1. Describe EPA's investigation of the West, Texas facility, including timelines and scope.

2006 RMP Inspection:

EPA Region 6 conducted a Risk Management Plan (RMP) inspection at the non-title V West Chemical & Fertilizer Co. on March 16, 2006. The inspection included a walkthrough of the plant to observe the processes and the equipment, as well as a review of the facilities RMP and associated records. The inspection was conducted by one of the Region's RMP inspectors, using the National RMP Program's Level 2 inspection checklist. The checklist used included all modifications incorporated by OECA through March 14, 2005. Violations identified by the inspector included:

- failure to timely update the RMP (the update due on 2004 had not been submitted), including updating the Hazard Assessment and Hazard Review,
- failure to include consequences of deviation in operating procedures,
- failure to properly document new operator training, and
- failure to develop a formal mechanical integrity program, and failure to conduct compliance audits.

In accordance with the approved penalty policy and matrix which was in place in 2006, on June 5, 2006 the Region issued a proposed Expedited Settlement Agreement (ESA) assessing a penalty of $2,300 to West Chemical & Fertilizer Co. West Chemical & Fertilizer submitted its updated RMP on July 7, 2006, paid the penalty and the ESA was issued final August 14, 2006.

2013 after incident investigation/inspection:

Once the property where the former West Chemical & Fertilizer Co, was located, has been released by the ATF, the Regional RMP inspectors will visit the facility, to conduct further investigations in coordination with other Federal Agencies. We will evaluate all available records and interview transcripts with regard to the 112 (r) program.

8. Describe any and all fines issues against the West facility for failing to comply with safety standards related to chemicals.

Aside from the fines associated with the violations noted through the 2006 RMP inspection, no other actions have been taken by EPA against this company for this facility.