



Daggett Law Firm
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April 8, 2015

Regional Hearing Clerk (E-19J)
U.S. EPA Region 5, 19th Floor
77 West Jackson Boulevard
Chicago, Illinois 60604

Terrence Bonace (LC-8J)
Pesticides and Toxics Compliance Section
US EPA, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

Jeffrey M. Trevino (C-14J)
Office of Regional Counsel
US EPA, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

In the Matter of: Frank Ousley d/b/a Frank's Flying Service
Docket No.: FIFRA-05-2014-022
Consent Agreement and Final Order (CAFO)

Please find enclosed a copy of Respondent Frank's Flying Service's (FFS) payment in fulfillment of its obligations under the above referenced CAFO resolving this matter. Respondent further agreed in the CAFO that it is now in compliance based upon its understanding of the subject regulations as discussed with US EPA during settlement negotiations. Original Counts 1 and 2 in the Complaint addressed notice to farmers. Our discussions explained how FFS is part of the AgSync System, and provided links to on-line information about that system. As explained, the crop dusting company never learns the name or contact information of the farmers that FFS could use to send them notices. We understand that US EPA has made contact directly with AgSync to address compliance with these notice regulations for all of their customers. Counts 3 and 4 addressed training with properly certified instructors. FFS reports that it has now taken steps to comply with these requirements. Original Counts 5 and 6 addressed providing eyewash stations for employees. After FFS provided additional information on the eyewash options it provides, we understand that those options are compliant with regulatory requirements. Please contact me with any questions.

Sincerely,

TD/original signed by:
Thomas W. Daggett
Daggett Law Firm
1551 Larimer Street, #1403
Denver, Colorado 80202
(312) 960-1600

Enclosure



Frank's Flying Service
12677 Black RD
Morrison, Illinois 61270
815-778-3336
fousley@citlink.net

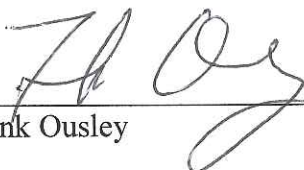
April 8, 2015

US EPA
Fines and Penalties
Cincinnati Finance Center
PO Box 979077
St. Louis, Missouri 63197-9000

In the Matter of: Frank Ousley d/b/a Frank's Flying Service
 Docket No.: FIFRA-05-2014-022

Please file the enclosed the \$7,500 payment in satisfaction of the requirements upon respondent, Frank Ousley d/b/a Frank's Flying Service, in the Consent Agreement and Final Order (CAFO) resolving the above referenced administrative action.

Sincerely,


Frank Ousley

cc.
Thomas W. Daggett
Daggett Law Firm
1551 Larimer Street, #1403
Denver, Colorado 80202