the applicant during the 3 year period preceding the date of this application and all unabated cessation orders and unabated violation notices ever received prior to the date of this application by any surface coal mining and reclamation operation owned or controlled by the applicant or by any person who owns or controls the applicant for:

1. Any violation of the federal Surface Mining Control and Reclamation Act, 30 USC 1201 et seq., or federal regulations adopted pursuant thereto, 30 CFR 700 et seq., or any state regulatory program adopted pursuant thereto,
2. Any violation of the Alabama Surface Mining Control and Reclamation Act and regulations adopted pursuant thereto,
3. Any violation of any state or federal law, rule or regulation enacted pursuant to any federal law, rule or regulation pertaining to air or water environmental protection incurred in connection with any surface coal mining operation.

Wednesday, April 04, 2012

3 YEAR VIOLATION REPORT FOR : M S & R EQUIPMENT CO INC
L: 0634

P3811

NOTICE OF VIOLATION -- 09RTW012

INSPECTOR: RICHARD T WESTBROOK

VIOLATION NUMBER: 1 **TYPE VIOLATION: FAILURE TO CONTROL FLYROCK 10C.34 10D.31**

NOV Number if FTACO:

DATE ISSUED: 7/30/2009 **TERMINATION DATE:** 7/31/2009 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$3,450.00 **DATE OF PROPOSED ASSESSMENT:** 8/19/2009

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 9/21/2009

3 YEAR VIOLATION REPORT FOR : M S & R EQUIPMENT CO INC
L: 0634

NOTICE OF VIOLATION -- 09RTW018

INSPECTOR: RICHARD T WESTBROOK

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO CONSTRUCT OR MAINTAIN DIVERSIONS
PROPERLY. 10C.14 10D.14

NOV Number if FTACO:

DATE ISSUED: 10/26/2009 **TERMINATION DATE:** 11/4/2009 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$1,950.00 **DATE OF PROPOSED ASSESSMENT:** 11/10/2009

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 1/15/2010

3 YEAR VIOLATION REPORT FOR : M S & R EQUIPMENT CO INC
L: 0634

NOTICE OF VIOLATION -- 10RLA003

INSPECTOR: RANDALL ALDRIDGE

VIOLATION NUMBER: 1 TYPE VIOLATION: FAILURE TO CONSTRUCT OR MAINTAIN DIVERSIONS
PROPERLY. 10C.14 10D.14

NOV Number if FTACO:

DATE ISSUED: 6/22/2010 TERMINATION DATE: 7/22/2010 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$1,350.00 DATE OF PROPOSED ASSESSMENT: 7/13/2010

FINAL ASSESSMENT AMOUNT : 750 DATE OF CONFERENCE: 8/27/2010

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID DATE OF DISPOSITION : 9/20/2010

VIOLATION NUMBER: 2 TYPE VIOLATION: FAILURE TO STABILIZE OR REPAIR RILLS AND/OR GULLIES
10C.57 10D.51

NOV Number if FTACO:

DATE ISSUED: 6/22/2010 TERMINATION DATE: 7/22/2010 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$1,350.00 DATE OF PROPOSED ASSESSMENT: 7/13/2010

FINAL ASSESSMENT AMOUNT : 750 DATE OF CONFERENCE:

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID DATE OF DISPOSITION : 9/20/2010

3 YEAR VIOLATION REPORT FOR : M S & R EQUIPMENT CO INC
L: 0634

NOTICE OF VIOLATION -- 12BWB002

INSPECTOR: BRUCE BUSBY

VIOLATION NUMBER: 1 TYPE VIOLATION: FAILURE TO MEET EFFLUENT LIMITATIONS 10C.13 10D.13

NOV Number if FTACO:

DATE ISSUED: 1/19/2012 TERMINATION DATE: 1/23/2012 VACATION DATE:

PROPOSED ASSESSMENT AMOUNT: \$2,850.00 DATE OF PROPOSED ASSESSMENT: 2/3/2012

FINAL ASSESSMENT AMOUNT : 2850 DATE OF CONFERENCE: 2/28/2012

FINAL SETTLEMENT AMOUNT :

DISPOSITION : DATE OF DISPOSITION :

3 YEAR VIOLATION REPORT FOR : M S & R EQUIPMENT CO INC
L: 0634

P3913

NOTICE OF VIOLATION -- 11BWB001

INSPECTOR: BRUCE BUSBY

VIOLATION NUMBER: 1 **TYPE VIOLATION: FAILURE TO BUILD BASINS 10C.17 10D.17**

NOV Number if FTACO:

DATE ISSUED: 2/24/2011 **TERMINATION DATE:** 5/20/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$2,550.00 **DATE OF PROPOSED ASSESSMENT:** 3/11/2011

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 6/9/2011

3 YEAR VIOLATION REPORT FOR : M S & R EQUIPMENT CO INC
L: 0634

NOTICE OF VIOLATION -- 11BWB012

INSPECTOR: BRUCE BUSBY

VIOLATION NUMBER: 1 **TYPE VIOLATION:** FAILURE TO MAINTAIN BLASTING RECORDS 10C.35 10D.32

NOV Number if FTACO:

DATE ISSUED: 9/1/2011 **TERMINATION DATE:** 9/1/2011 **VACATION DATE:**

PROPOSED ASSESSMENT AMOUNT: \$750.00 **DATE OF PROPOSED ASSESSMENT:** 9/29/2011

FINAL ASSESSMENT AMOUNT : **DATE OF CONFERENCE:**

FINAL SETTLEMENT AMOUNT :

DISPOSITION : PAID **DATE OF DISPOSITION :** 11/22/2011

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
3 YEAR VIOLATION HISTORY**

MS&R EQUIPMENT CO. INC.

No Violations within Past 3 Years