



DEPARTMENT OF ENVIRONMENT AND CONSERVATION

Division of Solid Waste Management

Fifth Floor, L & C Tower

401 Church Street

Nashville, Tennessee 37243 - 1535

Certified Mail # 7000 0520 0021 7212 5664

Return Receipt Requested

January 25, 2002

Mr. Jim Grimes
Vice President, Human Resources
AutoBody America
5506 Raccoon Valley Road
Knoxville, TN 37938

Re: Warning Letter; TNR 00-000-6478 & TND 98-214-0279

Dear Mr. Grimes:

On December 29, 2000, a hazardous waste compliance evaluation inspection was conducted at two AutoBody America sites (aka "AI Collision Center"), located respectively at 5155 Wilfong Road and 6957 Stage Road, Memphis, Tennessee, by the Division of Solid Waste Management (Division). The companies were cited for violating several of Tennessee's hazardous waste management regulations, as described in the Notices of Violation (NOV) dated November 2, 2001 that were sent to each site.

A show cause meeting was held on January 23, 2002 to discuss the violations at hand. Due to mitigating circumstances [the fact that one incident - the shipment of two drums of paint waste related material for recycling - had a compounding and snowballing effect resulting in the causation of related violations at two other sister facilities (located within two miles of the shipping facility)], that there was no evidence of harm to human health or the environment, and that the facility has acted in good faith in returning to full compliance on November 30, 2001, further enforcement action is not warranted at the present time.

Thank you for your cooperation regarding this matter.

Sincerely,

Mike Apple
Director

cc: Mark Thomas, Memphis EAC
Herb Nicholson, Memphis EAC
Charles Allen, DSWM, Nashville
Enforcement File

**State of Tennessee
Division of Solid Waste Management
Enforcement Action Request**

OFFICE USE ONLY



INSPECTOR PRIORITY	
<input checked="" type="checkbox"/> HIGH	<input type="checkbox"/> MEDIUM <input type="checkbox"/> LOW
SUBMITTED	
BY Herb Nicholson	ID# 502
FIELD OFFICE MEAC	
PHONE (901) 368-7952	
DATE SENT TO ENFORCEMENT <i>December 7, 2001</i>	
<input type="checkbox"/> HAND DELIVERED	

SITE OR FACILITY INFORMATION			
EPA INSTALLATION ID NUMBER TNR 00-000-6478		FIELD OFFICE FILE NUMBER MEAC	
SITE OR FACILITY AI Collision Centers		# OF EMPLOYEES 23	
SITE ADDRESS 6957 Stage Road			
SITE CITY Memphis	STATE TN	ZIP 38133	COUNTY Shelby
RESPONSIBLE OFFICIAL / ADDRESS / PHONE Mr. Nick Coslov, CEO AutoBody America 10800 Midlothian Turnpike, Suite 246, Winchester Building Richmond, VA 23235		<input type="checkbox"/> RESPONSIBLE OFFICIAL IS ALSO FACILITY CONTACT <input type="checkbox"/> RESPONSIBLE OFFICIAL'S ADDRESS IS SAME AS FACILITY'S ADDRESS	

	RULE VIOLATED	VIOLATION RELATES TO	CLASS
1	1200-1-11-.03(5)(a)3	Failure to keep records demonstrating waste determination	A B C R
2	1200-1-11-.03(3)(a)1	Failure to use manifest	A B C R
3	1200-1-11-.04(1)(b)1	Failure to obtain HW transporter I.D. Number	A B C R
4	1200-1-11-		A B C R
5	1200-1-11-		A B C R
6	1200-1-11-		A B C R
7	1200-1-11-		A B C R
8	1200-1-11-		A B C R
9	1200-1-11-		A B C R
10	1200-1-11-		A B C R

FACILITY COMPLIANCE HISTORY				
DATE	TYPE OF ACTION	BRIEF SUMMARY OF OUTCOME	ATTACHMENT	DOCKET
11/2/01	Div. NOV	NOV for Insp. 12/29/01-due date 11/21/01	1	1
9/7/01	Division Memorandum	Information obtained at Compliance Review Meeting held on 8/2/01.	2	2
12/18/01	Division Memorandum	Citizen Complaint information - Memphis AI Collision Sites	3	3