

**State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES**

Jim Doyle, Governor  
Scott Hassett, Secretary  
Lloyd Eagan, Regional Director

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CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Casetrack ID#2001-SCEE-014

December 20, 2006

Mr. John Didion  
Didion Milling, Inc.  
501 South Williams Street  
Cambria, WI 53923

Subject: Notice of Violation/Enforcement Conference

Dear Mr. Didion:

According to information compiled by the Department, Didion Milling has allegedly operated in violation of NR 406.10, Wis. Adm. Code. This code requires that the owner or operator of a stationary source construct and operate in accordance with conditions contained in construction permit number 06-DCF-166. This permit was issued October 19, 2006

On December 6, 2006 Michael Sloat observed a plume of material being emitted from Didion's facility. On that day, Mr. Sloat met with Dale Drachenberg, Vice President of Operations, and reviewed records pertaining to the grain drying operation.

The Department is specifically alleging that Didion operated the grain dryer before 10 AM and after 3 PM almost daily from October 20, 2006 through November 30, 2006. The Department is also alleging that Didion dried grain on December 1, 5, and 6, 2006 and operated the grain dryer before 10 AM and after 3 PM on these days.

Since it appears that the provisions of permit number 06-DCF-166 have been violated since its issuance, I have scheduled an enforcement conference for Wednesday January 10, 2007 at 1:00 PM. The conference will be held in the Gathering Waters meeting room at the Department's South Central Regional Office located at 3911 south Fish Hatchery Road, Fitchburg.

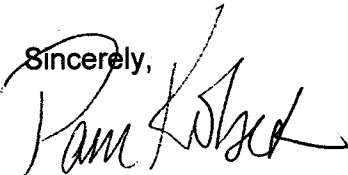
Please come to the conference prepared to discuss the circumstances that led to the violations and what is being done to prevent future violations from occurring.

The United States Environmental Protection Agency's Clean Air Act enforcement response policy designates certain violations of federally enforceable requirements as High Priority Violations (HPV). The Department believes that the violations alleged in this Notice may meet the federal criteria of High Priority Violations. Under the federal HPV enforcement policy, the Department must seek an appropriate resolution to the alleged violations and /or refer the Department of Administration to the Wisconsin Department of Justice on or before May 7, 2007. This policy can allow the Environmental Protection Agency to take the lead in this case, if the violations are not resolved or referred to the Wisconsin Department of Justice.

The Department is issuing this Notice of Violation under Chapter 285, Wis. Stats. Please be advised that the Department is authorized to seek injunctive or other appropriate relief for violations of Wisconsin's air pollution laws, including forfeitures of not more than \$25,000 per violation pursuant to s. 285.87, Wis. Stats.

If you have technical questions please contact Michael Sloat at (608) 768-5693. If you have questions regarding this letter please contact me at (608) 743-4852.

Sincerely,



Pamela Kober  
Environmental Enforcement Specialist

cc: Michael Sloat  
Martha Makhholm – AM/7