



State of North Carolina

ROY COOPER
ATTORNEY GENERAL

Department of Justice

P. O. Box 629
RALEIGH
27602-0629

Reply To:
Kathleen M. Waylett
(919) 716-6600
(919) 716-6939 Fax

July 8, 2003

CERTIFIED MAIL/RECEIPT REQUESTED

Mr. Johnny Arnold Almond
1102 West Gaston Avenue
Gastonia, North Carolina 28052

RE: Almond and Gregg Enterprises, Inc. v. North Carolina Department of Environment and Natural Resources, Division of Waste Management, 99 EHR 1071

Dear Mr. Almond:

You are listed with the Secretary of State as the Registered Agent for Almond and Gregg Enterprises, Inc. (hereinafter "Almond and Gregg"). Almond and Gregg is in default under the terms of the Consent Agreement and Settlement ("hereinafter "Settlement Agreement") entered into in connection with the above-referenced contested case.

Under the terms of the Settlement Agreement, Almond and Gregg agreed to pay \$40,000.00 to the Division of Waste Management. The first \$8000.00 was to be paid in twelve (12) monthly installments, beginning on January 1, 2000. The remaining \$32,000.00 was to be paid in four (4) annual installments of \$8000 each, beginning on January 1, 2001. To date, Almond and Gregg has paid a total of \$7337.00. Almond and Gregg failed to pay the final monthly installment of \$663.00, which was due on December 1, 2000. Additionally, Almond and Gregg failed to pay the annual installments of \$8000.00 each, which were due on January 1, 2002, and January 1, 2003.

Under the terms of the Settlement Agreement, the failure of Almond and Gregg to make payments in accordance with the terms of the Settlement Agreement shall render the unpaid balance of the agreed upon settlement amount (\$32,663.00) due and payable. Almond and Gregg has ten (10) days from the date of receipt of this letter to cure its default. Almond and Gregg may cure its default by tendering payment of all amounts past due. A total of \$16,663.00 must be paid to the Division within this ten-day period to cure the default and avoid a collection action at this time for the entire unpaid balance of the agreed upon settlement amount.

Mr. Johnny Arnold Almond
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Please forward your payment of all past due amounts to my attention at the following address:

N.C. Attorney General's Office
Environmental Division
P.O. Box 629
Raleigh, NC 27602

If payment has not been received within ten (10) days of your receipt of this letter, we will be forced to file a lawsuit to collect the entire unpaid balance of the agreed upon settlement amount. If you have any questions, please do not hesitate to call.

Sincerely,



Kathleen M. Waylett
Assistant Attorney General

c: Hazardous Waste Section