



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD

CHICAGO, IL 60604-3590

JAN 16 2009

REPLY TO THE ATTENTION OF:

(AE-17J)

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Phil Schull
Vice President of Risk Management
J.B. Poindexter & Co., Inc.
600 Travis Street, Suite 200
Houston, Texas 77002

Re: Finding of Violation
Morgan Olson Corporation
Sturgis, Michigan

Dear Mr. Schull:

The U.S. Environmental Protection Agency is issuing the enclosed Finding of Violation (FOV) to Morgan Olson Corporation (you). We find that you have violated certain conditions of your Title V operating permit at your Sturgis, Michigan facility.

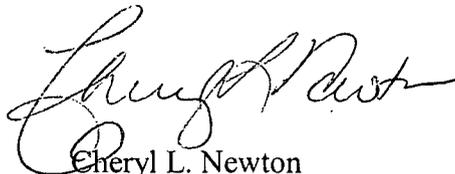
We have several enforcement options under Section 113(a)(3) of the Clean Air Act, 42 U.S.C. § 7413(a)(3). These options include issuing an administrative compliance order, issuing an administrative penalty order, and bringing a judicial civil or criminal action.

We are offering you an opportunity to confer with us about the violations alleged in the FOV. The conference will give you an opportunity to present information on the specific violations, the efforts you have taken to comply, and the steps you will take to prevent future violations.

Please plan for your facility's technical and management personnel to attend the conference to discuss compliance measures and commitments. You may have an attorney represent you at this conference.

The EPA contact in this matter is Daniel Schaufelberger. You may call him at (312) 886-6814 to request a conference. You should make the request as soon as possible, but no later than 10 calendar days after you receive this letter. We should hold any conference within 30 calendar days of your receipt of this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cheryl L. Newton".

Cheryl L. Newton
Director
Air and Radiation Division

Enclosure

cc: Mary Douglas, District Supervisor
Michigan Department of Environmental Quality

4. The Michigan Department of Environmental Quality (MDEQ) issued Renewable Operating Permit (Title V permit) No. MI-ROP-N0879-2007 and Source-Wide Permit to Install No. MI-PTI-N0879-2007 to Morgan Olson for its Sturgis facility with an effective date of May 3, 2007.
5. Conditions EUSMLBooth V.1 and EUP1UBooth V.1 of Morgan Olson's Title V permit require random testing of coatings to determine the volatile organic compound (VOC) content of any non-waterborne coating, as applied, using Method 24 or other EPA approved reference method. This testing is required to be conducted on a yearly basis with all coatings tested within a five year period.
6. Condition FGRULE 287(c)VI.1 of Morgan Olson's Title V permit requires that records of the volume (in gallons) of coatings used at emission unit EUP1Parts1 be maintained.
7. General Condition 19 of Morgan Olson's Title V permit requires that a responsible official certify to MDEQ and EPA that the facility is and has been in compliance with all terms and conditions contained in the Title V permit except for deviations that have been, or are being, reported to MDEQ pursuant to Rule 213(3)(c). This certification is to include all information specified in Rule 213(4)(c)(i) through (v) and shall state that, based on information and belief formed after reasonable inquiry, the statements and information in the certification are true, accurate, and complete.

Enforcement

8. Section 113(a)(3) of the Act, 42 U.S.C. § 7413(a)(3), authorizes the Administrator to initiate an enforcement action whenever, on the basis of any available information, the Administrator finds that any person has violated or is in violation of a requirement or prohibition of, among others, any implementation plan or permit, Title I or Title V of the Act, or any rule promulgated, issued or approved under Title I or Title V of the Act.

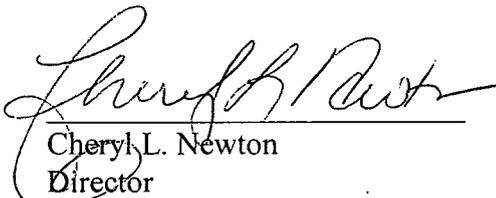
Morgan Olson's Facility

9. Morgan Olson owns and operates a facility located at 1801 South Nottawa Street, Sturgis, Michigan (the Facility).
10. At the Facility, Morgan Olson assembles and paints aluminum truck bodies for step side delivery trucks.
11. At the Facility, Morgan Olson operates several emission units, including two coating units, designated as EUSMLBooth and EUP1UBooth in the Title V permit, and a Parts coating booth, designated as EUP1Parts1 in the Title V permit.
12. The Facility is a "major source" as that term is defined at Section 501 of the Act, 42 U.S.C § 7661, and the implementing regulations at 40 C.F.R. Part 70.
13. The Facility is subject to Title V permit No. MI-ROP-N0879-2007, issued by MDEQ, and effective May 3, 2007 through May 3, 2012.

Violations

14. Morgan Olson failed to conduct random testing of its coatings at emission units EUSMLBooth and EUP1UBooth, in accordance with Title V permit conditions EUSMLBooth V.1 and EUP1UBooth V.1, respectively.
15. For a cumulative period of 13 months, Morgan Olson failed to maintain records of the volume of coatings used, in gallons, for emission unit EUP1Parts1, in accordance with Title V permit condition FGRULE287(c)VI.1(a).
16. Morgan Olson incorrectly certified compliance with Title V permit conditions EUSMLBooth V.1, ROP EUP1UBooth V.1, and ROP FGRULE287(c)VI.1(a), in accordance with Title V permit General Condition 19.

1/16/09
Date


Cheryl L. Newton
Director
Air and Radiation Division

CERTIFICATE OF MAILING

I, Tracy Jamison, certify that I sent a Finding of Violation, No. EPA-5-09-MI-06, by

Certified Mail, Return Receipt Requested, to:

Phil Schull
Vice President of Risk Management
J.B. Poindexter & Co., Inc.
600 Travis Street, Suite 200
Houston, Texas 77002

I also certify that I sent copies of the Finding of Violation by first class mail to:

Tom Hess
Enforcement Unit Chief
Michigan Department of Environmental Quality
Air Quality Division
P.O. Box 302
Lansing, Michigan 48909

Mary Douglas
District Supervisor
Michigan Department of Environmental Quality
Kalamazoo District Office
7953 Adobe Road
Kalamazoo, Michigan 49009-5026

on the 20th day of January, 2009.



Tracy Jamison
Office Automation Clerk
AECAS (MI/WI)
(312) 886-6086

CERTIFIED MAIL RECEIPT NUMBER: 7001 0320 0000 0186 0576