

Region 6 - Enforcement & Compliance Assurance Division
INSPECTION REPORT

Inspection Date(s):	March 11-13, 2024	
Media Program:	RCRA	
Regulatory Program(s)	Large Quantity Generator	
Company Name:	Container Life Cycle Management, LLC /dba Drumco	
Facility Name:	Arkadelphia Facility	
Facility Physical Location:	142 Technology Drive	
(city, state, zip code)	Arkadelphia, Arkansas 71923	
Mailing address:	142 Technology Drive	
(city, state, zip code)	Arkadelphia, Arkansas 71923	
County/Parish:	Clark County	
Facility Phone Number	(870) 230-8800	
Facility Contact:	David Russell	Plant Manager
	david.russell@greif.com	
FRS Number:	110057882260	
Media Identifier Number:	ARR000005959	
NAICS:	332439 - Other Metal Container Manufacturing	
Personnel participating in inspection:		
John Penland	US EPA Region 6 (R6 ECD-SR)	Sr. Environmental Scientist
Jackson Renfroe	ADEQ	Hazardous Waste Inspector – Supervisor
Ty Dobbins	ADEQ	Hazardous Waste Inspector
David Russell	Drumco	Plant Manager
Kory Smith	Drumco	Plant Superintendent
Edwin Olivares	Greif	Senior Environmental Manager
Michael Fourcand	Greif	Senior Environmental Engineer
EPA Lead Inspector Signature/Date	JOHN PENLAND John Penland (Sr. Environmental Scientist – 6ECD-SR)	Digitally signed by JOHN PENLAND Date: 2024.04.30 09:47:21 -05'00' Date
Supervisor Signature/Date	<i>Debra Pandak</i> Debra Pandak (RCRA Section Supervisor – 6ECD-SR)	04/30/2024 Date

Section I – INTRODUCTION

During the week of March 11, 2024, I, John Penland, conducted an unannounced inspection of the Drumco, Inc. facility located at 142 Technology Dr in Arkadelphia, AR, (Drumco) for compliance with the Resource Conservation and Recovery Act (RCRA). I was accompanied on this inspection by Arkansas Department of Environmental Quality (ADEQ) inspectors Jackson Renfroe and Ty Dobbins. The inspection will include walkthroughs of the facility's hazardous waste generation and management units, and a review of the facility records related to solid and hazardous waste management.

The Drumco facility was targeted for inspection as part of the Region 6's evaluation of chemical container reconditioning operations in response to EPA's November 2022 *Drum Reconditioner Damage Case Report*.

FACILITY DESCRIPTION

The Drumco facility reconditions steel drums for the reusable packaging industry. The process takes used steel drums and burns away any paint and chemical residues in an incinerator. The drums are then bead blasted and painted. These reconditioned drums are then sold for reuse.

The facility is registered as a Large Quantity Generator of Hazardous Waste and is assigned the EPA ID: ARR000005959. The primary waste streams include: incinerator ash (D007 – hazardous for chromium toxicity), spent bead blast media (non-hazardous), and plant trash/used personal protective equipment (non-hazardous).

Section II – INSPECTION SUMMARY

March 11, 2024

We arrived at the Drumco facility at approximately 09:55am Central Time and began the inspection with an opening conference. During this conference, we presented our credentials to Mr. Kory Smith and informed him that we were there to conduct an inspection of the facility under the authority of Section 3007 of RCRA. During this conference, we also discussed the purpose and scope of the inspection and notified them of the facility's right to assert a claim for Confidential Business Information for records collected during this inspection.

Following the opening conference, we conducted our walkthrough of the facility's process and storage areas. This walkthrough was focused on inspector orientation of the site and container reconditioning process.

We departed the facility at approximately 2:00pm Central Time.

For our detailed observations, inspection notes, and records request, see the Daily Summary for March 11, 2024, in Appendix 2.

March 12, 2024

We arrived at the facility at approximately 9:20am Central Time to begin our inspection day. We began the day with a more comprehensive walkthrough of the facility, focusing on each of the facility

process areas. During this walkthrough, we evaluated the facility's compliance with the hazardous waste container standards as well as the facility's general duty to prevent releases of hazardous waste or hazardous constituents to the environment. Following this walkthrough, we discussed the facility's operating procedures and records management.

For our detailed observations, inspection notes, and records request, see the Daily Summary for March 12, 2024, in Appendix 2.

March 13, 2024

We arrived at the facility at approximately 9:10am Central Time to conduct a closing conference. During this conference, we summarized the inspection and presented our preliminary findings as described in Section III of this report. Detailed notes of this discussion are provided in the Daily Summary for March 13, 2024, in Appendix 2.

Section III – PRELIMINARY FINDINGS

1) Incineration of non-RCRA empty Containers [40 C.F.R. §270.1 & A.R. 23 §270.1]

261.7(b)(1) A container or an inner liner removed from a container that has held any hazardous waste, except a waste that is a compressed gas or that is identified as an acute hazardous waste listed in §§ 261.31 or 261.33(e) of this chapter is empty if: (i) All wastes have been removed that can be removed using the practices commonly employed to remove materials from that type of container (e.g., pouring, pumping, and aspirating), and (ii) No more than 2.5 centimeters (one inch) of residue remain on the bottom of the container or inner liner.

During our inspection, we observed that operators did not make attempts to empty drums containing observable free flowing residues. Instead, operators were relying on the 1-inch requirement of 261.7(b)(1)(ii) and the shippers written certification that the drums were shipped empty. Unfortunately, this certification is not a regulatory requirement and does not relieve Drumco from their responsibility to ensure that containers are in fact RCRA empty prior to placing them in the drum furnace. Incineration of any residues remaining in non-RCRA empty drums would require a hazardous waste permit under 270.

On April 1, 2024, Drumco provided a written response to this finding which can be found in Appendix 3.

2) Improper storage of Incinerator Ash [40 C.F.R. §262.17(a)(1) & A.R. §262.17(a)(1)]

Incinerator ash at the facility has been determined to be a hazardous waste demonstrating the characteristic of chromium toxicity (D007). Analytical records reviewed indicated that the Ash contains leachable quantities of hexavalent chromium with TCLP results between 12 and 199 mg/L. During this inspection, we found 130 containers of Ash which were improperly managed. The containers were found to be unlabeled, open, and in poor condition.

On April 1, 2024, Drumco provided a written response to this finding which indicates that all of the containers identified in this finding have been removed from the site and disposed of as hazardous waste.

See also, Appendix 1 Photos: 36 through 46; 48 through 52; and 69 through 74.

3) Operation of the facility which could cause a release of hazardous waste to the environment. [40 C.F.R. §262.251 & A.R. 23 §262.251]

Notwithstanding the storage concerns raised in finding 2, the facility's ash management infrastructure appears to be insufficient to contain the incinerator ash. During this inspection, we observed spills and releases of incinerator ash beneath and around the incinerator ash dump, the concrete pad adjacent to the incinerator where ash containers were being accumulated, the plant roadway adjacent to the incinerator where the ash roll-off container was stored, and beneath the conveyor system carrying drums out of the incinerator.

During the inspection and in its April 1, 2024, written response to this finding, Drumco informed us that the facility was planning to reengineer its ash management equipment. According to Drumco, the project is planned to be completed by September 2024.

See also, Appendix 1 photos: 18 through 20; 34 through 42; 45; 47; 49; 50; and 72 through 76.

4) Out of date Contingency Plan [40 C.F.R §262.261(d) & A.R. 23 §262.261(d)]

During our initial review of the facility contingency plan, we found that the list of emergency coordinators is out of date and lists Barry Wingard as an active employee that could serve as an emergency coordinator. The Contingency Plan also lacks a Quick Reference.

Drumco has provided an updated Contingency Plan, including a Quick Reference, in its April 1, 2024, response to this finding.

5) Unpermitted receipt and storage of hazardous waste [40 C.F.R. §270.1 & A.R. 23 §270.1]

The facility improperly took custody of a container of hazardous waste from one of its suppliers. This container was clearly marked as hazardous waste and was shipped to the facility without a hazardous waste manifest. While this is likely to be a shipping error by the generator, the Drumco facility is not permitted to act as a designated facility for the receipt of hazardous waste. Instead of rejecting this shipment directly, Drumco took custody of the waste and placed it in its warehouse for storage prior to transport back to the generator at a later date.

On April 1, 2024, Drumco provided a written response to this finding which can be found in Appendix 3.

See also, Appendix 1 photos 2 through 4.

6) Waste Determination for out of service products [40 C.F.R. §262.11 & A.R. 23 §262.11]

The definition of solid waste includes in its definition of the word "abandoned", materials that are: 261.2(b)(3) "Accumulated, stored, or treated (but not recycled) before or in lieu of being abandoned by being disposed of, burned or incinerated;". During this inspection, we found 7 containers of products in the building labeled as chemical/paint storage (noted as the ancillary building in previous summaries). According to Kory Smith and David Russell, all or some of these materials are no longer used in the facility's manufacturing process and should be disposed. 262.11 requires generators to identify and make a hazardous waste determination for any solid waste they generate at the point of generation. If these chemicals are in fact not usable by the facility and are being stored in lieu of disposal, then Drumco is required to make a waste determination for these materials and manage them appropriately. Labels on the drums indicate that these materials may be flammable liquids and potentially meet the ignitable characteristic of hazardous waste (D001).

In its April 1, 2024, written response to this finding, Drumco indicated that it had made waste determinations for these containers and arranged for proper disposal.

See also, Appendix 1 photos 6 through 15.

Section IV – FOLLOW UP

The following information was received by EPA on April 1, 2024, after exiting the Facility on March 13, 2024:

- 1) CLCM Arkadelphia's Response to EPA – This document includes a written response to each of the preliminary findings in Section III and a claim of Confidential Business Information for certain records collected during this inspection.

Section V – LIST OF APPENDICES

Appendix 1 – Photo Log

Appendix 2 – Daily Inspection Summary emails

Appendix 3 – CLCM Arkadelphia's Response to EPA

Attachment 1

Inspection Photo Log

Camera:	Nikon CoolPix
S/N:	31003828
EPA Tag:	S68181

Photo Number	File Name		Date	Time	Photographer	Description
1	DSCN1180	.JPG	11-Mar-24	1040	John Penland	Backlog of containers not processible at the Arkadelphia facility. Intended to be shipped to other associated facilities for reconditioning or recycling. Photo depicts a single aisle in the primary warehouse. <CBI>
2	DSCN1181	.JPG	11-Mar-24	1040	John Penland	Storage area for containers received as non-RCRA-empty in primary warehouse.
3	DSCN1182	.JPG	11-Mar-24	1041	John Penland	Storage area for containers received as non-RCRA-empty in primary warehouse.
4	DSCN1183	.JPG	11-Mar-24	1042	John Penland	Detail: Hazardous Waste label on non-RCRA-Empty container received and managed by Drumco in the non-RCRA-Empty storage area in the primary warehouse. <CBI>
5	DSCN1184	.JPG	11-Mar-24	1056	John Penland	Exterior photo of storage bay in chemical warehouse. Location of out of service chemical products.
6	DSCN1185	.JPG	11-Mar-24	1057	John Penland	Containers of out of service chemical products in chemical warehouse.
7	DSCN1186	.JPG	11-Mar-24	1057	John Penland	Containers of out of service chemical products in chemical warehouse.
8	DSCN1187	.JPG	11-Mar-24	1057	John Penland	Label detail for container of out of service chemical product in chemical warehouse
9	DSCN1188	.JPG	11-Mar-24	1057	John Penland	Label detail for container of out of service chemical product in chemical warehouse
10	DSCN1189	.JPG	11-Mar-24	1057	John Penland	Label detail for container of out of service chemical product in chemical warehouse
11	DSCN1190	.JPG	11-Mar-24	1057	John Penland	Label detail for container of out of service chemical product in chemical warehouse

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Photo Number	File Name		Date	Time	Photographer	Description
12	DSCN1191	.JPG	11-Mar-24	1057	John Penland	Label detail for container of out of service chemical product in chemical warehouse
13	DSCN1192	.JPG	11-Mar-24	1057	John Penland	Label detail for container of out of service chemical product in chemical warehouse
14	DSCN1193	.JPG	11-Mar-24	1058	John Penland	Label detail for container of out of service chemical product in chemical warehouse
15	DSCN1194	.JPG	11-Mar-24	1100	John Penland	Containers of solidified waste resin and shot dust waste stored in chemical warehouse.
16	DSCN1195	.JPG	11-Mar-24	1101	John Penland	Exterior photo of chemical warehouse. Location of out of service chemical products, and solidified resin and shot dust waste.
17	DSCN1196	.JPG	11-Mar-24	1101	John Penland	Exit side of drum furnace and furnace vent stack
18	DSCN1197	.JPG	11-Mar-24	1104	John Penland	Ash and dust accumulation on pavement beneath exit side of drum furnace
19	DSCN1198	.JPG	11-Mar-24	1108	John Penland	Furnace ash dump on feed end of the drum furnace.
20	DSCN1199	.JPG	11-Mar-24	1108	John Penland	Furnace ash dump on feed end of the drum furnace.
21	DSCN1200	.JPG	11-Mar-24	1123	John Penland	Backlog of containers not processible at the Arkadelphia facility. Intended to be shipped to other associated facilities for reconditioning or recycling. Photo depicts an accumulation area near the feed conveyor to the drum furnace. <CBI>
22	DSCN1201	.JPG	11-Mar-24	1123	John Penland	Label detail on one of the backlog containers stored near the drum furnace feed conveyor. <CBI>
23	DSCN1202	.JPG	11-Mar-24	1123	John Penland	Poor image

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Photo Number	File Name		Date	Time	Photographer	Description
24	DSCN1203	.JPG	11-Mar-24	1123	John Penland	Corrosion on lids of backlog containers stored near the drum furnace feed conveyor
25	DSCN1204	.JPG	11-Mar-24	1126	John Penland	Label detail on one of the backlog containers stored near the drum furnace feed conveyor. <CBI>
26	DSCN1205	.JPG	11-Mar-24	1130	John Penland	Three containers of paint waste generated by Drumco drum painting operations
27	DSCN1206	.JPG	11-Mar-24	1130	John Penland	Three containers of paint waste generated by Drumco drum painting operations.
28	DSCN1207	.JPG	11-Mar-24	1130	John Penland	Label detail on one of the containers of paint waste generated by Drumco drum painting operations.
29	DSCN1208	.JPG	11-Mar-24	1130	John Penland	Label detail on one of the containers of paint waste generated by Drumco drum painting operations.
30	DSCN1209	.JPG	11-Mar-24	1130	John Penland	Label detail on one of the containers of paint waste generated by Drumco drum painting operations.
31	DSCN1210	.JPG	11-Mar-24	1351	John Penland	Backlog of containers not processible at the Arkadelphia facility. Intended to be shipped to other associated facilities for reconditioning or recycling. Photo depicts an overview of the backlog storage area in the primary warehouse.
32	DSCN1211	.JPG	11-Mar-24	1351	John Penland	Backlog of containers not processible at the Arkadelphia facility. Intended to be shipped to other associated facilities for reconditioning or recycling. Photo depicts an overview of the backlog storage area in the primary warehouse.

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Photo Number	File Name		Date	Time	Photographer	Description
33	DSCN1212	.JPG	12-Mar-24	1041	John Penland	Interior view of one of the pressure containers that comprises part of the container backlog. This container is located near the drum furnace feed conveyor. <CBI>
34	DSCN1213	.JPG	12-Mar-24	1050	John Penland	Furnace ash dump on feed end of the drum furnace.
35	DSCN1214	.JPG	12-Mar-24	1050	John Penland	Furnace ash dump on feed end of the drum furnace.
36	DSCN1215	.JPG	12-Mar-24	1051	John Penland	Unlabeled containers of furnace ash and spilled furnace ash near the furnace ash dump.
37	DSCN1216	.JPG	12-Mar-24	1052	John Penland	Unlabeled containers of furnace ash and spilled furnace ash near the furnace ash dump.
38	DSCN1217	.JPG	12-Mar-24	1052	John Penland	Unlabeled containers of furnace ash and spilled furnace ash near the furnace ash dump.
39	DSCN1218	.JPG	12-Mar-24	1053	John Penland	Unlabeled containers of furnace ash and spilled furnace ash near the furnace ash dump.
40	DSCN1219	.JPG	12-Mar-24	1053	John Penland	Unlabeled containers of furnace ash and spilled furnace ash near the furnace ash dump.
41	DSCN1220	.JPG	12-Mar-24	1053	John Penland	Unlabeled containers of furnace ash and spilled furnace ash near the furnace ash dump.
42	DSCN1221	.JPG	12-Mar-24	1054	John Penland	Unlabeled containers of furnace ash and spilled furnace ash near the furnace ash dump.
43	DSCN1222	.JPG	12-Mar-24	1054	John Penland	Open rolloff container used from the consolidation and accumulation of furnace ash.
44	DSCN1223	.JPG	12-Mar-24	1055	John Penland	Open rolloff container used from the consolidation and accumulation of furnace ash.
45	DSCN1224	.JPG	12-Mar-24	1102	John Penland	Unlabeled container of furnace ash and spills of furnace ash beneath the exit conveyor of the drum furnace.

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Photo Number	File Name		Date	Time	Photographer	Description
46	DSCN1225	.JPG	12-Mar-24	1102	John Penland	Furnace ash in unlabeled container beneath the exit conveyor of the drum furnace
47	DSCN1226	.JPG	12-Mar-24	1102	John Penland	Spills of furnace ash beneath the exit conveyor of the drum furnace
48	DSCN1227	.JPG	12-Mar-24	1102	John Penland	Furnace ash and rainwater in unlabeled container beneath the exit conveyor of the drum furnace
49	DSCN1228	.JPG	12-Mar-24	1103	John Penland	Unlabeled container of furnace ash and spills of furnace ash beneath the exit conveyor of the drum furnace.
50	DSCN1229	.JPG	12-Mar-24	1103	John Penland	Unlabeled container of furnace ash and spills of furnace ash beneath the exit conveyor of the drum furnace.
51	DSCN1230	.JPG	12-Mar-24	1103	John Penland	Furnace ash and rainwater in unlabeled container beneath the exit conveyor of the drum furnace
52	DSCN1231	.JPG	12-Mar-24	1105	John Penland	Furnace ash in unlabeled container beneath the exit conveyor of the drum furnace
53	DSCN1232	.JPG	12-Mar-24	1110	John Penland	Waste shot dust in container stored in chemical warehouse
54	DSCN1233	.JPG	12-Mar-24	1112	John Penland	Backlog of containers in one of approximately 110 box trailers at the facility
55	DSCN1234	.JPG	12-Mar-24	1113	John Penland	Backlog of containers in one of approximately 110 box trailers at the facility
56	DSCN1235	.JPG	12-Mar-24	1117	John Penland	Box trailers used for the storage of the container backlog at Drumco
57	DSCN1236	.JPG	12-Mar-24	1119	John Penland	Exit side of drum furnace and furnace vent stack
58	DSCN1237	.JPG	12-Mar-24	1123	John Penland	Backlog of containers in one of approximately 110 box trailers at the facility

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Photo Number	File Name		Date	Time	Photographer	Description
59	DSCN1238	.JPG	12-Mar-24	1123	John Penland	Box trailers used for the storage of the container backlog at Drumco
60	DSCN1239	.JPG	12-Mar-24	1124	John Penland	Box trailers used for the storage of the container backlog at Drumco
61	DSCN1240	.JPG	12-Mar-24	1126	John Penland	Backlog of containers in one of approximately 110 box trailers at the facility
62	DSCN1241	.JPG	12-Mar-24	1127	John Penland	Backlog of containers in the secondary warehouse at the facility
63	DSCN1242	.JPG	12-Mar-24	1128	John Penland	Backlog of containers in the secondary warehouse at the facility
64	DSCN1243	.JPG	12-Mar-24	1326	John Penland	Visible emissions from the vent stack of the drum furnace. Photo taken from road outside of facility.
65	DSCN1244	.JPG	12-Mar-24	1326	John Penland	Visible emissions from the vent stack of the drum furnace. Photo taken from road outside of facility.
66	DSCN1245	.MOV	12-Mar-24	1327	John Penland	Visible emissions from the vent stack of the drum furnace. Video taken from road outside of facility.
67	DSCN1246	.JPG	12-Mar-24	1327	John Penland	Visible emissions from the vent stack of the drum furnace. Photo taken from road outside of facility.
68	DSCN1247	.JPG	12-Mar-24	1328	John Penland	Visible emissions from the vent stack of the drum furnace. Photo taken from road outside of facility.
69	DSCN1248	.JPG	12-Mar-24	1439	John Penland	Furnace ash containrs unlabeled found in warehouse near receiving dock.
70	DSCN1249	.JPG	12-Mar-24	1440	John Penland	Furnace ash containrs unlabeled found in warehouse near receiving dock.

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Photo Number	File Name		Date	Time	Photographer	Description
71	DSCN1250	.JPG	12-Mar-24	1441	John Penland	Furnace ash containrs unlabeled found in warehouse near receiving dock.
72	DSCN1251	.JPG	12-Mar-24	1446	John Penland	Unlabeled containers of furnace ash and spilled furnace ash near the furnace ash dump.
73	DSCN1252	.JPG	12-Mar-24	1459	John Penland	Furnace ash in unlabeled container and spilled beneath the exit conveyor of the drum furnace
74	DSCN1253	.JPG	12-Mar-24	1459	John Penland	Furnace ash in unlabeled container and spilled beneath the exit conveyor of the drum furnace
75	DSCN1254	.JPG	12-Mar-24	1459	John Penland	Exit conveyor area after sweeping up some of the spilled furnace ash
76	DSCN1255	.JPG	12-Mar-24	1500	John Penland	Spilled furnace ash beneath the exit conveyor of the drum furnace.



ID #: Drumco_2024_1



NON RCRA
EMPTY RETURNS

Yale

Club Car

34-7000-4397-0



NON RCRA
EMPTY RETURNS

Club Car

REJECTED

This container is being rejected and returned because it still contains excessive amounts of valuable product and is **NOT EMPTY** according to U.S. EPA's definition in 40 CFR 261.7. 320 LB

Received From [REDACTED]

Date Received 3-07-24

Trailer Number U80602

Carrier Name (optional)

U.S. D.O.T. SHIPPING DESCRIPTION

UN1993 WASTE FLAMMABLE LIQUIDS, N.O.S. (METHYL ETHYL KETONE, XYLENE), 3, PG II

DEPT # 12555
START 1/20/24
STOP 2/24/24

3

HAZARD CLASS

UN1993

HAZARDOUS WASTE

FEDERAL LAW PROHIBITS IMPROPER DISPOSAL
IF FOUND, CONTACT THE NEAREST POLICE, OR
PUBLIC SAFETY AUTHORITY, OR THE
U.S. ENVIRONMENTAL PROTECTION AGENCY

CAUTION

HAZARDOUS WASTE #	
GENERATION	
RECORD	
CITY	
STATE	
ZIP	64772
WASTE	
PREP CODE	
HAZARDOUS WASTE	
CONTAINS HAZARDOUS OR TOXIC WASTE	

CAUTION

SILICONE SOLUTION-PUMPABLE
TO CLEAN HARBORS

CONTAINS HAZARDOUS OR TOXIC WASTE



ID #: Drumco_2024_5



ID #: Drumco_2024_6



ABLE SPRAY BOOTH COATING

SAFETY INSTRUCTIONS

EMERGENCY AND FIRST-AID PROCEDURES

First Aid	• Remove water at least 15 minutes and get medical attention. • Remove contact lens and stop using. Wash exposed areas well with soap and water if irritation persists. Get medical attention. • Remove to fresh air immediately and get medical attention. If breathing stops, administer artificial respiration. Contact a physician immediately. • Cellular physician immediately. • Never consume alcohol. • Chronic kidney disease.
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BEFORE USE REFER TO MSDS FOR MORE DETAILED INFORMATION
24 HOUR CHEMTREC
EMERGENCY PHONE

INFO. BY **CHEMCO MFG. CO., INC.** 3175 MAC ARTHUR BLVD. NORTHBROOK, IL. 60062-1903

APA01000GGG0001
CAPA00044GG20001
Production date: 03 Apr 2019
Expiry date: 03 Apr 2020
Net weight: 190kg

Batch: SFC053931
RDL29 LVOC

CAPP00803NL10001
LQSEX2000L A29 020 US OF

Contains BISPHENOL A (CHLORHYDRIN)
(REACTION PRODUCT) ACETONE, 2-METHOXY-1-
METHYLETHYL ACETATE, 2-BUTOXYETHANOL

Gevaar
Heeft een corrosieve werking op de huid.
Kan ernstige schade aan de ogen veroorzaken.
Kan ernstige schade aan de huid veroorzaken.
Kan ernstige schade aan de ademhalingswegen veroorzaken.
Kan ernstige schade aan de waterstof veroorzaken.
Kan ernstige schade aan de waterstof veroorzaken.
Kan ernstige schade aan de waterstof veroorzaken.

Danger
May cause severe skin burns and eye damage.
May cause severe damage to the respiratory system.
May cause severe damage to the respiratory system.
May cause severe damage to the respiratory system.
May cause severe damage to the respiratory system.
May cause severe damage to the respiratory system.

Peligro
Puede causar graves quemaduras y daño a los ojos.
Puede causar graves daños al sistema respiratorio.
Puede causar graves daños al sistema respiratorio.
Puede causar graves daños al sistema respiratorio.
Puede causar graves daños al sistema respiratorio.
Puede causar graves daños al sistema respiratorio.

Gefahr
Kann schwere Verätzungen der Haut und schwere Augenschäden verursachen.
Kann schwere Verätzungen der Haut und schwere Augenschäden verursachen.
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Kann schwere Verätzungen der Haut und schwere Augenschäden verursachen.

Perigo
Pode causar graves queimaduras e danos aos olhos.
Pode causar graves danos ao sistema respiratório.
Pode causar graves danos ao sistema respiratório.
Pode causar graves danos ao sistema respiratório.
Pode causar graves danos ao sistema respiratório.
Pode causar graves danos ao sistema respiratório.

Made in: Netherlands

KNS COMPANIES, INC.
475 RANDY ROAD • SANTA TERESA, ALABAMA

PRODUCT DESCRIPTION:
L-15 DARK BROWN
MODIFIED PHENOLIC

PRODUCT#:
407-LSO-F05

BATCH# M08635

Recertification 10/10/14

QUANTITY: 55 USG

GROSS: 587

TARE: 41

NET: 546

UN1265 PAINT FLAMMABLE LIQUID

SAFE HANDLING
Spills and Leaks
Storage and Handling
Waste Disposal
Emergency

IN ALL CASES GET PROMPT MEDICAL ATTENTION. EFFECTS PERSIST ON AND BEYOND.



valspar®

Product Description

285D118 3.5 VOC BROWN

Product #

ENB003C

Lot #

6T94081504

Sub lot

55

Customer Part #

UN1263

QUANTITY
GROSS
TARE
NET
CONTAINER #

15 USD
104 LB
100 LB
4 LB

HEALTH	2*
FL - FLAMMABLE	2
ENV - ENVIRONMENTAL	0
HAZ - HAZARDOUS	X



NOTICE: VALSPAR MAKES NO WARRANTIES, REPRESENTATIONS OR GUARANTEES OF ANY KIND, EXPRESS OR IMPLIED, REGARDING THE SAFETY, PERFORMANCE, OR SUITABILITY OF THIS PRODUCT FOR ANY PARTICULAR USE. THE USER ASSUMES ALL LIABILITY FOR THE PROPER USE OF THIS PRODUCT. VALSPAR SHALL NOT BE RESPONSIBLE FOR ANY DAMAGES, INCLUDING CONSEQUENTIAL DAMAGES, ARISING OUT OF OR FROM THE USE OF THIS PRODUCT.

peligró

LQSPX200 RD B65 030 LV 04
Batch: SFG

Batch: SFC020835

Expiry date: 26 May 2017
Nett weight: 200g

Nett weight: 200kg

45.55 GALLON

Contains PHENOL

CAPP00817NL10001

Périgo

Contem formaldeído 100%. Pode provocar uma reação alérgica. Líquido e vapor facilmente inflamáveis. Provoca irritação cutânea. Provoca irritação ocular grave. Suspeito de provocar anomalias genéticas.

Mantém afastado do calor, superfícies quentes, fiação, chama aberta e outras fontes de ignição. Não fumar. Utilizar a prova de explosão. Usar luvas de proteção. Vestuário de proteção/proteção facial. SE ENTRAIR M A PELE lavar abundantemente com água. SE ENTRAIR EM CONTACTO COM A PELE retirar imediatamente a roupa contaminada e lavar a pele com água/muita água. SE ENTRAIR EM CONTACTO COM OS OLHOS enxaguar com água durante vários minutos. Não se usar lentes de contacto. Se tal não for possível, continuar a enxaguar.

Gefahr

Enthält formaldehyd, 100%. Kann allergische Reaktionen hervorrufen. Flüssigkeit und Dampf leicht entzündbar. Verursacht Hautreizungen. Verursacht schwere Augenreizung. Kann vermutlich genetische Defekte verursachen. Von Hitze, heißen Oberflächen, Flammen sowie anderen Zündquellen fernhalten. Nicht rauchen. Explosionsgefährdeter Verwendung. Schutzhandschuhe/Schutzkleidung/Augenschutz/Gesichtsschutz tragen. BEI BERÜHRUNG MIT DER HAUT: Mit viel Wasser/waschen. BEI BERÜHRUNG MIT DER HAUT (oder dem Haar): Alle kontaminierten Kleidungsstücke sofort ausziehen. Haut mit Wasser abwaschen/duschen. BEI KONTAKT MIT DEN AUGEN: Einige Minuten lang behutsam mit Wasser spülen. Vorhandene Kontaktlinsen nach Möglichkeit entfernen. Weiter spülen.

Danger

Contains formaldehyde. 100% ... an
allergic reaction. Highly flammable ... vapour
causes skin irritation ... irritation
Suspected of causing genetic defects ...
Keep away from heat, hot surfaces, open flame
and other ignition sources. No smoking.
explosion-proof electrical/ventilating equipment.
Wear protective gloves ...
clothing/eye protection/face protection.
Wash with plenty of water. If ON SKIN: Take
off immediately all contaminated clothing
with water/shower. If IN EYES: Rinse
water for several minutes. Remove contact lenses, if
present and easy to do. Continue rinsing.

Gevaar

[illegible]

Figura

[illegible]

Danger

Tri-Sure Paints & Linings

Bergseweg 5, Vreeland, 3633 AK, The Netherlands
Tel. +31(0)294238911 Fax +31(0)294237177; Emerg. tel. +31(0)294238943

Tri-Sure
GET THE CLOVER

KNS COMPANIES, INC.

100 HANCOCK ROAD • CAROL STREAM, ILLINOIS 60136

PRODUCT DESCRIPTION:
L-5X OLIVE DRAB PHENOLIC

(F-EG188)

PRODUCT#:
404-10-004

BATCH#: **N26385**

QUANTITY: **55 USG**

GROSS:

TARE:

NET:

DOT INFORMATION:

UN# 1263

HAZARD CLASS: 3

PACKING GROUP: II

Storage

Store in a well ventilated area. Keep container closed.

Disposal

Dispose of contents in accordance with local, state, national / international regulations.

Recertification on **1/15/15**





ID #: Drumco_2024_15



ID #: Drumco_2024_16







ID #: Drumco_2024_19



ID #: Drumco_2024_20



ID #: Drumco_2024_21

1



U.S. D.O.T. SHIPPING DESCRIPTION

HAZARD CLASS

HAZARDOUS WASTE

FEDERAL LAW PROHIBITS IMPROPER DISPOSAL

IF FOUND, CONTACT THE NEAREST POLICE, OR
PUBLIC SAFETY AUTHORITY, OR THE
U.S. ENVIRONMENTAL PROTECTION AGENCY

CAUTION

CAUTION

MANIFEST TRACKING #	0132621018E		ACCUMULATION START DATE	08/22/2019	
GENERATOR	[REDACTED]				
ADDRESS	[REDACTED]				
CITY	[REDACTED]				
GENERATOR'S IDENTIFICATION NUMBER	[REDACTED]		ST	NE	ZIP 69145
WASTE CODE	[REDACTED]		EPA HAZARD NAME	Toxic, Ignitable	
PROFILE #	CCRK-inter	DESCRIPTION	CCRK SOLID & SEMI-SOLID HAZ		

HAZARDOUS CONSTITUENTS CONTAINS HAZARDOUS OR TOXIC WASTE

EL
Profile: CCRK
Hazard: ignitable
Const:

78835



ID #: Drumco_2024_23



Process Order: 19-96
Material: PP Support Scrap
Material: 30390508220
Drum: 00001 of 24
Net Wt: 1.0

Process Order: 19-96
Material: PP Support Scrap
Material: 30390508220
Drum: 00001 of 24
Net Wt: 1.0
KG

HAZARDOUS WASTE
UN3175
IMPROPER DISPOSAL
C
A

Container # 19-1104

HAZARDOUS WASTE

PP SUPPORT SCRAP.

CONTENTS

TiCl4:	1-5%
ETHANOL:	0-10%
TOLUENE:	5-99%
HEXANES:	5-99%
WHITE OILS:	0-1%
WATER:	0-1%
DIBP:	0-1%

- Flammable solid
- May form combustible dust concentrations in air
- Causes serious eye irritation
- Suspecting of damaging fertility or the unborn child
- May cause damage to organs through prolonged or repeated exposure

- Keep away from heat/spark/open flames/hot surfaces.
No smoking
- Ground/bond container and receiving equipment.
- Keep container tightly closed
- Ground/bond container and receiving equipment
- Use only non-sparking tools
- Do not breathe dust/fume/gas/mist/vapours/spray.
- Wash exposed skin thoroughly after handling
- Wear protective gloves, clothing, eye and face protection

DANGER

ACCUMULATION
START DATE: 12-04-19

UN 3175
solids containing flammable liquid,
(Ethanol, hexane), 4.1, II.





DANGER

United Rentals

**HAZARDOUS
WASTE**

FEDERAL LAW PROHIBITS IMPROPER DISPOSAL.
This material is extremely flammable and may be highly reactive.
It is a severe irritant to the eyes, skin, and respiratory system.
It is highly toxic to aquatic life.
It is highly toxic to humans.
It is highly toxic to the environment.
It is highly toxic to the ozone layer.
It is highly toxic to the atmosphere.
It is highly toxic to the soil.
It is highly toxic to the water.
It is highly toxic to the land.
It is highly toxic to the air.
It is highly toxic to the fire.
It is highly toxic to the explosion.
It is highly toxic to the corrosion.
It is highly toxic to the degradation.
It is highly toxic to the pollution.
It is highly toxic to the contamination.
It is highly toxic to the destruction.
It is highly toxic to the annihilation.
It is highly toxic to the obliteration.
It is highly toxic to the erasure.
It is highly toxic to the deletion.
It is highly toxic to the removal.
It is highly toxic to the elimination.
It is highly toxic to the extinction.
It is highly toxic to the annihilation.
It is highly toxic to the obliteration.
It is highly toxic to the erasure.
It is highly toxic to the deletion.
It is highly toxic to the removal.
It is highly toxic to the elimination.
It is highly toxic to the extinction.

HANDLE WITH CARE!

HAZARDOUS WASTE

FEDERAL LAW PROHIBITS IMPROPER DISPOSAL.

IF FOUND, CONTACT THE NEAREST POLICE OR PUBLIC SAFETY
AUTHORITY OR THE U.S. ENVIRONMENTAL PROTECTION AGENCY.

GENERATOR INFORMATION:

NAME Drumco

ADDRESS 192 Techday Dr

PHONE 792-22

CITY Arkadelphia

STATE AR

ZIP 71923

EPA / MANIFEST

ID NO. / DOCUMENT NO.

ACCUMULATION

START DATE

3-1-24

EPA

WASTE NO.

DO NOT PROPER SHIPPING NAME AND UN OR NA NO. WITH PREFIX

HANDLE WITH CARE!

HAZARDOUS WASTE

SEE 49 CFR 171.15 AND 172.101 FOR HAZARDOUS WASTE IDENTIFICATION AND LABELING REQUIREMENTS

HAZARDOUS WASTE IDENTIFICATION AND LABELING REQUIREMENTS

HAZARDOUS WASTE IDENTIFICATION AND LABELING REQUIREMENTS

HAZARDOUS WASTE IDENTIFICATION AND LABELING REQUIREMENTS

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HAZARDOUS WASTE IDENTIFICATION AND LABELING REQUIREMENTS

HANDLE WITH CARE!

HAZARDOUS WASTE

FEDERAL LAW PROHIBITS IMPROPER DISPOSAL.

IF FOUND, CONTACT THE NEAREST POLICE OR PUBLIC SAFETY
AUTHORITY OR THE U.S. ENVIRONMENTAL PROTECTION AGENCY.

GENERATOR INFORMATION:

NAME Drumco

ADDRESS 115 Highway 100 PHONE 504-220-1111

CITY Abbeville STATE LA ZIP 70511

EPA / MANIFEST ID NO. /

DOCUMENT NO. /

ACCUMULATION START DATE 2-18-21 EPA WASTE NO. /

D.O.T. PROPER SHIPPING NAME AND UN OR NA NO. WITH PREFIX

HANDLE WITH CARE!











ID #: Drumco_2024_35



ID #: Drumco_2024_36





ID #: Drumco_2024_38





ID #: Drumco_2024_40



ID #: Drumco_2024_41



ID #: Drumco_2024_42



ID #: Drumco_2024_43



ID #: Drumco_2024_44



ID #: Drumco_2024_45



ID #: Drumco_2024_46



ID #: Drumco_2024_47



ID #: Drumco_2024_48



ID #: Drumco_2024_49



ID #: Drumco_2024_50



ID #: Drumco_2024_51



ID #: Drumco_2024_52



ID #: Drumco_2024_53



ID #: Drumco_2024_54



ID #: Drumco_2024_55





ID #: Drumco_2024_57



ID #: Drumco_2024_58





ID #: Drumco_2024_60



ID #: Drumco_2024_61



ID #: Drumco_2024_62



ID #: Drumco_2024_63



ID #: Drumco_2024_64



ID #: Drumco_2024_65

ID #: Drumco_2024_66



ID #: Drumco_2024_67



ID #: Drumco_2024_68



ID #: Drumco_2024_69



ID #: Drumco_2024_70



ID #: Drumco_2024_71



ID #: Drumco_2024_72



ID #: Drumco_2024_73



ID #: Drumco_2024_74





ID #: Drumco_2024_76

Attachment 2

Daily Inspection Summaries

Penland, John

To: kory.smith@greif.com; david.russell@greif.com; ty.dobbins@adeq.state.ar.us; Jackson Renfroe
Cc: Pandak, Debra (she/her/hers); Brad Toler
Subject: Daily Summary - March 11, 2024 - EPA RCRA Inspection of the Drumco facility in Arkadelphia, AR (ARR000005959)
Attachments: CBI_Notice_QandAs-12-14-20-final_version.pdf; General_CBI_Notice_12_2022.pdf

All,
Here is a summary of my notes from today's inspection. If there are any errors or omissions please let me know.

Introduction

During the week of March 11, 2024, I, John Penland, will be conducting an unannounced inspection of the Drumco facility located at 142 Technology Dr in Arkadelphia, AR, for compliance with the Resource Conservation and Recovery Act (RCRA). I will be accompanied on this inspection by Arkansas Department of Environmental Quality inspectors Jackson Renfroe and Ty Dobbins. The inspection will include walkthroughs of the facility's hazardous waste generation and management units and a review of the facility records related to solid and hazardous waste management.

Purpose

The Drumco facility was targeted for inspection as part of the Region 6's evaluation of chemical container cleaning operations in response to EPA's November 2022 *Drum Reconditioner Damage Case Report*.

Name	Title	Representing	Phone	Email
John Penland	Lead Hazardous Waste Inspector	US EPA Region 6	214-665-9717	Penland.john@epa.gov
Jackson Renfroe	Hazardous Waste Inspector - Supervisor	ADEQ	501-993-0761	Jackson.Renfroe@adeq.state.ar.us
Ty Dobbins	Hazardous Waste Inspector	ADEQ	501-413-3640	Ty.Dobbins@adeq.state.ar.us
Kory Smith	Plant Superintendent	Drumco	870-403-3163	Kory.Smith@greif.com
David Russell	Plant Manager	Drumco	501-317-0159	David.russell@greif.com

Daily Summary

Initial Entry to the facility - approximately 9:55am

Opening meeting start – 10:00am

I presented my credentials to Mr. Kory Smith and informed him that we were there to conduct an inspection of the facility under the authority of section 3007 of the Resource Conservation and Recovery Act.

We discussed the authority for the inspection –

RCRA Section 3007 - For purposes of developing or assisting in the development of any regulation or enforcing the provisions of this chapter, any person who generates, stores, treats, transports, disposes of, or otherwise handles or has handled hazardous wastes shall, upon request of any officer, employee or representative of the Environmental Protection Agency, duly designated by the Administrator, or upon request of any duly designated officer, employee or representative of a State having an authorized hazardous waste program, furnish information relating to such wastes and permit such person at all reasonable times to have access to, and to copy all records relating to such wastes. For the purposes of developing or assisting in the development of any

regulation or enforcing the provisions of this chapter, such officers, employees or representatives are authorized—

(1) to enter at reasonable times any establishment or other place where hazardous wastes are or have been generated, stored, treated, disposed of, or transported from;

(2) to inspect and obtain samples from any person of any such wastes and samples of any containers or labeling for such wastes.

We discussed the purpose of EPA's inspection – In response to the Drum Reconditioner Damage Case Report, EPA Region 6 began conducting inspections at facilities where issues similar to those identified in the report might occur. This inspection is intended to: Assess the Drumco facility's regulatory status (ie, LQG/transporter, SQG, VSQG); Evaluate the facility's waste identification and characterization procedures; and Identify facility operations which could pose a risk of release of hazardous waste or hazardous constituents to the air, water, or land.

Discussed the right of Drumco to assert a Confidential Business Information claim for records requested by EPA (see attachment)

Discussed the process for transferring electronic records – EPA has set up a  [Microsoft OneDrive folder](#) with access limited to the inspection participants.

Discussed the inspection process – the inspection will be conducted during the week of March 11, 2024. The participants will meet at the facility at 9:00am each day to conduct the onsite portion of the inspection and discuss the findings of the ongoing records review. The records review will be conducted by the inspectors independently offsite throughout the week. Daily summaries will be provided by the inspectors at the end of each day to ensure a clear communication of questions and findings. EPA will schedule a closing conference, where EPA will summarize the overall findings of the inspection to that point and provide a plan for concluding any unfinished evaluation.

General Facility Process – The Drumco facility reconditions steel drums for the reusable packaging industry. The process takes used steel drums and burns away any paint and chemical residues in an incinerator. The drums are then bead blasted and painted. These reconditioned drums are then sold for reuse. The facility is registered as a Large Quantity Generator of Hazardous Waste. The primary waste streams include: incinerator ash (D007), spent bead blast media (non-haz), and plant trash/ used ppe (non-haz).

Initial request for compliance records, including:

- 1) Current hazardous waste contingency plan and Emergency response plan including arrangements with local authorities records of distribution
- 2) Facility Maps identifying solid waste management units and operational units
- 3) Facility waste profiles for any solid waste generated since 2021. Include documentation relevant to the waste determination made for each waste (i.e. analytical reports or documentation to support generator knowledge; see 40 CFR 262.11(f))
- 4) Facility SOPs related to the generation or management of hazardous waste; used container receiving; and chemical exclusion
- 5) RCRA Unit inspection records since 2021 for container storage areas
- 6) Currently effective CAA Title V and NSR permits for hazardous waste generating or management units
- 7) Engineering Drawings of the Drum incinerator including the ash dump
- 8) Land Disposal Restriction notices for hazardous waste shipped offsite for disposal since 2021
- 9) Records showing the rejection of non-RCRA empty containers received since 2021

Facility Walkthrough

Beginning at approximately 10:30am- This walkthrough of the facility was focused on familiarizing the inspection team with the operations and layout of the facility and to identify readily apparent management concerns. A further process review is planned for 03/12/2024

Warehouse – the majority of the facility’s warehouse space is used to store a backlog of used containers which are not processable by the Drumco Arkadelphia facility. This includes galvanized steel drums, metal pails, steel pressure vessels, composite drums, and other specialty containers. Many of these containers bear markings from [REDACTED] that indicate that the last held contents were hazardous waste. According to Mr. Smith, an additional 155 trailers full of containers were also stored at the facility of which 71 have been emptied. The facility has only identified 7 containers which were not empty so far while processing this backlog.

Drum crushing and baling area – In the drum crushing and baling area we observed viscous liquids draining from crushed steel drums that had previously been processed through the facility incinerator. These bales of crushed drums were being transported to a roll off container as scrap while continuing to drip a viscous liquid.

Ancillary building (NE side of main building) – We inspected two bays of this building. In the easternmost bay, the facility has stored product paints and several containers of old paint not used in their process any longer and are intended to be disposed of. The paints designated as intended for disposal all bear flammable liquid markings but no waste labels. The western bay held drums of plant trash and hardened epoxy. These wastes are non-hazardous but have been stored in that building for more than a year.

Incinerator area – one roll-off accumulating waste ash from the incinerator. One roll-off staged for future accumulation. Ash is pulled from the drop out area beneath the unit via a chain conveyor to an accumulation drum. This drum is dumped into the roll-off. Ash is present as drag-out in the area and piled on the floor near the drum.

Container receiving area. – Operators were unloading drums directly from a box trailer on to the incinerator conveyor when we inspected this area. Drums were pulled from the truck and had lids and lockrings removed before being placed on the incinerator conveyor. Inspectors observed free liquids present in the containers being placed on the conveyor. Operators did not attempt to remove these residues by pouring or aspirating nor did they measure the depth of residues in the containers prior to placing them on the incinerator conveyor. In the northwest corner of the building we found several containers marked as hazardous waste which did not appear to be empty when tipped. Labels on the containers indicated that they held hazardous waste from [REDACTED] with accumulation dates in 2019. Near the container receiving area we found a rack of freshly painted lock rings from a ring dip painting process. These rings were placed on the rack to dry and liquid paint had run onto the floor of the building impeding foot traffic.

Reject Container area – The facility stages containers which were rejected for being non-RCRA empty in a designated area located near the offices in the warehouse. Two 55-gallon drums were present in the area today, both from [REDACTED]. One of these containers was marked as containing 320 pounds of material and bore a hazardous waste label.

<90-day waste paint area – The facility accumulates containers of paint waste in a designated area in the warehouse near the painting line. Three 55-gallon steel drums were present in the area today. All were closed, labeled as hazardous waste, and marked with an accumulation start date.

Departed Facility at approximately 2:00pm

Topics for inspection on March 12, 2024

- Revisit of areas of interest identified during our initial walkthrough
- Further discussion of the facility backlog
- Review of the facility’s container acceptance procedures
- Waste profile and determination review
- Identification of process management records
- Identification of personnel for training review

John Penland
Senior Environmental Scientist (ECDSR)
Enforcement and Compliance Assurance Division
Waste Enforcement Branch
EPA Region 6 1201 Elm St., Suite 500
Dallas, Texas 75270
(214)665-9717

Penland, John

From: Penland, John
Sent: Tuesday, March 12, 2024 10:08 PM
To: kory.smith@greif.com; david.russell@greif.com; ty.dobbins@adeq.state.ar.us; Jackson Renfroe
Cc: Pandak, Debra (she/her/hers); Brad Toler
Subject: Daily Summary - March 12, 2024 - EPA RCRA Inspection of the Drumco facility in Arkadelphia, AR

All,
Here is a summary of my notes from today's inspection. If there are any errors or omissions please let me know.

Name	Title	Representing	Phone	Email
John Penland	Lead Hazardous Waste Inspector	US EPA Region 6	214-665-9717	Penland.john@epa.gov
Jackson Renfroe	Hazardous Waste Inspector - Supervisor	ADEQ	501-993-0761	Jackson.Renfroe@adeq.state.ar.us
Ty Dobbins	Hazardous Waste Inspector	ADEQ	501-413-3640	Ty.Dobbins@adeq.state.ar.us
Kory Smith	Plant Superintendent	Drumco	870-403-3163	Kory.Smith@greif.com
David Russell	Plant Manager	Drumco	501-317-0159	David.russell@greif.com

Daily Summary

Entry to the facility - approximately 9:20am

Daily Recap meeting – 10:00am

I presented my credentials to Mr. David Russell

- Ancillary building (NE side of main building) – the several containers of old paint not commonly used in their process any longer may be disposed of. However, these paints may remain usable and the facility is exploring potential uses.
- Container receiving area. – The containers found in the northeast corner of the building were found to be empty pressure vessels. The additional structure of the containers gives them additional weight.
- Container Backlog – This inventory is being processed as part of an existing project to sort containers which can be reconditioned onsite from those that will need to be transferred to a different facility. Each container was graded and added to the facility inventory on receipt. Much of the backlog accumulated during the 2019 Covid shutdown.
- [REDACTED] waste container – The non-RCRA empty hazardous waste container in the Reject area was included in a shipment of empty containers from [REDACTED]. Drumco is providing the shipping information for that container.

Second facility walkthrough – Begun at 10:30am

- Confirmed that the containers in the Northeast corner of the building were pressure vessels. However, in the same area we found additional non-empty containers stored next to the feed conveyor for the Drum incinerator. These containers had unknown solid residues in them (approximately 3-4" in depth visually).
- Reviewed the incoming drum processing at the truck unloading area. We visually inspected the interior of 7 drums after opening. In 3 of those drums we found free flowing liquid residues with measured depths of between 1/8 and 1/2 inch. These free flowing liquids appeared to be pourable.

- In the warehouse near the incinerator ash dump we found a pallet of drums which were not empty. 1 was full of ammonia contaminated rags. 3 were marked as flammable solids.
- On the right side of the incinerator ash dump we found 2 containers (drums) of incinerator ash which were open, unlabeled, and in poor condition
- On the left side of the incinerator ash dump we found 4 containers (drums) of incinerator ash which were open, unlabeled, and in poor condition.
- When we first visited the roll-off being used for the accumulation of incinerator ash we found it to be open without an operator present.
- On the Northeast side of the main body of the drum incinerator we found 117 containers (drums) of incinerator ash which were open, unlabeled, and in poor condition
- Underneath the exit conveyor of the incinerator we found accumulations of incinerator ash on the ground for the full length of the conveyor. We also found 6 containers (5 drums and 1 hopper) of incinerator ash which were open, unlabeled, and in poor condition
- In the ancillary building located on the northeast side of the facility we found 1 container (drum) of incinerator ash which was open, unlabeled, and in poor condition.
- Additional container backlog was found in the warehouse on the northwest corner of the facility.
- More container backlog is stored in 80-100 box trailers located around the facility.
- On returning to the facility at approximately 1:30pm we observed a visible emissions event from the stack of the drum incinerator this event lasted for an undetermined period of time but we observed it for at least 5 minutes.

Training Records request

- For the purpose of determining compliance with the training requirements of 262.16(a)(7), we are requesting the training records for:
 - Kory Smith
 - David Russell
 - Rodney Moore
 - Adrian Cooper
 - Steven Moore.

Topics for inspection on March 13, 2024

Review of records provided by the facility in response to our requests of March 12 and 13
Closing conference where we will provide our preliminary findings.

John Penland
Senior Environmental Scientist (ECDSR)
Enforcement and Compliance Assurance Division
Waste Enforcement Branch
EPA Region 6 1201 Elm St., Suite 500
Dallas, Texas 75270
(214)665-9717

From: [Penland, John](#)
To: [Jackson Renfroe](#); ty.dobbins@adeq.state.ar.us; kory.smith@greif.com; david.russell@greif.com; olivareshuertae@greif.com; fourcandm@greif.com
Cc: [Brad Toler](#); [Pandak, Debra \(she/her/hers\)](#)
Subject: Daily Summary - March 13, 2024 - EPA RCRA Inspection of the Drumco facility in Arkadelphia, AR
Date: Thursday, March 14, 2024 1:04:00 AM

All,

Here is a summary of my notes from today's inspection. If there are any errors or omissions, please let me know.

Name	Title	Representing	Phone	Email
John Penland	Lead Hazardous Waste Inspector	US EPA Region 6	214-665-9717	Penland.john@epa.gov
Jackson Renfroe	Hazardous Waste Inspector - Supervisor	ADEQ	501-993-0761	Jackson.Renfroe@adeq.state.ar.us
Ty Dobbins	Hazardous Waste Inspector	ADEQ	501-413-3640	Ty.Dobbins@adeq.state.ar.us
Kory Smith	Plant Superintendent	Drumco	870-403-3163	Kory.Smith@greif.com
David Russell	Plant Manager	Drumco	501-317-0159	David.russell@greif.com
Edwin Olivares	Senior Environmental Manager - Corporate	Greif		olivareshuertae@greif.com
Michael Fourcand	Senior Environmental Engineer - Corporate	Greif	323-246-6280	fourcandm@greif.com

Daily Summary

Entry to the facility - approximately 9:10am

Daily Recap meeting – 9:15 am

Closing Meeting

Preliminary Findings.

1. Incineration of non-RCRA empty Containers [270.1]

The RCRA Empty Definition

261.7(b) (1) A container or an inner liner removed from a container that has held any hazardous waste, except a waste that is a compressed gas or that is identified as an acute hazardous waste listed in §§ 261.31 or 261.33(e) of this chapter is empty if:

(i) All wastes have been removed that can be removed using the practices commonly

employed to remove materials from that type of container, e.g., pouring, pumping, and aspirating, and

(ii) No more than 2.5 centimeters (one inch) of residue remain on the bottom of the container or inner liner

This duty applies prior to placing the drums in the incinerator. During our inspection we observed that operators did not make attempts to empty drums with observable free-flowing residues. Instead, operators were relying on the 1-inch requirement of 261.7(b)(1)(ii) and the shippers written certification that the drums were shipped empty. Incineration of non-RCRA empty drums would require a hazardous waste permit under 270 as a hazardous waste incinerator.

2. Improper storage of Incinerator Ash [262.17(a)(1)]

Incinerator ash at the facility has been determined to be a hazardous waste demonstrating the characteristic of chromium toxicity (D007). Analytical records reviewed indicated that the Ash contains leachable quantities of hexavalent chromium with TCLP results between 12 and 199 mg/L. During this inspection we found 130 containers of Ash which were improperly managed. The containers were found to be unlabeled, open, and in poor condition.

3. Operation of the facility which could cause a release of hazardous waste to the environment [262.251]

Notwithstanding the storage concerns raised in finding 2, the facility's ash management infrastructure appears to be insufficient to contain the incinerator ash. During this inspection we observed spills and releases of incinerator ash beneath and around the incinerator ash dump, the concrete pad adjacent to then incinerator where ash containers were being accumulated, the plant roadway adjacent to the incinerator where the ash roll-off container was stored, beneath the conveyor system carrying drums out of the incinerator.

4. Out of date Contingency Plan [262 Subpart M]

During our initial review of the facility contingency plan we found that the list of emergency coordinators is out of date and lists Barry Wingard as an active employee that could serve as an emergency coordinator. The Contingency Plan also lacks a Quick Reference.

5. Unpermitted receipt of hazardous waste [270.1]

The facility improperly took custody of a container of hazardous waste from [REDACTED]. This container was clearly marked as hazardous waste and was shipped to the facility without a hazardous waste manifest. While this is likely to be a shipping error, the Drumco facility is not permitted to act as a designated facility for the receipt of hazardous waste.

6. Waste Determination for out of service products [262.11]

The definition of solid waste includes in its definition of the word "abandoned" materials that are : 261.2(b)(3) "Accumulated, stored, or treated (but not recycled) before or in lieu of being abandoned by being disposed of, burned or incinerated;" During this inspection we found 7 containers of products in the building labeled as chemical/paint storage (noted as the ancillary building in previous summaries). According to Kory Smith and David Russell, all

or some of these materials are no longer used in the facility's manufacturing process and should be disposed. 262.11 requires generators to identify and make a hazardous waste determination for any solid waste they generate at the point of generation. If these chemicals are in fact not usable by the facility and are being stored in lieu of disposal then Drumco is required to make a waste determination for these materials and manage them appropriately. Labels on the drums indicate that these materials may be flammable liquids and potentially meet the ignitable characteristic of hazardous waste (D001)

Followup

Any additional records not uploaded during this inspection should be delivered by April 1.

John Penland
Senior Environmental Scientist (ECDSR)
Enforcement and Compliance Assurance Division
Waste Enforcement Branch
EPA Region 6 1201 Elm St., Suite 500
Dallas, Texas 75270
(214)665-9717

Penland, John

From: Edwin Olivares Huerta <Edwin.Olivares@greif.com>
Sent: Monday, April 1, 2024 4:30 PM
To: Penland, John; Jackson Renfroe; ty.dobbins@adeq.state.ar.us; Kory Smith; David Russell; Michael Fourcand
Cc: Brad Toler; Pandak, Debra (she/her/hers)
Subject: RE: Daily Summary - March 13, 2024 - EPA RCRA Inspection of the Drumco facility in Arkadelphia, AR
Attachments: CLCM Arkadelphia Response to USEPA.pdf; Affidavit of David Russell.pdf

Caution: This email originated from outside EPA, please exercise additional caution when deciding whether to open attachments or click on provided links.

John,

Please find enclosed CLCM's response to the below communication. Please also find enclosed a signed CBI affidavit.

Many thanks,

Edwin Olivares | Sr. Environmental Manager – Americas | Greif |

[366 Greif Parkway | Delaware, Ohio 43015 USA](#) | M: [+1 \(470\) 513-4043](#)
www.greif.com

PACKAGING SUCCESS TOGETHER

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From: Penland, John <Penland.John@epa.gov>
Sent: Thursday, March 14, 2024 2:06 AM
To: Jackson Renfroe <Jackson.Renfroe@adeq.state.ar.us>; ty.dobbins@adeq.state.ar.us; Kory Smith <Kory.Smith@greif.com>; David Russell <David.Russell@greif.com>; Edwin Olivares Huerta <Edwin.Olivares@greif.com>; Michael Fourcand <Michael.Fourcand@greif.com>
Cc: Brad Toler <bradley.toler@adeq.state.ar.us>; Pandak, Debra (she/her/hers) <Pandak.Debra@epa.gov>
Subject: Daily Summary - March 13, 2024 - EPA RCRA Inspection of the Drumco facility in Arkadelphia, AR

Some people who received this message don't often get email from penland.john@epa.gov. [Learn why this is important](#)

Notice: *This message originated outside of the Organization. Please use caution when opening attachments, clicking links or responding to requests for information.*

All,
Here is a summary of my notes from today's inspection. If there are any errors or omissions, please let me know.

Name	Title	Representing	Phone	Email
John Penland	Lead Hazardous Waste Inspector	US EPA Region 6	214-665-9717	Penland.john@epa.gov
Jackson Renfroe	Hazardous Waste Inspector - Supervisor	ADEQ	501-993-0761	Jackson.Renfroe@adeq.state.ar.us

Ty Dobbins	Hazardous Waste Inspector	ADEQ	501-413-3640	Ty.Dobbins@adeq.state.ar.us
Kory Smith	Plant Superintendent	Drumco	870-403-3163	Kory.Smith@greif.com
David Russell	Plant Manager	Drumco	501-317-0159	David.russell@greif.com
Edwin Olivares	Senior Environmental Manager - Corporate	Greif		olivareshuertae@greif.com
Michael Fourcand	Senior Environmental Engineer - Corporate	Greif	323-246-6280	fourcandm@greif.com

Daily Summary

Entry to the facility - approximately 9:10am

Daily Recap meeting – 9:15 am

Closing Meeting

Preliminary Findings.

1. Incineration of non-RCRA empty Containers [270.1]

The RCRA Empty Definition

261.7(b) (1) A container or an inner liner removed from a container that has held any hazardous waste, except a waste that is a compressed gas or that is identified as an acute hazardous waste listed in §§ 261.31 or 261.33(e) of this chapter is empty if:

(i) All wastes have been removed that can be removed using the practices commonly employed to remove materials from that type of container, e.g., pouring, pumping, and aspirating, and

(ii) No more than 2.5 centimeters (one inch) of residue remain on the bottom of the container or inner liner

This duty applies prior to placing the drums in the incinerator. During our inspection we observed that operators did not make attempts to empty drums with observable free-flowing residues. Instead, operators were relying on the 1-inch requirement of 261.7(b)(1)(ii) and the shippers written certification that the drums were shipped empty. Incineration of non-RCRA empty drums would require a hazardous waste permit under 270 as a hazardous waste incinerator.

2. Improper storage of Incinerator Ash [262.17(a)(1)]

Incinerator ash at the facility has been determined to be a hazardous waste demonstrating the characteristic of chromium toxicity (D007). Analytical records reviewed indicated that the Ash contains leachable quantities of hexavalent chromium with TCLP results between 12 and 199 mg/L. During this inspection we found 130 containers of Ash which were improperly managed. The containers were found to be unlabeled, open, and in poor condition.

3. Operation of the facility which could cause a release of hazardous waste to the environment [262.251]

Notwithstanding the storage concerns raised in finding 2, the facility's ash management infrastructure appears to be insufficient to contain the incinerator ash. During this inspection we observed spills and releases of incinerator ash beneath and around the incinerator ash dump, the concrete pad adjacent to then incinerator where ash containers were being accumulated, the plant roadway adjacent to the incinerator where the ash roll-off container was stored, beneath the conveyor system carrying drums out of the incinerator.

4. Out of date Contingency Plan [262 Subpart M]

During our initial review of the facility contingency plan we found that the list of emergency coordinators is out of date and lists Barry Wingard as an active employee that could serve as an emergency coordinator. The Contingency Plan also lacks a Quick Reference.

5. Unpermitted receipt of hazardous waste [270.1]

The facility improperly took custody of a container of hazardous waste from [REDACTED]. This container was clearly marked as hazardous waste and was shipped to the facility without a hazardous waste manifest. While this is likely to be a shipping error, the Drumco facility is not permitted to act as a designated facility for the receipt of hazardous waste.

6. Waste Determination for out of service products [262.11]

The definition of solid waste includes in its definition of the word "abandoned" materials that are : 261.2(b)(3) "Accumulated, stored, or treated (but not recycled) before or in lieu of being abandoned by being disposed of, burned or incinerated;" During this inspection we found 7 containers of products in the building labeled as chemical/paint storage (noted as the ancillary building in previous summaries). According to Kory Smith and David Russell, all or some of these materials are no longer used in the facility's manufacturing process and should be disposed. 262.11 requires generators to identify and make a hazardous waste determination for any solid waste they generate at the point of generation. If these chemicals are in fact not usable by the facility and are being stored in lieu of disposal then Drumco is required to make a waste determination for these materials and manage them appropriately. Labels on the drums indicate that these materials may be flammable liquids and potentially meet the ignitable characteristic of hazardous waste (D001)

Followup

Any additional records not uploaded during this inspection should be delivered by April 1.

John Penland
Senior Environmental Scientist (ECDSR)
Enforcement and Compliance Assurance Division
Waste Enforcement Branch
EPA Region 6 1201 Elm St., Suite 500
Dallas, Texas 75270
(214)665-9717

Attachment 3

CLCM Arkadelphia's
Response to EPA

CONTAINER LIFE CYCLE MANAGEMENT LLC
142 TECHNOLOGY DRIVE
ARKADELPHIA, AR 71923

April 1, 2024

VIA EMAIL

Penland.John@epa.gov

Mr. John Penland
Senior Environmental Scientist (ECDSR)
Enforcement and Compliance Assurance Division
Waste Enforcement Branch
EPA Region 6, 1201 Elm St., Suite 500
Dallas, TX 75270

Re: March 13, 2024 - Inspection Container Life Cycle Management
LLC Site Arkadelphia, Arkansas- **CONTAINS CONFIDENTIAL
BUSINESS INFORMATION (CBI)**

Dear Mr. Penland:

Container Life Cycle Management LLC ("CLCM") received the U.S. Environmental Protection Agency's ("the Agency's") March 14, 2024 correspondence related to the March 13, 2024 inspection of the CLCM site located in Arkadelphia, Arkansas. We note, at the outset, that CLCM is the operating entity for this site although the site has historically been identified as Drumco. The specific language of the findings in the March 14, 2024 correspondence is set forth in italics below followed by CLCM's responses which we are providing on or before April 1, 2024 as requested.

The enclosed documents contain customer information and site design and construction information that is proprietary and confidential, including but not limited to customer names and addresses and site design documents. We request confidential treatment for the customer information and site design documents pursuant to 40 C.F.R. Part 2, Subpart B. We have also enclosed an affidavit with respect to confidential treatment for the State of Arkansas with this letter as well as a redacted version of the referenced enclosures redacting information that CLCM claims as confidential business information and an unredacted version for agency review.

1. *EPA Comment: Incineration of non-RCRA empty Containers [270.1]*

The RCRA Empty Definition

261.7(b) (1) A container or an inner liner removed from a container that has held any hazardous waste, except a waste that is a compressed gas or that is identified as an acute hazardous waste listed in §§ 261.31 or 261.33(e) of this chapter is empty if:

(i) All wastes have been removed that can be removed using the practices commonly employed to remove materials from that type of container, e.g., pouring, pumping, and aspirating, and

(ii) No more than 2.5 centimeters (one inch) of residue remain on the bottom of the container or inner liner

This duty applies prior to placing the drums in the incinerator. During our inspection we observed that operators did not make attempts to empty drums with observable free-flowing residues. Instead, operators were relying on the 1-inch requirement of 261.7(b)(1)(ii) and the shippers written certification that the drums were shipped empty. Incineration of non-RCRA empty drums would require a hazardous waste permit under 270 as a hazardous waste incinerator.

CLCM Response: CLCM has reviewed the Agency's comment provided above and we disagree. As an initial matter, we note that in order to clean Resource Conservation and Recovery Act ("RCRA")-empty containers for reuse, reconditioners either burn or wash any residue out of the empty containers. The existing RCRA regulations explicitly state that containers that have been emptied of their contents under specific conditions, are treated as empty for regulatory purposes, and any residue "remaining in either: an empty container; or an inner liner removed from an empty container" is not subject to RCRA regulation. 40 C.F.R. § 261.7(a). The Agency very deliberately applied this language to definitively state that "the burning of residue by a drum recycler would not be considered incineration of hazardous waste and would not require a permit." *Letter to Dale D. Parker, Ph.D. from Alan S. Corson, Branch Chief, Studies and Methods Branch, dated Jan. 7, 1986 (EPA RO 12535).*

With respect to the "empty" determination, compliance with the RCRA-empty rule occurs at the supplier's facility. Under RCRA, if a supplier has emptied a container, and "[a]ll wastes have been removed that can be removed using the practices commonly employed to remove materials from that type of container, e.g., pouring, pumping and aspirating, *and* ... [n]o more than 2.5 centimeters (one inch) of residue remain on the bottom of the container," the container is empty for purposes of RCRA and any residual contents are not regulated under RCRA. 40 C.F.R. §261.7(b)(1) (emphasis in original).

In promulgating the RCRA-empty rule, the Agency anticipated that some residual material might remain in the container. During the rulemaking, the Agency noted,

One commenter asked for clarification of when a drum is "empty," noting that there is always a residue in drums, even when they are completely drained. The Agency recognizes this fact, and is using the words "empty" and "emptied" in the practical, rather than the absolute, sense. Larger containers, such as drums, are usually aspirated or pumped out. This leaves a small residue on the bottom. This should never be more than one inch and, in most cases, is substantially less.

U.S. Environmental Protection Agency, Document No. 24401-41 (*Standards Applicable to Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities Under RCRA, Subtitle C, Section 3004: General Comments on Storage*) (Dec. 30, 1980), at pp.39-40.

At a supplier's facility, product is removed from containers in various ways – often by pumping the product as the Agency anticipated. This method leaves residue in the container that the supplier is not equipped to remove. Even if a supplier had the processes to invert and drain every container, small amounts of residual material will always remain. And that is expressly permitted under the rule that the Agency adopted. Also, the RCRA-empty standard does not require a supplier to employ any method that is not “commonly employed,” even if it is possible to empty a container. “Pourable” residue may remain in a container “aspirated or pumped out.” The container is nevertheless considered empty under the Agency’s regulations if aspiration is the “commonly employed [method] to remove materials from that type of container ... and ... [n]o more than 2.5 centimeters (one inch) of residue remain on the bottom of the container. 40 C.F.R. § 261.7(b)(1)(emphasis in original). If a supplier creates an empty container that meets the regulatory definition at their facility and upon acceptance by the reconditioner as empty, that designation must remain with the container as it is processed by the reconditioner. The fact that a drop of material might drip or “pour” from the container when a reconditioner inverts the container in the midst of the reconditioning process cannot suddenly make a RCRA-empty container, “non-empty.”

In addition, the container reclamation furnace at the site is not a “hazardous waste incinerator.” Regulations applicable to “hazardous waste combustors” are not applicable to the container reclamation furnace. The Agency has already determined that container reclamation ovens are not subject to hazardous waste incineration standards. Pyrolyzing containers in the container furnace is not “incineration” of hazardous waste. Under the Agency’s own regulations, the container furnace is considered a “burn-off oven” not an “incinerator,” and is not subject to regulation under 40 C.F.R. Part 63, Subpart EEE.

Moreover, the container furnace is a processing furnace, not an incinerator. Regulations relating to “commercial and industrial solid waste incineration units” in 40 C.F.R. Part 60, Subpart CCCC very clearly and specifically state that container reclamation units are not incinerators. These regulations define a “burn-off oven” as “any rack reclamation unit, part reclamation unit, or drum reclamation unit. A burn-off oven is not an incinerator, waste-burning kiln, an energy recovery unit or a small, remote incinerator under this subpart.” 40 C.F.R. § 60.2265.

The exclusion of burn-off ovens from the definition of “incinerator” was deliberate:

Based on the comments, the lack of data, and our determination that we did not need to regulate burn-off ovens to comply with our CAA section 112(c)(6) obligation, we did not finalize standards for burn-off ovens. We revised the definition of burn-off oven in the final rule to distinguish such units from the units for which we established standards. We have not received data that would allow us to

establish standards for the various burn-off oven subcategories and, therefore, we are not proposing standards in this reconsideration notice.

76 Fed. Reg. 80,452, 80,460 (Dec. 23, 2011).

This exclusion is consistent with the position taken by the Agency in the first set of Subpart CCCC standards issued under Section 129. *See* 65 Fed. Reg. 75,338, 75,375 (Dec. 1, 2000) [defining drum reclamation unit at 40 C.F.R. § 60.2265 (for new units) and § 60.2875 (for existing units) and excluding such units from the definition of incinerator.]

A regulatory handbook published shortly after the Subpart EEE regulations were finalized and the same year that the initial Subpart CCCC was rule was issued explains why drum reconditioning units are furnaces, not incinerators:

Drum reconditioning furnaces are properly classified as industrial process furnaces. Regulatory permit writers at the state and local level may sometimes incorrectly classify a drum reconditioning furnace as an incinerator and subsequently may apply regulations or other requirements specifically developed for incinerators. This is an improper regulatory classification. It is important to note that the purpose of a drum furnace is to pyrolyze the used drum in preparation for shot blasting. The drum reconditioning facility is not a waste disposal operation.

Air and Waste Management Association (AWMA), *Air Pollution Engineering Manual*, 2nd Ed., at 289.

The Agency itself has consistently distinguished between container reclaimers and hazardous waste incinerators and the Agency's own regulations define container reclamation furnaces to be a type of burn-off oven, and **not** an incinerator. This definition is consistent with the purpose of these units, which is to pyrolyze the containers in preparation for shot blasting, as noted in the AWMA *Air Pollution Engineering Manual*. It is also consistent with the absence of any discussion of container reclamation units in the docket for Subpart EEE, and with a distinction drawn between the two source categories in other Agency documents. For these reasons, the container reclamation furnace is not an "incinerator" and is not subject to permitting a "hazardous waste incinerator".

2. *EPA Comment: Improper storage of Incinerator Ash [262.17(a)(1)]*

Incinerator ash at the facility has been determined to be a hazardous waste demonstrating the characteristic of chromium toxicity (D007). Analytical records reviewed indicated that the Ash contains leachable quantities of hexavalent chromium with TCLP results between 12 and 199

mg/L. During this inspection we found 130 containers of Ash which were improperly managed. The containers were found to be unlabeled, open, and in poor condition.

CLCM Response: Following the inspection, CLCM closed all open containers containing container furnace ash, properly labeled such containers, and properly disposed of each of the identified containers. Please see Attachment A (CLCM-ARCADELPHIA-0000001) for a photo demonstrating that all drums have been removed from the site.

3. *EPA Comment: Operation of the facility which could cause a release of hazardous waste to the environment [262.251]*

Notwithstanding the storage concerns raised in finding 2, the facility's ash management infrastructure appears to be insufficient to contain the incinerator ash. During this inspection we observed spills and releases of incinerator ash beneath and around the incinerator ash dump, the concrete pad adjacent to the incinerator where ash containers were being accumulated, the plant roadway adjacent to the incinerator where the ash roll-off container was stored, beneath the conveyor system carrying drums out of the incinerator.

CLCM Response: Contains CBI. Beginning in September 2023, CLCM engaged AECOM, a third-party environmental and engineering consulting firm, to evaluate, propose improvements and re-design the entire ash handling system at the site. Since the beginning of the engagement, AECOM has conducted several site visits, requested information from the site, and prepared design options for the ash handling system for site consideration. CLCM selected a final site design for the system on March 5, 2024. Please see Attachment B (CLCM-ARCADELPHIA-0000002 – CLCM-ARCADELPHIA-0000006). CLCM has contracted with an industrial contractor that will be constructing the selected design for the system and construction is expected to be complete by September 2024.

4. *EPA Comment: Out of date Contingency Plan [262 Subpart M]*

During our initial review of the facility contingency plan we found that the list of emergency coordinators is out of date and lists Barry Wingard as an active employee that could serve as an emergency coordinator. The Contingency Plan also lacks a Quick Reference.

CLCM Response: Contains CBI. CLCM has updated its Contingency Plan to list current emergency coordinating employees, as well as a Quick Reference. Please see Attachment C (CLCM-ARCADELPHIA-0000007 – CLCM-ARCADELPHIA-0000041).

5. *EPA Comment: Unpermitted receipt of hazardous waste [270.1]*

The facility improperly took custody of a container of hazardous waste from [REDACTED]. This container was clearly marked as hazardous waste and was shipped to the facility without a hazardous waste manifest. While this is likely to be a shipping error, the Drumco facility is not permitted to act as a designated facility for the receipt of hazardous waste.

CLCM Response: Contains CBI. CLCM does not act as a designated facility for the receipt of hazardous waste. Please see Attachment D, “██████████ Master Supply and Services Agreement” (CLCM-ARKADELPHIA-0000042 – CLCM-ARKADELPHIA-0000069). As described above, RCRA clearly recognizes that containers that have been emptied of their contents by the container supplier under specific conditions, are treated as empty for regulatory purposes. 40 C.F.R. § 261.7(a). This designation then allows reconditioning sites, like the CLCM site, to operate without RCRA permits, and to provide important environmentally beneficial services. CLCM only processes RCRA-empty containers. The Agency itself has made clear that RCRA-empty containers are not subject to regulation. The applicable regulation, 40 C.F.R. §261.7(a), states:

Any hazardous waste remaining in either: an empty container; or an inner liner removed from an empty container ... is not subject to regulation under parts 261 through 268, 270, or 124 of this chapter or to the notification requirements of section 3010 of RCRA.¹

The CLCM site is not a Treatment, Storage, or Disposal (“TSD”) facility under RCRA because it only accepts RCRA-empty containers for processing. Suppliers are required to sign an “Empty Drum Certification” that clearly recites the criteria for RCRA-empty containers and the supplier’s obligation to meet the RCRA-empty requirements.

CLCM occasionally has to address non-empty containers that are inadvertently provided by its suppliers. The industry standard practice is to reject non-empty containers and require retrieval by the suppliers, and while that process is not required by the RCRA regulations, it is consistent with the procedure that RCRA requires for TSD facilities that do handle hazardous waste. For the specific container identified above, the customer completed the “Empty Drum Certification” on March 5, 2024 certifying that all containers in the shipment were RCRA-empty. The site received the container on March 7, 2024, identified the container as a non-empty container that day and marked it with a “REJECTED” label. On that same day, the site reached out to the customer to arrange for return transport back to the customer consistent with CLCM’s regulatory and contractual obligations. The container was a container containing hazardous waste that was inadvertently shipped to the CLCM site by the customer. Please see Attachment E (CLCM-ARKADELPHIA-0000070 – CLCM-ARKADELPHIA-0000093) for correspondence related to this container.

6. *EPA Comment: Waste Determination for out of service products [262.11]*

The definition of solid waste includes in its definition of the word “abandoned” materials that are : 261.2(b)(3) “Accumulated, stored, or treated (but not recycled) before or in lieu of being abandoned by being disposed of, burned or incinerated;” During this inspection we found 7

¹ RCRA regulations provide that when a TSD receives non-RCRA-empty containers, (1) the containers can be returned to the generator, (2) if a manifest was used, the containers are returned using the same manifest and identifying the original generator as the generator, (3) the TSD is only required to provide for “secure, temporary storage” of the containers, and (4) the containers must be returned to the generator within 60 days. See 40 C.F.R. § 264.72.

containers of products in the building labeled as chemical/paint storage (noted as the ancillary building in previous summaries). According to Kory Smith and David Russell, all or some of these materials are no longer used in the facility's manufacturing process and should be disposed. 262.11 requires generators to identify and make a hazardous waste determination for any solid waste they generate at the point of generation. If these chemicals are in fact not usable by the facility and are being stored in lieu of disposal then Drumco is required to make a waste determination for these materials and manage them appropriately. Labels on the drums indicate that these materials may be flammable liquids and potentially meet the ignitable characteristic of hazardous waste (D001).

CLCM Response: CLCM has made waste determinations for each of the seven containers referenced above. CLCM has properly labeled and arranged for proper disposal of the referenced containers. Please see Attachment F (CLCM-ARKADELPHIA-0000094 – CLCM-ARKADELPHIA-0000095).

Sincerely,



Edwin Olivares Huerta
Senior Environmental Manager-Americas

Enclosures

cc: Jackson Renfroe, ADEQ
Ty Dobbins, ADEQ
Bradley Toler, ADEQ
Debra Pandak, ADEQ
Kory Smith, CLCM
David Russell, CLCM
Michael Fourcand, Greif
Dennis Hoffman, Esq., Greif

AFFIDAVIT OF DAVID RUSSELL

STATE OF ARKANSAS)
) ss.
COUNTY OF CLARK)

David Russell, being first duly sworn under oath, states as follows:

1. I am an adult resident of the State of Arkansas. My business address is: 142 Technology Drive, Arkadelphia, AR, 71923.

2. I am employed by Container Life Cycle Management LLC ("CLCM") as Plant Manager of the Arkadelphia facility. I have held the position of Plant Manager at the CLCM Arkadelphia facility for four years.

3. I make this Affidavit based upon personal knowledge.

4. This Affidavit confirms CLCM's statement that any vendor, customer and/or corporate names, and customer business volumes included in any documentation, including site design and construction information, site plan information, and third-party contracts collected and submitted to the United States Environmental Protection Agency and the Arkansas Department of Energy and Environment Division of Environmental Quality in response to the U.S. Environmental Protection Agency correspondence dated March 14, 2024 with respect to CLCM, contain confidential business information.

5. The applicant agrees to act as an indispensable party and to exercise extraordinary diligence in any legal action arising from the Department's denial of public access to the documents or information claimed herein to be a trade secret.

6. Treatment of this information as confidential is in the public interest. In addition, this information would have significant economic value to CLCM's vendors, suppliers and competitors if they were to obtain such information.

7. CLCM requests confidential treatment for customer names, addresses, contact information, site design and construction information, site plan information, and third-party contracts. Customer information, site design and construction information, site plan information, and third-party contracts are proprietary information that if made publicly available would provide competitors information to pursue business and market share away from CLCM and would provide competitors with information regarding the status of CLCM's overall business. Customers also expect this information to remain confidential and if it were publicly disseminated CLCM would lose customers and business. Furthermore, CLCM's third-party contracts contain confidentiality provisions and specifications about private business interests which prohibit CLCM from disclosing certain information within the contracts.

8. Competitors do not currently have access to CLCM's customer lists, customer addresses, customer contact information, site design and construction information, site plan information, or third-party contracts. Customer information, site design and construction

information, site plan information, and third-party contracts are not public information and have not previously been submitted to any party, including government agencies, without a prior claim of confidentiality.

9. Developing customer information, site design and construction information, site plan information, and third-party contracts require a significant amount of effort for CLCM employees. The data must be processed and records maintained.

10. CLCM only provides customer information, site design and construction information, site plan information, and third-party contracts to those within the company and does not broadly disseminate this information. Customer information, site design and construction information, site plan information, and third-party contracts are treated as confidential within CLCM. CLCM has policies requiring that this information only be available to those within the company and that it is not disseminated more broadly.

11. CLCM advises contractors and other third parties that they must maintain customer names, addresses, contact information, site design and construction information, site plan information, and third-party contracts as confidential and provides confidentiality agreements to certain of its contractors and vendors.

12. CLCM has also claimed confidential treatment for this information pursuant to federal law as trade secret and confidential commercial information under 40 C.F.R. Part 2.

FURTHER AFFIANT SAYETH NOT



David Russell

Subscribed and sworn to before me
this day of April, 2024.



NOTARY PUBLIC, State of Arkansas
My Commission is/expires 1-18-2032



ATTACHMENT A



ATTACHMENT B

PUBLIC

CONTAINS CONFIDENTIAL BUSINESS INFORMATION

CONTAINS CONFIDENTIAL BUSINESS INFORMATION

CONTAINS CONFIDENTIAL BUSINESS INFORMATION

ATTACHMENT C

PUBLIC

FIRE: (870) 246-4545

POLICE: (870) 246-4545

SHERIFF: (870) 246-2222

AMBULANCE: 911

In the event of an emergency always dial 911.

CRITICAL OPERATIONS

Colleagues of Drumco will not be required to remain in a facility to operate critical plant operations. All colleagues will be required to evacuate upon notification.

ALARM SYSTEM REQUIREMENTS

Alarm system requirements for notifying all colleagues in an emergency are the following:

- a. Provides warning for safe escape
- b. Can be perceived by all colleagues
- c. Alarm is distinctive and recognizable
- d. Colleagues are properly trained
- e. Emergency telephone numbers posted
- f. Emergency alarms have priority
- g. Alarm system is maintained properly by trained personnel

SOUNDING THE ALARM

The signal for immediate evacuation for the facility will be through radios.

EVACUATION PLANS

Emergency evacuation escape route plans (see appendix A) are posted in key areas throughout the buildings. All colleagues have been trained concerning these plans and should also be familiar with the evacuation plans for the other buildings within the company.

AVAILABILITY

Copies of the written emergency action plan shall be maintained at the workplace and available for review. When working off-site, colleagues of Drumco must be trained at each facility in reference to their site-specific Emergency Action Plan and a copy of the EAP must be available for review.

COLLEAGUE ACCOUNTABILITY PROCEDURES AFTER EVACUATION

In the event of a fire emergency signaled by either the Emergency Plan Coordinator or the building alarm system, all occupants will promptly exit the building by the nearest exit. Once clear of the building, go to the designated point and immediately report to their supervisor. After evacuation, each supervisor (or designee) is responsible for accounting for each colleague assigned to that supervisor by rallying at the designated point and by conducting a head count. Each colleague will be accounted for by name. Each colleague is responsible for reporting to his or her supervisor so an accurate head count can be made. **All** supervisors are required to report their head count (by Name) to the Emergency Plan Coordinator.

DESIGNATED RALLYING POINTS

All colleagues will report to the front parking lot toward the far corner away from the building, nearest the street, or if exiting the rear of the building, colleagues will report to the rear parking lot by the exit gate.

RESCUE OR MEDICAL DUTIES PROCEDURE

In the event colleagues need medical treatment, the Emergency Medical facility or 911 will be notified for assistance. Site specific EAPs will be followed when necessary.

RE-ENTRY

Once the building is evacuated, no one is to re-enter the building for any reason. Rescue personnel (if designated and properly trained) are excluded from this rule. When the Fire Department or other responsible agency has notified us the building is safe for reentry, then, and only then, will personnel return to their workstations.

2. HAZARD WEATHER EMERGENCY PLAN

When a hazardous weather alert is announced by the Plan Coordinator all colleagues should immediately go to the closest tornado refuge area. All colleagues should stay in the tornado refuge area until given the "all clear" sign from the Plan Coordinator.

The designated tornado refuge area is in the bathrooms by the main offices and the bathrooms below the supervisor offices.

TRAINING

Colleague training is provided when: (a) the plan is initiated; (b) when colleague's required actions and responsibilities change; (c) there are any changes to the plan; (d) initially for new colleagues; (e) refresher training.

Items Reviewed:

- a. Emergency Escape Procedures
- b. Escape Route Assignments
- c. Fire Extinguisher Locations and Training
- d. Procedures to Account for Colleagues
- e. Major Workplace Fire Hazards
- f. Colleague Training Programs
- g. Fire Prevention Practices
- h. Closing doors behind you
- i. Means of Reporting Fire and Other Emergencies
- j. Names and Titles of Emergency Plan and Fire Protection Coordinators
- k. Alarm Systems
- 1. Proper Housekeeping
- m. Emergency and Fire Prevention Plan Availability
- n. Hazard Weather Procedures

The Safety Director will be made responsible to assist in the safe and orderly evacuation of all colleagues. He/she will check restrooms, stairwells, etc to ensure notification and assistance is given as needed, if safe to do so. All colleagues will be instructed as to safely assist others in the event of emergency.

3. SPILL CONTAINMENT PLAN

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1.0– INTRODUCTION

2.0 – PURPOSE AND SCOPE OF CONTINGENCY PLAN

3.0 – OVERVIEW OF FACILITY OPERATIONS

4.0 – EMERGENCY RESPONSE COORDINATOR

5.0 – COORDINATION OF EMERGENCY SERVICES

6.0 – EMERGENCY PROCEDURES AND RESPONSIBILITIES

7.0 – EVACUATION PLANS

APPENDIX A – SITE MAP AND PLOT PLAN

APPENDIX B – EVACUATION ROUTES AND STORAGE LOCATIONS FOR EMERGENCY SUPPLIES

APPENDIX C – INCIDENT REPORTING FORM

APPENDIX D – RECORD OF REVISIONS

EMERGENCY RESPONSE AGENCIES, ORGANIZATIONS AND PERSONNEL

National Response Center (NRC)	(800) 424-8802 (24 hours)
Chemtrec	(800) 424-9300 (24 hours)
Poison Hot Line	(800) 392-9111 (24 hours)
Drumco Primary Emergency Coordinator Russ Bryant	Office: (870) 230-8800 Mobile: (501) 317-7152
Drumco Secondary Emergency Coordinator Kory Smith	Office: (870) 230-8800 Mobile: (870) 403-3163
Drumco Tertiary Emergency Coordinator David Russell	Office: (870) 230-8800 Mobile: (870) 317-0159
Arkadelphia Fire Department	911 (Emergency) (870) 246-9354 (Non-Emergency)
Ambulance	911 (Emergency)
Arkadelphia Police Department	911 (Emergency) (870) 246-4545 (Non-Emergency)
Clark County Sheriff's Office	911 (Emergency) (870) 246-2222 (Non-Emergency)
Arkansas State Police	(501) 618-8000
Baptist Health Medical Center (Emergency Department) (Primary Hospital)	(870) 295-2622 or (870) 230-1720
CHI St. Vincent – Hot Springs (Emergency Department) (Secondary Hospital)	(501) 622-1000
Clark County Office of Emergency Management	(870) 246-2222
Arkansas Department of Environmental Quality	(501) 682-0744
Arkansas Department of Emergency Management	(501) 730-9750
Waste Services, Inc. (24 Hours)	(501) 888-4323

1.0 – INTRODUCTION

Container Life Cycle Management LLC, doing business as Drumco of Arkansas (Drumco), owns and operates a steel drum reclamation facility located at 142 Technology Drive in Arkadelphia, Clark County, Arkansas. The company reconditions used metal drums and/or containers for resale.

Drumco is a Large-Quantity Generator (LQG) of hazardous waste. As such, the company is subject to the applicable requirements of Arkansas Pollution Control and Ecology Commission Regulation No. 23, "Hazardous Waste Management", and the underlying federal Resource Conservation and Recovery Act (RCRA) requirements for hazardous wastes. The current version of Regulation No. 23 was promulgated on September 25, 2015. These rules are administered by the Arkansas Department of Environmental Quality (ADEQ).

Per Subsection (§) 262.34(a)(4) of Regulation No. 23, an LQG must develop and implement an Emergency Response Contingency Plan for the hazardous waste activities conducted at their facility. (Unless otherwise noted, all regulatory citations provided in this Plan pertain to Regulation No. 23.)

2.0 – PURPOSE AND SCOPE OF CONTINGENCY PLAN

Per Regulation No. 23, §260.51, this Emergency Response Contingency Plan (the "Plan") for the Drumco facility in Arkadelphia was prepared to comply with §265, Subpart D, "Contingency Plan and Emergency Provisions", of Regulation No. 23. It establishes a set of specific, organized, planned, and coordinated actions to be followed to minimize hazards to human health or the environment that may result from:

- Fires or explosions, and;
- Any unplanned sudden or non-sudden release of a hazardous waste or hazardous waste constituent to the air, soil, or surface water.

Per Regulation No. 23, §260.10, a "waste constituent" is a chemical substance identified by name as a listed hazardous waste (§261, Subpart D) or a substance that exhibits a toxicity characteristic for hazardous waste (§261.24).

The provisions of this Contingency Plan will be carried out immediately whenever there is a fire, explosion, or release of hazardous waste or hazardous waste constituents at the Arkadelphia facility which could threaten human health or the environment.

Per Regulation No. 23, §265.52(a)-(f), the Contingency Plan for Drumco includes the following components:

- The procedures that facility personnel will follow in the event of an emergency;
- The arrangements made with local and state emergency response agencies;
- The names, addresses, and phone numbers of all persons qualified to act as an Emergency Coordinator;
- A list of all emergency response equipment at the facility; and,
- An evacuation plan for plant personnel.

Per Regulation No. 23, §265.53, a copy of Drumco's Contingency Plan and all revisions to the document must be:

- (a). Maintained at the Arkadelphia facility; and

- (b). Submitted to all local police departments, fire departments, hospitals, and state and local emergency response teams that may be called upon to provide emergency services.

Per Regulation No. 23, §265.54, this Contingency Plan must be reviewed, and immediately amended, if necessary, whenever:

- (a). Applicable regulations are revised.
- (b). The Contingency Plan fails in an emergency.
- (c). The facility changes in its design, construction, operation, maintenance, or other circumstances in such a way that materially increases the potential for fires, explosions, or releases of hazardous waste or hazardous waste constituents; or, the facility changes in such a way that changes the response necessary in an emergency.
- (d). The list of emergency coordinators changes.
- (e). The list of emergency equipment changes.

The Contingency Plan for Drumco will be updated and/or revised on an as-needed basis. A record of revisions is provided as Appendix D.

Telephone numbers for pertinent local, state and federal emergency response agencies and organizations is provided at the beginning of the Contingency Plan for handy reference in case of an emergency.

3.0 – OVERVIEW OF FACILITY OPERATIONS

Drumco reconditions used steel drums and/or containers at the Arkadelphia facility. Used drums are accepted for recycling only if they have been certified by the supplier as being free of hazardous waste (i.e., “RCRA empty”).

The drum reconditioning process is performed as follows: After removing the lids, the drums and lids are placed on a conveyor and then transported through a large natural gas-fired furnace. The thermal treatment process removes any paint and/or residue.

The metal items are then visually inspected. Those drums and lids deemed suitable for reclamation are “shotblasted” to remove any residual dust or scale.

After the shotblaster, the drums are processed mechanically to reform any dents and/or deformities, reseal the bottom bead, and test the structural integrity of the drums.

The drums and lids are then sent to separate paint booths. The painted items are subsequently conveyed through natural gas-fired drying ovens. A paint dipping operation is also performed as part of the drum reclamation process. Drum rings are stacked, dipped in paint, and then allowed to air dry.

Finally, the reconditioned and painted steel drums are loaded onto truck trailers. The finished products are then shipped to customers.

Drumco is an LQG of hazardous waste. The company generates over 2,200 pounds of non-acute waste per month. The following RCRA-regulated wastes are handled at the Arkadelphia facility:

- Waste ash and residue from the drum furnace. This material is a characteristic hazardous waste for chromium (Environmental Protection Agency (EPA) waste code D007).
- Waste paint-related material. This material is a characteristic hazardous waste for ignitability (code D001). The paints may also be listed wastes due to the presence of non-halogenated solvents (codes F003 and F005).

The waste ash and paint-related material are collected at several satellite accumulation points located throughout the production areas of the Arkadelphia facility. The wastes are stored in

55-gallon drums. The containers are subsequently moved to a <90-day waste storage area pending shipment off-site. Waste ash is also stored in a large roll-off box prior to shipment. The hazardous wastes are periodically shipped off-site to permitted RCRA facilities for treatment and/or disposal.

A site map and plot map of the Arkadelphia facility is enclosed as Appendix A.

4.0 – EMERGENCY RESPONSE COORDINATOR

Per Regulation No. 23, §265.55, the Emergency Coordinator for Drumco is responsible for coordinating all emergency response measures at the Arkadelphia facility. To accomplish this objective, this person is thoroughly familiar with:

- All operations and activities at the facility.
- The layout of the facility.
- The locations and characteristics of the wastes handled on-site.
- All aspects of the facility's Contingency Plan.
- The location of all pertinent records maintained at the facility.

In addition, the Emergency Coordinator has the management authority to commit the resources needed to carry out the Contingency Plan.

At all times, there must be at least one Drumco employee either on the facility premises or on-call (i.e., available to respond to an emergency by reaching the facility within a short period of time) with the responsibility for coordinating all emergency response measures.

The primary Emergency Coordinator for Drumco, his alternates, and their telephone numbers are listed below:

- Primary Emergency Coordinator
Russ Bryant
Office: (870) 230-8800
Mobile: (501) 317-7152
- Secondary Emergency Coordinator
Kory Smith
Office: (870) 230-8800
Mobile: (870) 403-3163
- Tertiary Emergency Coordinator
David Russell
Office: (870) 230-8800
Mobile: (501) 317-0159

The specific steps to be taken by the Emergency Coordinator in the event of an actual or imminent emergency are described in Section 6.0. These actions are described in Regulation No. 23, §265.56.

5.0 – COORDINATION OF EMERGENCY SERVICES

Per Regulation No. 23, §265.53, an LQG is required to submit a copy of the Contingency Plan to all local police departments, fire departments, hospitals, and state and local emergency response teams that may be called upon to provide emergency services. (There is no requirement for an LQG to submit a copy of the Plan to the EPA Regional Office or the authorized state agency, in this case ADEQ.)

Drumco has submitted copies of its Contingency Plan to various local and state emergency response agencies. They are identified below:

- Arkadelphia Fire Department
- Arkadelphia Police Department
- Arkansas Department of Emergency Management
- Arkansas State Police
- Clark County Sheriff's Office
- Clark County Office of Emergency Services
- Baptist Health Medical Center
- CHI St. Vincent Mercy Health Center
- Waste Services, Inc.

Records of these submittals are kept on-site for reference.

5.1 – OVERVIEW OF FACILITY OPERATIONS

Drumco reconditions used steel drums and/or containers at the Arkadelphia facility. Used drums are accepted for recycling only if they have been certified by the supplier as being free of hazardous waste (i.e., "RCRA empty").

The drum reconditioning process is performed as follows: After removing the lids, the drums and lids are placed on a conveyor and then transported through a large natural gas-fired furnace. The thermal treatment process removes any paint and/or residue.

The metal items are then visually inspected. Those drums and lids deemed suitable for reclamation are "shotblasted" to remove any residual dust or scale.

After the shotblaster, the drums are processed mechanically to reform any dents and/or deformities, reseal the bottom bead, and test the structural integrity of the drums.

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- Waste ash and residue from the drum furnace. This material is a characteristic hazardous waste for chromium (Environmental Protection Agency (EPA) waste code D007).
- Waste paint-related material. This material is a characteristic hazardous waste for ignitability (code D001). The paints may also be listed wastes due to the presence of non-halogenated solvents (codes F003 and F005).

The waste ash and paint-related material are collected at several satellite accumulation points located throughout the production areas of the Arkadelphia facility. The wastes are stored in 55-gallon drums. The containers are subsequently moved to a <90-day waste storage area pending shipment off-site. Waste ash is also stored in a large roll-off box prior to shipment. The hazardous wastes are periodically shipped off-site to permitted RCRA facilities for treatment and/or disposal.

A site map and plot map of the Arkadelphia facility is enclosed as Appendix A.

6.0 – Emergency Procedures and Responsibilities

The RCRA requirements for the emergency procedures to be implemented in the event of a hazardous waste-related incident are established in §265.56 of Regulation No. 23. The site-specific procedures to be used at the Arkadelphia facility are described in this section of the Contingency Plan.

All plant personnel are trained to immediately notify the Emergency Coordinator if they identify an actual or potential emergency involving hazardous wastes (or other materials). The Emergency Coordinator will then assess the situation and take appropriate action. (If he determines that no immediate threat exists, then the Emergency Coordinator will be responsible for ensuring that prompt corrective action is taken.)

In the event of a release, fire, or explosion, the Emergency Coordinator will immediately identify the character, exact source, amount, and areal extent of any released materials through his familiarity with the operations and activities of the plant, the location of the incident, and the characteristics of the waste handled. He may do this by observation or review of Safety Data Sheets (SDSs), facility records and/or manifests and, if necessary, by chemical analysis.

Concurrently, the Emergency Coordinator will assess possible hazards to human health or the environment that may result from the release, fire, or explosion. This assessment will consider both direct and indirect effects of the release, fire, or explosion (e.g., the effects of any

toxic, irritating, or asphyxiating gases that are generated, or the effects of any hazardous surface water run-off from water or chemical agents used to control fire and heat-induced explosions).

Whenever there is an imminent or actual emergency at the site, the Emergency Coordinator (or his designee when the Emergency Coordinator is on-call) will immediately:

- (1). Activate internal facility alarms or communication systems, where applicable, to notify all facility personnel; and
- (2). Notify appropriate state or local agencies with designated response roles if their help is needed.

If the Emergency Coordinator determines that the facility has had a release, fire, or explosion which could threaten human health or the environment outside the facility, then he will report his findings as follows:

- (1). If his assessment indicates that evacuation of local areas may be advisable, then the Emergency Coordinator will immediately notify appropriate local authorities. He must be available to help appropriate officials decide whether local areas should be evacuated; and
- (2). He will immediately notify either the government official designated as the on-scene coordinator for that geographical area, or the National Response Center (using their 24-hour toll free number 800-424-8802). The report must include:
 - (a). Name and telephone number of reporter;
 - (b). Name and address of facility;
 - (c). Time and type of incident (e.g., release, fire);
 - (d). Name and quantity of material(s) involved, to the extent known;
 - (e). The extent of injuries, if any; and
 - (f). The possible hazards to human health, or the environment, outside the facility.

During an emergency, the Emergency Coordinator will take all reasonable measures necessary to ensure that fires, explosions, and releases do not occur, recur, or spread to other hazardous wastes at the facility. These measures will include, where applicable, stopping processes and operations; collecting and containing released waste; and, removing or isolating containers. Other measures may include the use of water sprays to prevent heat build-up; the construction of dikes to prevent the spread of spills; and, solidification and/or pumping of any free liquids.

If the facility stops operations in response to a fire, explosion or release, then the Emergency Coordinator will monitor for leaks, pressure buildup, gas generation, or ruptures in valves, pipes, or other equipment, wherever this is appropriate.

Immediately after an emergency, the Emergency Coordinator will provide for treating, storing, or disposing of any recovered waste, contaminated soil or surface water, or any other material that results from a release, fire, or explosion at the facility. (Unless Drumco can demonstrate otherwise, the recovered material will be managed as a hazardous waste in accordance with all applicable requirements of §262, §263, and §265 of Regulation No. 23.)

The Emergency Coordinator will ensure that, in the affected area(s) of the facility:

- (1). No waste that may be incompatible with the released material is treated, stored, or disposed of until cleanup procedures are completed; and
- (2). All emergency equipment listed in the Contingency Plan is cleaned and fit for its intended use before operations are resumed.

The Emergency Coordinator (or other appropriate Drumco official) will note in the operating record for the facility the time, date, and details of any incident that required implementation of the Contingency Plan. Within 15 days after the incident, he will submit a written report on the incident to the Director of ADEQ. The report must include:

- (1). Name, address, and telephone number of the owner or operator;
- (2). Name, address, and telephone number of the facility;
- (3). Date, time, and type of incident (e.g., fire, explosion);
- (4). Name and quantity of material(s) involved;
- (5). The extent of injuries, if any;
- (6). An assessment of actual or potential hazards to human health or the environment, where this is applicable; and
- (7). Estimated quantity and disposition of recovered material that resulted from the incident.

An incident reporting form is provided as Appendix C.

In case of a spill or release at the Drumco facility, all efforts will be taken to contain and remediate any spilled materials as described in this Contingency Plan. The following actions will be taken:

- (1). If a spill occurs in a work area that personnel in that area or maintenance personnel can clean up safely with absorbents or other materials, then clean up may be performed. The Emergency Coordinator will be notified of any such occurrence in a timely fashion.
- (2). If a spill occurs on-site or off-site that is beyond the capabilities of facility personnel to handle (i.e., training, equipment, etc.), then the Emergency Coordinator will make notify the appropriate response personnel such as outside contractor(s), fire department, etc.

Spill containment kits with various emergency response supplies are stored throughout the Arkadelphia facility (see Appendix B). These items include loose vermiculite, absorbent pads and socks, spark-proof shovels and scoops, and other supplies. These supplies are to be used to clean up and prevent the spread of spilled material.

An inventory of the emergency response equipment at the Arkadelphia facility is provided below:

<u>Equipment</u>	<u>Location</u>
Portable Fire Extinguishers	See Site Map (Appendix
B) Spill Containment Kits	See Site Map (Appendix
B) Telephones (Intercom and Paging)	Offices (All Phones)
Radios	Department Managers
Alarm System (Siren)	Office
Eye Wash Station	See Site Map (Appendix
A) First Aid Station	Office
Personal Protective Equipment (PPE)	Office
Miscellaneous Supplies	Maintenance Office and Warehous

7.0 – Evacuation

Per Regulation No. 23, §265.52(f), the Contingency Plan must include an Evacuation Plan for facility personnel where there is a possibility that evacuation could be necessary. It must describe the signal(s) to be used to begin evacuation, the evacuation routes, and the alternate evacuation routes (in cases where the primary routes could be blocked by releases of hazardous waste or fires).

The Evacuation Plan for the Arkadelphia facility is summarized below:

- In the event of an emergency where evacuation is necessary, "Evacuate the Facility" will be sounded over the intercom and paging system three times. All facility personnel and visitors will be directed to the designated emergency exit in their area.
- In the event of an emergency in the hazardous waste storage area, the discovery person or personnel responding will contact the Area Supervisor, who will sound the siren alarm and notify the Emergency Coordinator.
- In the event of an emergency involving a fire where control is beyond the plant capabilities, "Fire, Call 911" will be sounded over the intercom and paging system three times. The fire department will then be notified by the operator.
- If power is interrupted and the paging system is rendered inoperable, then communications will be made by voice, bullhorn, air horn or radio with every effort made to notify affected personnel.

Evacuation routes and emergency exits to be utilized during an emergency are identified on Attachment B.

**CONTAINS CONFIDENTIAL BUSINESS
INFORMATION**

EMERGENCY ACTION PLAN

Quick Reference Guide

KNOW YOUR SPACE

- Locate the AED, first aid cabinet, and fire extinguisher.
- Identify the safest space in your building in case of an active shooter or weather event.
- Know the emergency coordinator and the building address.
- Familiarize yourself with the locations of Stairwells, entry and exit points.

COMMUNICATION

- All emergency coordination will be done via radio.

MEDICAL EMERGENCIES

- Call 911. Know the address to the facility.

ACTIVE SHOOTER

- Determine the best way to protect yourself: run, hide, fight.
- Find a room that is lockable if possible. Barricade the door once inside the room.
- Close the blinds and turn out the lights.
- Stay away from doors and windows.
- Call 911
- Remain in place until the police give all clear.

BOMB THREATS

- If a suspicious package is observed, do not touch it. Evacuate the building and call 911.
- If someone calls with a bomb threat, write down the information and call 911 to report it.

FIRE

- If the fire is small enough, locate a fire extinguisher and use the PASS method
 - Pull the pin
 - Aim at the base of the fire
 - Squeeze the trigger
 - Sweep the spray from side to side.
- The call for a fire evacuation will be done via radio.
- Ask one person to call 911.
- Exit the building through the closest door.
- Meet at the established rally points.
- Take roll.
- Do not re-enter the building until the fire department has determined that it is safe.

WEATHER

- Tornado
 - When it is determined that a tornado is likely, the command to go to the weather shelter will be given by radio.

ATTACHMENT D

PUBLIC

**CONTAINS CONFIDENTIAL
BUSINESS INFORMATION**

**CONTAINS CONFIDENTIAL
BUSINESS INFORMATION**

**CONTAINS CONFIDENTIAL
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BUSINESS INFORMATION**

ATTACHMENT E

PUBLIC



13000000 - 641.10
Scrap - 40000000 - (118.50)

142 TECHNOLOGY DR.
ARKADELPHIA, AR 71923
870-230-8800
FAX # 870-230-8601

Trailer In:

686149

Trailer Out:

U80602

CUSTOMER'S ORDER NO.

DATE

3-5-24



QUANTITY	DESCRIPTION
	EMPTY INDUSTRIAL PACKAGING RETURNED FOR PROCESSING AND REUSE
225	17H H-197 e 2.70 = 531.90
43	17E R40-24 e 1.20 = 28.80
30	30 gallon Cut-67 e 1.20 = 80.40
918	30ST-30 e (3.95) = (118.50) /
	HEAVY - 1
	EMPTY DRUM CERTIFICATION
	522.60

I hereby certify that these drums are "empty" as that term is defined in the national Environmental Protection Agency regulations, 40 CFR 261.7*, and that they have been properly prepared for transportation under the regulations of the U.S. Department of Transportation, 49 CFR 173.29. (See Back)

*With regard to most regulated residues, EPA's 40 CFR 261.7 says: "A container . . . is empty if:

(i) All wastes have been removed that can be removed using the practices commonly employed to remove materials from that type of container, e.g., pouring, pumping, and aspirating, and

(ii) No more than 2.5 centimeters (one inch) of residue remain on the bottom of the container . . ."

☒ Quantity Noted Above is an Estimate. Actual Count Determined after CLCM Grading is Completed.


(CLCM Driver)

PU170394A



(Authorized Customer Representative)

CUSTOMER [REDACTED] TRLR: U80602

IB DATE: 3/6/24

Date 3-7-24Unloaded By mikeTotal # of Drums 318 Swept Out By _____17H 36-28-31-36-31-35

(197)

R40 16-8

(24)

Cuts 21-28-18

(67)

.8

SSR40

Side Bungs

Composite OH

TH

Agitators

30 Gal Steel

30

(30)

15 Gal Steel

ST Overpacks

Heavy

1

(1)

Steel Pails

3 Ring

Scrap

55 Gal Poly TH

OH

30 Gal Poly

15 Gal Poly

IBC

Poly Pails

Fibers

Other

Notes:



142 TECHNOLOGY DR.
ARKADELPHIA, AR 71923
870-230-8800
FAX # 870-230-8601

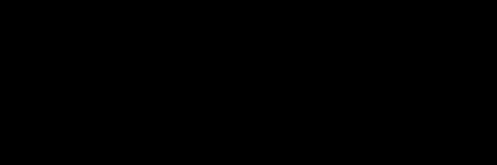
Trailer In: 656149

Trailer Out: 1186602

CUSTOMER'S ORDER NO.

DATE

3-2-01



QUANTITY	DESCRIPTION
	EMPTY INDUSTRIAL PACKAGING RETURNED FOR PROCESSING AND REUSE.
325	17H
113	17E
30	30 gallon



EMPTY DRUM CERTIFICATION

I hereby certify that these drums are "empty" as that term is defined in the national Environmental Protection Agency regulations, 40 CFR 261.7*, and that they have been properly prepared for transportation under the regulations of the U.S. Department of Transportation, 49 CFR 173.29. (See Back)

*With regard to most regulated residues, EPA's 40 CFR 261.7 says: "A container . . . is empty if:

(i) All wastes have been removed that can be removed using the practices commonly employed to remove materials from that type of container, e.g., pouring, pumping, and aspirating, and

(ii) No more than 2.5 centimeters (one inch) of residue remain on the bottom of the container . . ."

☐ Quantity Noted Above is an Estimate. Actual Count Determined after CLCM Grading is Completed.

(CLCM Driver)

PU170394A



(Authorized Customer Representative)

CONTAINS CONFIDENTIAL BUSINESS INFORMATION

SHIPPING ORDER STRAIGHT BILL OF LADING Subject to the terms of the Original Bill of Lading							BILL OF LADING NO. NAND676104					
CHARGES TO BE PREPAID		CARRIER REF. NUMBER	INSIDE DEL.	DEL APPT.	DELIVERY APPOINTMENT DATE/TIME	DEL SORT	EQUIPMENT					
CONSIGNEE CONTAINER LIFE CYCLE 142 TECHNOLOGY DRIVE ARKADELPHIA	MODE PT		SCAC-CARRIER NAME XXXX WILL CALL/CUST P		CAR OR VEHICLE INITIALS & NO. XXXX		PAGE 1 of 1			DATE SHIPPED 2-26-2024		
	SPECIAL INSTRUCTIONS											
		DEST.	COUNTRY NA									
PACKAGES		HM	DESCRIPTION OF MATERIALS, SPECIAL MARKS, AND EXCEPTIONS				MAIN A/C 7806	SUB A/C 533	WEIGHT (LBS.)	CLASS	FCC	
NO.	KIND											
318	DRUM		CHEMICALS,NOI, IN BAGS, BOXES, DRUMS SHIP REF/CUSTOMER P.O. NUMBERS INCLUDED ON THIS BILL OF LADING: PU170394A/ Pieces:318 weight:17160.0 0 CAPPED AND/OR STRETCH-WRAPPED PALLETS AND 318 LOOSE PIECES ** ATTN: CARRIER: DO NOT COMBINE WITH OTHER 3M BILLS **						17160.0	085.0	A53	
24-HOUR EMERGENCY CONTACT: CALL CHEMTREC 1-800-424-9300 or +1-703-527-3887 CONTRACT NUMBER: 14721												
SUBJECT TO SECTION 7 OF CONDITIONS OF APPLICABLE BILL OF LADING. IF THIS SHIPMENT IS TO BE DELIVERED TO THE CONSIGNEE WITHOUT RECOURSE ON THE CONSIGNOR, THE CONSIGNOR SHALL SIGN THE FOLLOWING STATEMENT: THE CARRIER MAY DECLINE TO MAKE DELIVERY OF THIS SHIPMENT WITHOUT PAYMENT OF FREIGHT AND ALL OTHER LAWFUL CHARGES.			THE FIBRE BOXES USED FOR THIS SHIPMENT CONFORM TO THE SPECIFICATIONS SET FORTH IN THE BOX MAKER'S CERTIFICATION THEREON, AND ALL OTHER REQUIREMENTS OF THE UNIFORM FREIGHT CLASSIFICATION.				TOTAL PIECES	TOTAL WEIGHT	09:08 2-26-2024			
			IT IS DECLARED THAT THE PACKING OF THE GOODS INTO THE CONTAINER/VEHICLE HAS BEEN CARRIED OUT IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF 49 CFR OR THE IMDG CODE.				318	17160				
WHERE THE RATE IS DEPENDENT ON VALUE, THE AGREED OR DECLARED OR RELEASED VALUE OF THE PROPERTY IS HEREBY SPECIFICALLY STATED BY THE SHIPPER TO BE NOT EXCEEDING THE LOWEST APPLICABLE TARIFF OR AGREED TO VALUATION. THIS STATEMENT TO APPLY ONLY IF IT RESULTS IN LOWER CHARGES.			I HEREBY DECLARE THAT THE CONTENTS OF THIS CONSIGNMENT ARE FULLY AND ACCURATELY DESCRIBED ABOVE BY THE PROPER SHIPPING NAME AND ARE CLASSIFIED, PACKAGED, MARKED AND LABELLED/PLACARDED, AND ARE IN ALL RESPECTS IN PROPER CONDITION FOR TRANSPORT ACCORDING TO APPLICABLE INTERNATIONAL AND NATIONAL GOVERNMENTAL REGULATIONS.				CARRIER CERTIFICATION CARRIER ACKNOWLEDGES RECEIPT OF PACKAGES AND REQUIRED PLACARDS. CARRIER CERTIFIES EMERGENCY RESPONSE INFORMATION WAS MADE AVAILABLE AND/OR CARRIER HAS THE DOT EMERGENCY RESPONSE GUIDEBOOK OR EQUIVALENT DOCUMENT IN THE VEHICLE					
IF PREPAID SEND FREIGHT BILL TO:			Transportation Regulatory Manager				PER	NUMBER OF PKGS 318 DATE 3-5-24				
SIGNATURE OF CONSIGNOR												

NON-RCRA EMPTY CONTAINER LOG

Customer: [REDACTED]		Customer's Location: [REDACTED]		
Trailer #: <u>V80602</u>		Received Date: <u>3-7-24</u>		
Quantity Rejected: <u>1 Drum</u>		Type & Size of Container: <u>55 gal OH 17-H</u>		
Signature: [REDACTED]				
Container	Amount of Virgin Material In Container	Name of Virgin Material in Container	Product Code	Batch Number
1	<u>FULL Drum</u>	<u>SILICONE SOLUTION</u>	<u>MOD057894321</u>	<u>?</u>
2				
3				
4				
5				
6				
7				
8				
Return Processing Information				
Date Returned: _____				
Carrier: _____		Trailer Number: _____		
Signature: _____				
This form is to be completed for all NON-RCRA Empty Containers received at Drumco. Any container that has more than 1" of any residue remaining in the bottom is considered to be Non-RCRA Empty and will be labeled rejected and returned to the customer from which it was received at the earliest possible convenience.				

Non-Rcra Empty Container Tracking Log

Customer:		Customer Location:	
Trailer #:	U80602	Received Date:	3-7-24
Pick-up Receipt #:	PU#170394		

Customer Contact Information

Name:		Email/ Phone:	Email
Date:	3-7-24	Comment:	
Name:		Email/ Phone:	
Date:		Comment:	
Name:		Email/ Phone:	
Date:		Comment:	
Name:		Email/ Phone:	
Date:		Comment:	
Name:		Email/ Phone:	
Date:		Comment:	

Containers that are still at our facility 30 days after first contact.
Will be deposed of by a TSD company at the container owners expense.

Rodney Moore

From: [REDACTED]
Sent: Friday, March 8, 2024 2:21 PM
To: Rodney Moore
Subject: RE: Empty trailer

[REDACTED]

Notice: *This message originated outside of the Organization. Please use caution when opening attachments, clicking links or responding to requests for information.*

Rodney,

I have a few questions for you:

- 1) Was the full drum on a pallet?
- 2) What level was the drum on? (i.e., floor level, middle or top?)
- 3) Where was the drum located on the trailer? (i.e., front, middle or back)

[REDACTED]

From: Rodney Moore <Rodney.Moore@greif.com>
Sent: Friday, March 8, 2024 11:09 AM
To: [REDACTED]
Subject: [EXTERNAL] RE: Empty trailer

[REDACTED]

Yes, I did. Have you not received it? I sent it yesterday afternoon.

RODNEY MOORE | DISPATCH

CONTAINER LIFE CYCLE MANAGEMENT LLC

142 Technology Drive | Arkadelphia, Arkansas 71923

O: +1 (870) 230-8800 | D: +1 (870) 210-7103

Rodney.moore@greif.com



From: [REDACTED]

Sent: Friday, March 8, 2024 10:58 AM

To: Rodney Moore <Rodney.Moore@greif.com>

Subject: RE: Empty trailer

[REDACTED]

Notice: *This message originated outside of the Organization. Please use caution when opening attachments, clicking links or responding to requests for information.*

Have you been able to get a photo of that label yet?

Thanks.

[REDACTED]

[REDACTED]

From: Rodney Moore <Rodney.Moore@greif.com>

Sent: Thursday, March 7, 2024 3:16 PM

To: [REDACTED]

Cc: Keith McCormick <Keith.McCormick@greif.com>; Whitney Wingard <Whitney.Wingard@greif.com>; [REDACTED]

Subject: [EXTERNAL] RE: Empty trailer

[REDACTED]

I will have to email it from my phone to myself then email it to you. It may be tomorrow morning when you get the picture.

RODNEY MOORE | DISPATCH

CONTAINER LIFE CYCLE MANAGEMENT LLC

142 Technology Drive | Arkadelphia, Arkansas 71923

O: +1 (870) 230-8800 | D: +1 (870) 210-7103

Rodney.moore@greif.com



From: [REDACTED]

Sent: Thursday, March 7, 2024 3:10 PM

To: [REDACTED] Rodney Moore <Rodney.Moore@greif.com>; [REDACTED]

Cc: Keith McCormick <Keith.McCormick@greif.com>; Whitney Wingard <Whitney.Wingard@greif.com>; [REDACTED]

Subject: RE: Empty trailer

[REDACTED]

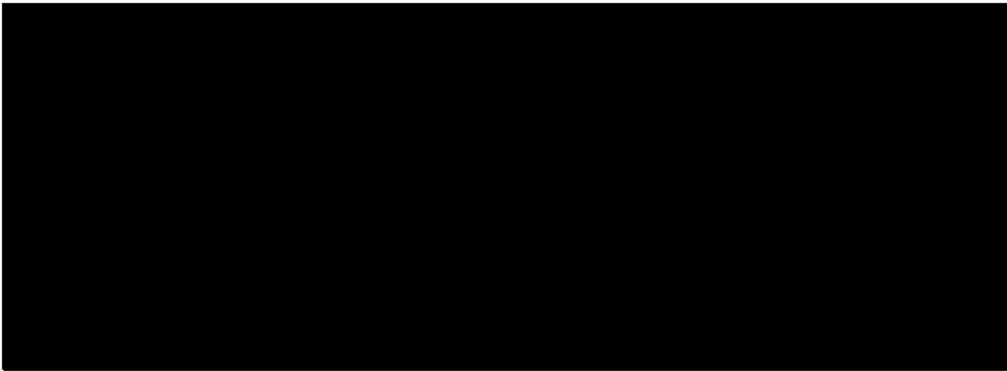
Notice: This message originated outside of the Organization. Please use caution when opening attachments, clicking links or responding to requests for information.

[REDACTED]

I'll initiate the return.

Rodney,

Can I get a photo of the label that is on the drum please?



From: [REDACTED]

Sent: Thursday, March 7, 2024 2:32 PM

To: Rodney Moore <Rodney.Moore@greif.com>; [REDACTED]

Cc: Keith McCormick <Keith.McCormick@greif.com>; Whitney Wingard <Whitney.Wingard@greif.com>; [REDACTED]

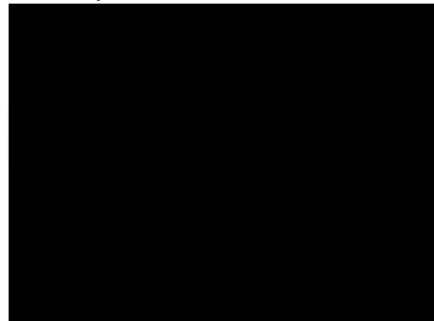
Subject: RE: Empty trailer

Rodney,

Can you give me the trailer number from this load?

[REDACTED] – How do we want to handle this return?

Thanks,



[REDACTED]

From: Rodney Moore <Rodney.Moore@greif.com>

Sent: Thursday, March 7, 2024 2:23 PM

To: [REDACTED]

Cc: Keith McCormick <Keith.McCormick@greif.com>; Whitney Wingard <Whitney.Wingard@greif.com>; [REDACTED]

Subject: [EXTERNAL] RE: Empty trailer

[REDACTED]

Hey [REDACTED], I was just handed a form that shows we received a drum there that is completely full. The information below is from the label on the drum, so can you either arrange or forward this email to who can arrange a pick up here to get this back to [REDACTED] please. It looks like a drum that was suppose to go to Clean Harbors but got loaded back on our trailer. Whenever one of you set up the Pick Up, please email a Signed as the Shipper BOL before the truck shows up to get it. Thank you

Rejected Drum

Name of Material: Silicone Solution

Product Code: MOD057894321

Batch Number: ??

Amount of Product: Full Drum

It does have a Hazardous Waste Label filled out by someone at [REDACTED] on it.

Hazard class 3—UN1993

RODNEY MOORE | DISPATCH

CONTAINER LIFE CYCLE MANAGEMENT LLC

142 Technology Drive | Arkadelphia, Arkansas 71923

O: +1 (870) 230-8800 | D: +1 (870) 210-7103

Rodney.moore@greif.com

U.S. D.O.T. SHIPPING DESCRIPTION

UN1993, WASTE FLAMMABLE LIQUIDS, N.O.S., (METHYL ETHYL KETONE, XYLENE), 3, PG III

DEPT #: 128545
START: 2/20/24
STOP: 2/24/24

3

HAZARD CLASS

UN1993

HAZARDOUS WASTE

FEDERAL LAW PROHIBITS IMPROPER DISPOSAL
IF FOUND, CONTACT THE NEAREST POLICE, OR
PUBLIC SAFETY AUTHORITY, OR THE
U.S. ENVIRONMENTAL PROTECTION AGENCY

CAUTION

MANIFEST TRACKING #		ACCUMULATION START DATE	
GENERATOR			
ADDRESS			
CITY			
GENERATOR'S EPA IDENTIFICATION NUMBER		EPA HAZARD NAME	
MOD057894321		TOXIC/IGNITABLE	
WASTE CODES OUTS203H D001 D035 F003 F005 OUTS203H			
PROFILE#	DESCRIPTION		CUST. CONTROL#
CHS537337	SILICONE SOLUTION-PUMPABLE TO CLEAN HARBORS		

CAUTION

ATTACHMENT F





AFFIDAVIT OF DAVID RUSSELL

STATE OF ARKANSAS)
) ss.
COUNTY OF CLARK)

David Russell, being first duly sworn under oath, states as follows:

1. I am an adult resident of the State of Arkansas. My business address is: 142 Technology Drive, Arkadelphia, AR, 71923.

2. I am employed by Container Life Cycle Management LLC ("CLCM") as Plant Manager of the Arkadelphia facility. I have held the position of Plant Manager at the CLCM Arkadelphia facility for four years.

3. I make this Affidavit based upon personal knowledge.

4. This Affidavit confirms CLCM's statement that any vendor, customer and/or corporate names, and customer business volumes included in any documentation, including site design and construction information, site plan information, and third-party contracts collected and submitted to the United States Environmental Protection Agency and the Arkansas Department of Energy and Environment Division of Environmental Quality in response to the U.S. Environmental Protection Agency correspondence dated March 14, 2024 with respect to CLCM, contain confidential business information.

5. The applicant agrees to act as an indispensable party and to exercise extraordinary diligence in any legal action arising from the Department's denial of public access to the documents or information claimed herein to be a trade secret.

6. Treatment of this information as confidential is in the public interest. In addition, this information would have significant economic value to CLCM's vendors, suppliers and competitors if they were to obtain such information.

7. CLCM requests confidential treatment for customer names, addresses, contact information, site design and construction information, site plan information, and third-party contracts. Customer information, site design and construction information, site plan information, and third-party contracts are proprietary information that if made publicly available would provide competitors information to pursue business and market share away from CLCM and would provide competitors with information regarding the status of CLCM's overall business. Customers also expect this information to remain confidential and if it were publicly disseminated CLCM would lose customers and business. Furthermore, CLCM's third-party contracts contain confidentiality provisions and specifications about private business interests which prohibit CLCM from disclosing certain information within the contracts.

8. Competitors do not currently have access to CLCM's customer lists, customer addresses, customer contact information, site design and construction information, site plan information, or third-party contracts. Customer information, site design and construction

information, site plan information, and third-party contracts are not public information and have not previously been submitted to any party, including government agencies, without a prior claim of confidentiality.

9. Developing customer information, site design and construction information, site plan information, and third-party contracts require a significant amount of effort for CLCM employees. The data must be processed and records maintained.

10. CLCM only provides customer information, site design and construction information, site plan information, and third-party contracts to those within the company and does not broadly disseminate this information. Customer information, site design and construction information, site plan information, and third-party contracts are treated as confidential within CLCM. CLCM has policies requiring that this information only be available to those within the company and that it is not disseminated more broadly.

11. CLCM advises contractors and other third parties that they must maintain customer names, addresses, contact information, site design and construction information, site plan information, and third-party contracts as confidential and provides confidentiality agreements to certain of its contractors and vendors.

12. CLCM has also claimed confidential treatment for this information pursuant to federal law as trade secret and confidential commercial information under 40 C.F.R. Part 2.

FURTHER AFFIANT SAYETH NOT



David Russell

Subscribed and sworn to before me
this day of April, 2024.



NOTARY PUBLIC, State of Arkansas
My Commission is/expires 1-18-2032

