



*Mitchell E. Daniels, Jr.*  
Governor

*Thomas W. Easterly*  
Commissioner

100 North Senate Avenue  
Indianapolis, Indiana 46204  
(317) 232-8603  
(800) 451-6027  
[www.IN.gov/idem](http://www.IN.gov/idem)

TO: Interested Parties / Applicant  
DATE: September 28, 2007  
RE: D&S Industries, Inc. / 039-25076-00561  
FROM: Nisha Sizemore  
Chief, Permits Branch  
Office of Air Quality

### Notice of Decision: Revocation

Please be advised that on behalf of the Commissioner of the Department of Environmental Management, I have issued a decision regarding the enclosed matter. Pursuant to IC 4-21.5-3-5(f) this revocation is effective fifteen (15) days after it is served. When served by U.S. mail, the order is effective eighteen (18) calendar days from the mailing of this notice pursuant to IC 4-21.5-3-2(e).

If you wish to challenge this decision, IC 4-21.5-3-7 and IC 13-15-7-3 require that you file a petition for administrative review. This petition describing your intent must be submitted to the Office of Environmental Adjudication, 100 North Senate Avenue, Government Center North, Room 1049, Indianapolis, IN 46204, **within eighteen (18) calendar days from the mailing of this notice**. The filing of a petition for administrative review is complete on the earliest of the following dates that apply to the filing:

- (1) the date the document is delivered to the Office of Environmental Adjudication (OEA);
- (2) the date of the postmark on the envelope containing the document, if the document is mailed to OEA by U.S. mail; or
- (3) The date on which the document is deposited with a private carrier, as shown by receipt issued by the carrier, if the document is sent to the OEA by private carrier.

The petition must include facts demonstrating that you are either the applicant, a person aggrieved or adversely affected by the decision or otherwise entitled to review by law. Please identify the permit, decision, or other order for which you seek review by permit number, name of the applicant, location, date of this notice and all of the following:

- (1) the name and address of the person making the request;
- (2) the interest of the person making the request;
- (3) identification of any persons represented by the person making the request;
- (4) the reasons, with particularity, for the request;
- (5) the issues, with particularity, proposed for considerations at any hearing; and
- (6) identification of the terms and conditions which, in the judgment of the person making the request, would be appropriate in the case in question to satisfy the requirements of the law governing documents of the type issued by the Commissioner.

If you have technical questions regarding the enclosed documents, please contact the Office of Air Quality, Permits Branch at (317) 233-0178. Callers from within Indiana may call toll-free at 1-800-451-6027, ext. 3-0178.

Enclosures  
FNPER-REV.dot 03/23/06



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We make Indiana a cleaner, healthier place to live.*

Mitchell E. Daniels, Jr.  
Governor

Thomas W. Easterly  
Commissioner

100 North Senate Avenue  
MC 61-53 IGCN 1003  
Indianapolis, Indiana 46204-2251  
(317) 232-8603  
(800) 451-6027  
www.IN.gov/idem

September 28, 2007

Tom Sipress  
D&S Industries, Inc.  
207 East St. Joseph Street  
Bristol, IN 46507

Re: 039-25076-00561  
Revocation of Registration No. 039-14864-00561

Dear Mr. Sipress:

On December 5, 2001, D&S Industries, Inc., was issued a Registration No. R039-14864-00561 for a stationary metal parts coating operation, located at 705 Division Street, Bristol IN 46507. On April 2, 2007, D&S Industries, Inc., submitted a permit application to IDEM, OAQ, notifying IDEM that, during 2006, the Permittee had relocated its operations from 705 Division Street, Bristol IN 46507 to 207 East St. Joseph Street, Bristol, IN 46507. Accordingly, D&S Industries, Inc., has applied for a new construction and operating permit for the new plant location. Since D&S Industries, Inc., will be issued a new construction and operating permit for the new plant location, Registration No. R039-14864-00561 for the old plant location is no longer needed.

Pursuant to 326 IAC 2-1.1-9, any permit to construct or operate or any permit revision approval granted by the commissioner may be revoked for any cause that establishes in the judgment of the commissioner the fact that continuance of the permit or permit revision approval is not consistent with the purposes of 326 IAC 2. Since D&S Industries, Inc., will be issued a new construction and operating permit for the new plant location, Registration No. R039-14864-00561 for the old plant location is no longer needed.

Registration No. R039-14864-00561, issued on December 5, 2001, is hereby revoked. Pursuant to IC 4-21.5-3-5(a) and (b), this revocation letter is effective in eighteen (18) days from the date of this letter.

Pursuant to Contract No. A305-5-65, IDEM, OAQ has assigned the processing of this revocation to Eastern Research Group, Inc., (ERG). Therefore, questions should be directed to Bob Sidner, ERG, 1600 Perimeter Park Drive, Morrisville, North Carolina 27560, or call (703) 633-1701 to speak directly to Mr. Sidner. Questions may also be directed to Duane Van Laningham at IDEM, OAQ, 100 North Senate Avenue, MC 61-53 IGCN 1003, Indianapolis, Indiana, 46204-2251, or call (800) 451-6027, and ask for Duane Van Laningham or extension 3-6878, or dial (317) 233-6878.

Sincerely,

*Original document signed by*

Nisha Sizemore, Chief  
Permits Branch  
Office of Air Quality

ERG/BS

cc: File - Elkhart County  
Elkhart County Health Department

Northern Regional Office  
Air Compliance  
Administration & Development Section  
Contract Management Section  
Policy Planning & Coordination Section  
Compliance Data Section  
Billing, Licensing and Training Section