



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
122 S. Front Street
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184

MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049

CERTIFIED MAIL
70031010000442270481

Effective Date: April 15, 2004

Ronald E. Jennings
426 McIntire Drive
Fairborn, Ohio 45324

Re: Revocation of Public Water Supply Operator III Certificate No. 3-76-025

Dear Mr. Jennings:

Pursuant to Ohio Administrative Code ("OAC") Rule 3745-7-12, copy attached, I hereby propose that Public Water Supply Operator III Certificate No. 3-76-025, issued December 17, 1976, Certificate being renewed thereafter, is revoked for a period of five years beginning on the effective date indicated above.

The action is due to your knowing or negligent submittal of misleading, inaccurate, or false reports to Ohio EPA while performing your duties as a Public Water Supply Operator for the Haddix Road Apartments public water system in Fairborn, Ohio. The actions for which this revocation are based include, but are not limited to, the following:

The falsification of lab results submitted to Ohio EPA while performing Public Water Supply Operator duties.

You are hereby instructed to return your Operator Certificate, via certified mail to, Andrew Barienbrock, Division of Drinking and Ground Waters, 122 South Front Street, P.O. Box 1049, Columbus, Ohio 43216-1049, within seven (7) days of the effective date of this action.

In accordance with OAC Rule 3745-7-12, you may not apply for certification during the effective period of the revocation of your Operator Certificate. After this period of ineligibility has expired, you may apply for examination for certification under OAC Chapter 3745-7.

This final action was preceded by a proposed action which was issued on October 8, 2002. On November 6, 2002, you filed a timely request for an adjudication hearing to contest the proposed action. On March 5, 2004, you filed a Notice of Withdrawal of Adjudication. The adjudication was dismissed as of this date.

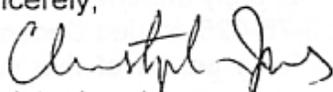
Bob Taft, Governor
Jennette Bradley, Lieutenant Governor
Christopher Jones, Director

Ronald E. Jennings
Director's Final Action
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This is a final action of the Director and may be appealed to the Environmental Review Appeals Commission (Commission) pursuant to Ohio Revised Code Section 3745.04. The appeal must be in writing, and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. A copy of the appeal is also requested to be sent to the Office of the Attorney General, Environmental Enforcement Section. An appeal may be filed with the Commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, Ohio 43215

Sincerely,



Christopher Jones
Director

BETH MESSER

BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY

In the Matter of: : Case No. 02-CT-035
: :
RONALD E. JENNINGS, : DIRECTOR'S FINAL
: FINDINGS AND ORDER
Respondent. : :

Pursuant to Chapter 6109. and sections 119.09 et seq. of the Ohio Revised Code, and the rules of the Ohio Environmental Protection Agency, the Director of Environmental Protection hereby makes the following Findings and issues the following Order:

FINDINGS

1. On October 8, 2002, the Director of the Ohio Environmental Protection Agency ("Director") issued to Respondent a proposed action revoking for a period of five years Respondent's Public Water Operator III Certificate No. 3-76-025.
2. On November 6, 2002, Respondent Ronald E. Jennings filed a request for an adjudication hearing to contest the Director's proposed action.
3. Following the filing of the adjudication hearing request, the parties engaged in settlement discussions in an attempt to resolve this dispute.
4. On March 5, 2004, the Respondent filed a "Notice of Withdrawal of Adjudication Hearing Request", withdrawing his request for an adjudication hearing.
5. In light of the March 5, 2004 filing of the Applicant's "Notice of Withdrawal of Adjudication Hearing Request", there remain no unresolved issues of law or fact requiring an adjudication hearing and, therefore, this case is moot and should be dismissed.
6. No hearing has been held in this matter.
7. The Hearing Officer assigned to this case has issued a Report and Recommendation recommending that Ohio EPA Case No. 02-CT-035 be

I certify this to be a true and accurate copy of the official document as filed in the records of the Ohio Environmental Protection Agency.

By: [Signature] Date: 15/02/07

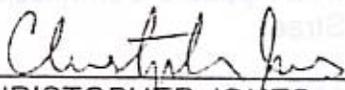
dismissed.

8. No objection to the Hearing Officer's recommendation has been filed.
9. The recommendation of the Hearing Officer is lawful and reasonable and is hereby adopted.

ORDER

1. Ohio EPA Case No. 02-CT-035 is dismissed.

IT IS SO ORDERED:



CHRISTOPHER JONES
Director

4-13-04
Date

MONTGOMERY

PUBLIC NOTICE

OHIO ENVIRONMENTAL PROTECTION AGENCY

Notice is hereby given that the Director of the Ohio Environmental Protection Agency, pursuant to Sections 3745.01 and 6109.04 of the Ohio Revised Code, has issued Final Findings and Orders dismissing Case No. 02-CT-035. These Final Findings and Orders dismiss the adjudication of the Director's proposed action revoking Ronald E. Jennings Class III drinking water certification. This final action will be effective on April 15, 2004, and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be filed with the ERAC within thirty (30) days after notice of the Director's action. A copy of the appeal must be served upon the Director of the Ohio Environmental Protection Agency within three (3) days of filing at the ERAC. The ERAC's address is:

Environmental Review Appeals Commission
309 South Fourth Street
Room 222
Columbus, Ohio 43215