

Liquefied Petroleum Gas Board
Minutes
April 11, 2013

The Alabama Liquefied Petroleum Gas Board held its regular quarterly meeting on April 11, 2013 at 10:06 a.m. at 777 S. Lawrence Street, Montgomery, AL. Members and staff in attendance were Chairman Wayne Caylor, Vice-Chairman Bob Reed, Board Members Benny Gay, Scott Lybarger, Darrel Calhoun, State Fire Marshal Ed Paulk, Public Safety Designee Sgt. Will Wright, Consumer Advocate Elizabeth Barnett, Administrator Mark Nelson, Attorney Matt Bledsoe of the Attorney General's Office, Board Secretary Loretta V. Cook, and Inspections Secretary Rose Johnson. Guests present were Mike Cook of Ferrellgas, Chuck Britton of NexAir, Ken Sexton, Kim Sexton and Keenan Kelly of Acme Propane, and Lisa Fountain of the Alabama Propane Gas Association. (Board Attorney Bill Garrett was absent.)

The Chairman called the meeting to order. The secretary called roll, a quorum being present. Mr. Reed gave the invocation.

The Chairman called for a motion to adopt the agenda.

- (1) Mr. Gay moved to adopt the agenda as presented. Seconded by Mr. Paulk, the ayes were unanimous.

Copies of board meeting packages supplied to board members prior to all meetings are retained on file at the Alabama LP-Gas Board office and are available for inspection upon request.

MINUTES OF THE LAST MEETING

The Chairman called for the approval of the minutes of the January 10, 2013 meeting.

- (2) Mr. Reed moved to approve the minutes of the January 10, 2013 meeting as circulated. Seconded by Mr. Calhoun, the ayes were unanimous.

OLD BUSINESS

Rules & Regulations Committee Chairman Darrel Calhoun advised the Board that the committee is focusing on a possible presentation at the July 2013 Board meeting.

NEW BUSINESS

The Administrator presented a petition to amend *Alabama Administrative Code 530-X-1-.02 Administration* for the proposed purpose of correcting the board address and telephone number in the regulation.

- (3) Mr. Paulk moved to initiate the rule-making process to amend *Alabama Administrative Code 530-X-1-.02 Administration* for the purpose of correcting the board address and telephone number in the regulation. Seconded by Mr. Lybarger, the ayes were unanimous.

The Administrator presented a petition to amend *Alabama Administrative Code 530-X-2-.06 Storage and Handling of Liquefied Petroleum Gas Code* for the proposed purpose of modifying fire extinguisher requirements at cylinder exchange stations.

- (4) Mr. Reed moved to initiate the rule-making procedure to amend *Alabama Administrative Code 530-X-2-.06 Storage and Handling of Liquefied Petroleum Gas Code* for the purpose of modifying fire extinguisher requirements at cylinder exchange stations. Seconded by Mr. Lybarger, the ayes were unanimous.

The Administrator presented a petition to adopt a new regulation listed as *Alabama Administrative Code 530-X-2-.17 Flame Effects Before a Proximate Audience*.

- (5) Mr. Paulk moved to initiate the rule-making process to adopt as a new regulation *Alabama Administrative Code 530-X-2-.17 Flame Effects Before a Proximate Audience*. Seconded by Mrs. Barnett, there were six ayes (Barnett, Calhoun, Lybarger, Reed, Gay, and Wright).

Mr. Paulk left the meeting/room before voting.

The Class B Permit application for BP Energy Company, Houston, TX was presented to the Board.

Mr. Paulk returned to meeting after the Administrator presented the Class B Permit application for consideration.

After a discussion the following motion was made:

- (6) Mr. Paulk moved to approve the Class B Permit application for BP Energy Company, Houston, TX as presented to the Board. Seconded by Mr. Reed, the ayes were unanimous.

Two Class B-1 Permit applications were presented to the Board.

- (a) Holston Gases, Inc., Decatur, AL
- (b) NexAir, LLC, Opelika, AL

After a discussion the following motion was made:

- (7) Mr. Paulk moved to approve the two Class B-1 Permit applications. Seconded by Mr. Reed, the ayes were unanimous.

The Class C Permit application for A & E Factory Service, Nashville, TN was presented to the Board. After a discussion the following motion was made:

- (8) Mr. Reed moved to approve the Class C Permit application for A & E Factory Service, Nashville, TN. Seconded by Mr. Lybarger, the ayes were unanimous.

The Class C Permit application for Cross Country Heating & Air, Inc., Chatom, AL was presented to the Board. After a discussion the following motion was made:

- (9) Mr. Paulk moved to approve the Class C Permit application for Cross Country Heating & Air, Inc., Chatom, AL. Seconded by Mr. Reed, the ayes were unanimous.

The Class C Permit application for Green Valley Investments dba Phillips Plumbing, Glencoe, AL was presented to the Board. After a discussion the following motion was made:

- (10) Mr. Paulk moved to deny the application for Green Valley Investments dba Phillips Plumbing, Glencoe, AL. Seconded by Mr. Lybarger, the ayes were unanimous.

The Class C Permit application for Holcomb Heating & Cooling, Scottsboro, AL was presented to the Board. After a discussion the following motion was made:

- (11) Mr. Paulk moved to approve the Class C Permit application for Holcomb Heating & Cooling, Scottsboro, AL. Seconded by Mr. Reed the ayes were unanimous.

The Class D Permit application for Gamble Marketing Group, LLC, Calera, AL was presented to the Board. After a discussion the following motion was made:

- (12) Mr. Lybarger moved to approve the Class D Permit application for Gamble Marketing Group, LLC, Calera, AL. Seconded by Mr. Gay, the ayes were unanimous.

Six Class F Permit applications were presented to the Board:

- (a) Carne's Ace Hardware, Grant, AL
- (b) Coffee County Farmers' Cooperative, Inc., Enterprise, AL
- (c) H.A. Vaughan Seed Co., Tuskegee, AL
- (d) T & J Propane, Millbrook, AL
- (e) Unlimited Mobile Home Service, Cullman, AL
- (f) Whitley's Hardware, Snead, AL

After a discussion the following motion was made:

- (13) Mr. Paulk moved to approve the six Class F Permit applications. Seconded by Mr. Calhoun, the ayes were unanimous.

The Class F-1 Permit application for NexAir, LLC, Pell City, AL was presented to the Board. After a discussion the following motion was made:

- (14) Mr. Reed moved to approve the Class F-1 Permit application for NexAir, LLC, Pell City, AL. Seconded by Mr. Lybarger, the ayes were unanimous.

CODE VIOLATION SETTLEMENT AGREEMENTS

Settlement Agreement 2012-21 for code violations by a permit holder was presented by the Administrator. After a discussion the following motion was made:

- (15) Mr. Paulk moved to accept Settlement Agreement 2012-21 for code violations as presented to the Board. Seconded by Mr. Calhoun, the ayes were unanimous.

Settlement Agreement 2013-02 for code violations by a permit holder was presented by recusing Board member Scott Lybarger. After a discussion the following motion was made:

(16) Mr. Paulk moved to accept Settlement Agreement 2013-02 for code violations as presented to the Board. Seconded by Mr. Reed, there were six ayes. (Paulk, Barnett, Calhoun, Wright, Gay, Reed voted aye. Mr. Lybarger abstained).

Settlement Agreement 2013-03 for code violations by a permit holder was presented by recusing Board member Ed Paulk. After a discussion the following motion was made:

(17) Mr. Gay moved to accept Settlement Agreement 2013-03 for code violations as presented to the Board. Seconded by Mr. Calhoun, there were six ayes. (Calhoun, Wright, Gay, Reed, Lybarger, Barnett voted aye. Mr. Paulk abstained)

Settlement Agreement 2013-04 for code violations by a permit holder was presented by recusing Board Member Darrel Calhoun. After a discussion the following motion was made:

(18) Mr. Reed moved to accept Settlement Agreement 2013-04 for code violations as presented to the board. Seconded by Mr. Lybarger, there were six ayes. (Barnett, Paulk, Lybarger, Wright, Reed, Gay voted aye. Mr. Calhoun abstained.)

Settlement Agreement 2013-05 for code violations by a permit holder was presented by recusing Board Member Bob Reed. After a discussion the following motion was made:

(19) Mr. Paulk moved to accept Settlement Agreement 2013-05 for code violations as presented to the board. Seconded by Mr. Reed, there were six ayes. (Wright, Gay, Lybarger, Paul, Barnett, Calhoun voted aye. Mr. Reed abstained).

Settlement Agreement 2013-06 for code violations by a permit holder was presented by recusing Board member Bob Reed. After a discussion the following motion was made:

(20) Mr. Paulk moved to accept Settlement Agreement 2013-06 for code violations as presented to the board. Seconded by Calhoun, there were six ayes. (Wright, Gay, Lybarger, Paulk, Barnett, Calhoun voted aye. Mr. Reed abstained.)

Settlement Agreement 2013-07 for code violations by a permit holder was presented by recusing Board member Ed Paulk. After a discussion the following motion was made:

(21) Mr. Lybarger moved to accept Settlement Agreement 2013-07 for code violations as presented to the board. Seconded by Mr. Gay, there were six ayes. (Wright, Gay, Lybarger, Reed, Barnett, Calhoun voted aye. Mr. Paulk abstained.)

Settlement Agreement 2013-08 for code violations by a permit holder was presented by recusing Board member Ed Paulk. After a discussion the following motion was made:

(22) Mr. Reed moved to accept Settlement Agreement 2013-08 for code violations as presented to the board. Seconded by Mr. Gay, there six ayes. (Wright, Gay, Reed, Lybarger, Barnett, Calhoun voted aye. Mr. Paulk abstained.)

Settlement Agreement 2013-09 for code violations by a permit holder was presented by recusing Board member Bob Reed. After a discussion the following motion was made:

- (23) Mr. Paulk moved to accept Settlement Agreement 2013-09 for code violations as presented to the board. Seconded by Mr. Calhoun, there were six ayes. (Wright, Gay, Lybarger, Paulk, Barnett, Calhoun voted aye. Mr. Reed abstained.)

Settlement Agreement 2013-10 for code violations by a permit holder was presented by recusing Board member Ed Paulk. After a discussion the following motion was made:

- (24) Mr. Reed moved to accept Settlement Agreement 2013-10 as presented to the Board. Seconded by Mr. Lybarger, there were six ayes. (Barnett, Calhoun, Wright, Gay, Reed, Lybarger voted aye. Mr. Paulk abstained.)

Settlement Agreement 2013-11 for code violations by a permit holder was presented by recusing Board Member Wayne Caylor. After a discussion the following motion was made:

- (25) Mr. Paulk moved to accept Settlement Agreement 2013-11 as presented to the Board. Seconded by Mr. Reed, the ayes were unanimous. (Wright, Gay, Reed, Lybarger, Paulk, Barnett, Calhoun voted aye. Mr. Caylor abstained.)

Settlement Agreement 2013-12 for code violations by a permit holder was presented by recusing Board member Benny Gay. After a discussion the following motion was made:

- (26) Mr. Paulk moved to accept Settlement Agreement 2013-12 as presented to the board. Seconded by Mr. Calhoun, there were six ayes. (Wright, Reed, Lybarger, Barnett, Paulk, Calhoun voted aye. Mr. Gay abstained.)

Settlement Agreement 2013-13 for code violations by a permit holder was presented by recusing Board Member Darrel Calhoun. After a discussion the following motion was made:

- (27) Mr. Paulk moved to accept Settlement Agreement 2013-13 as presented to the board. Seconded by Mr. Lybarger, there were six ayes. (Lybarger, Paulk, Barnett, Wright, Gay, Reed voted aye. Mr. Calhoun abstained.)

ADMINISTRATOR'S REPORT

The Administrator presented the following permits to the Board for cancellation:

Central Propane, LLC, Albertville, AL, Class B-1 Permit No. 599 cancelled effective January 2013 at the company's request.

ADCO Companies LTD., Bessemer, AL, Class C-2 Permit No. 412 cancelled effective February 2013 at the company's request.

Horton Plumbing Co., Calera, AL, Class C Permit No. 127 cancelled effective December 31, 2012 at the company's request.

MAC Services, Montgomery, AL, Class C Permit No. 784 cancelled effective December 31, 2012 at the company's request.

Middle Bay Services, Inc., Robertsdale, AL, Class C Permit No. 11 cancelled effective December 31, 2012 at the company's request.

Sara Lee Bakeries/Earthgrains Company, Dothan, AL, Class C Permit No. 94 cancelled effective December 31, 2012 at the company's request.

Sears Roebuck & Co #8215, Hoffman Estates, IL, Class C Permit No. 301 cancelled effective December 31, 2012 at the company's request.

Love's Travel Stops & Country Stores, Inc., Jasper, AL, Class F Permit Application cancelled effective March 2013 at the company's request.

Sadler Welding Products LLC, Dothan, AL, Class F-1 Permit No. 249 cancelled effective January 11, 2013 at the company's request. (Sold to Airgas/Dothan)

The Board's objectives and financial position were presented to the Board.

(28) Mr. Paulk moved to accept the Administrator's Report as presented. Seconded by Mr. Reed, the ayes were unanimous.

Date of the next Board meeting is July 25, 2013.

(29) Mr. Paulk moved to pay the Board members expenses. Seconded by Mr. Reed, the ayes were unanimous.

On a motion by Mr. Paulk and a second by Mr. Calhoun, the meeting was adjourned at 11:35 a.m.



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

P.O. BOX 1742
TELEPHONE (334) 242-5649
FAX (334) 240-3255
777 S. Lawrence Street, Suite 100
MONTGOMERY, ALABAMA 36102-1742

W. MARK NELSON
ADMINISTRATOR



**BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD**

IN THE MATTER OF:

**Blossman Gas / Weedowee B-1 #79
Code Violations**

SETTLEMENT AGREEMENT 2012-21

Blossman Gas / Weedowee (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. Russell Do-It-Center / Roanoke (hereinafter referred to as Respondent's agent), operator of a propane cylinder filling station under Class B-1 permit #79 issued to Respondent, attempted to fill an out-of-date 100 lb. cylinder (Offense #1) without using the scales to fill by weight (Offense #2).

STIPULATED CONCLUSIONS OF LAW

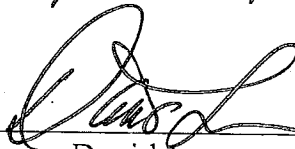
1. Respondent admits that Respondent's agent attempted to fill an out-of-date 100 lb. cylinder in violation of *NFPA 58 (1998 Edition) 4-2.2.4.*
2. Respondent admits that Respondent's agent attempted to fill a 100 lb. cylinder without using scales in violation of *Alabama Administrative Code 530-X-2.04(a).*

STIPULATED DISPOSITION

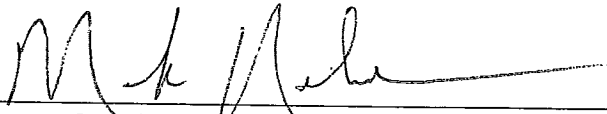
The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of ^{*}\$ 675 to the Board within 30 days of the Board's acceptance of this agreement. (*Out-of-date cylinder \$200; Scale violation \$475*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 22 day of January, 2017 ³ pm



David Lovvorn, Respondent
Manager
Blossman Gas / Weedowee



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT

BEFORE THE ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Amerigas / Greenville B-1 #281
Code Violations

SETTLEMENT AGREEMENT 2013-02

Amerigas / Greenville (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. Respondent initiated operation of an off-premise cylinder filling station, Tractor Supply / Selma, in violation of a Red Tag and letter of notice issued by the Alabama LP-Gas Board (Offense #1). Respondent also failed to submit the required agent certification paperwork to the Alabama LP-Gas Board prior to beginning operations of the off-premise cylinder filling station (Offense #2).

STIPULATED CONCLUSIONS OF LAW

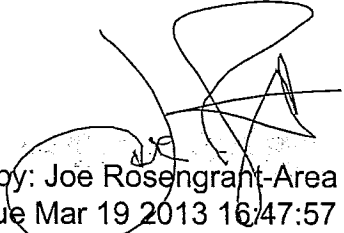
1. Respondent admits failing to comply with a Red Tag and notice of condemnation in violation of *Code of Alabama 9-17-100(12)*.
2. Respondent admits failing to submit proper agent certification paperwork as cited in a condemn notice prior to beginning operations of an off-premise cylinder filling station in violation of *Alabama Administrative Code 530-X-2-.04(c & d)*.

STIPULATED DISPOSITION


The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 1667 to the Board within 30 days of the Board's acceptance of this agreement. (*Violation of Red Tag \$1000; Failure to submit agent certification \$ 667*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this _____ day of _____


Signed by: Joe Rosengrant-Area Director
Date: Tue Mar 19 2013 16:47:57

Joe Rosengrant, Respondent
Amerigas



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT

**BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD**

IN THE MATTER OF:

Inergy dba Dowdle Gas / Butler B-1 # 467
Code Violations

SETTLEMENT AGREEMENT 2013-03

Inergy dba Dowdle Gas / Butler (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent disconnected and moved another company's LP-gas containers and failed to leave the disconnected containers on a firm masonry foundation (2 offenses). The Respondent also failed to safely cap or plug the disconnected containers' service valves or regulator outlets (2 offenses).

STIPULATED CONCLUSIONS OF LAW

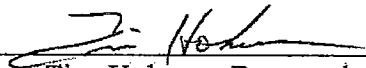
1. Respondent admits to disconnecting two (2) LP-Gas containers owned by another company and failing to leave the disconnected containers on a firm masonry foundation in violation of *Alabama Administrative Code 530-X-2-16(b)(2)*.
2. Respondent admits to disconnecting two (2) LP-Gas containers owned by another company and failing to cap / plug the service valves or regulator outlets in violation of *Alabama Administrative Code 530-X-2-16(b)(1)*.

STIPULATED DISPOSITION

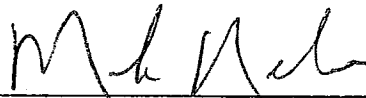
The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 1100 to the Board within 30 days of the Board's acceptance of this agreement. (*Failure to cap disconnected containers \$ 250 x 2; Failure to leave disconnected containers on firm masonry foundation \$ 300 x 2*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 7 day of February, 2012¹³



Tim Holmes, Respondent
Director of Fleet & Safety
Inergy Propane, LLC

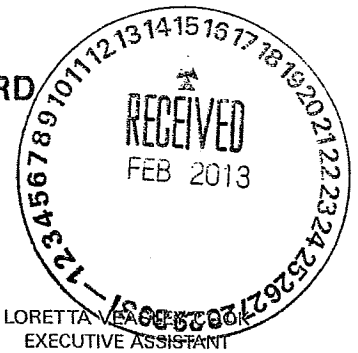


Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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W. MARK NELSON
ADMINISTRATOR

BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Local LP Gas Co. / Buckatunna, MS "A" # 145
Code Violations

SETTLEMENT AGREEMENT 2013-04

Local LP Gas Co. / Buckatunna, MS (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent disconnected and moved another company's LP-gas container and failed to leave the disconnected container on a firm masonry foundation (1 offense). The Respondent also failed to safely cap or plug the disconnected container's service valve or regulator outlet (1 offense).

STIPULATED CONCLUSIONS OF LAW

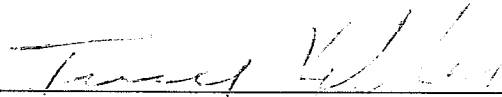
1. Respondent admits to disconnecting an LP-Gas container owned by another company and failing to leave the disconnected container on a firm masonry foundation in violation of *Alabama Administrative Code 530-X-2-16(b)(2)*.
2. Respondent admits to disconnecting an LP-Gas container owned by another company and failing to cap / plug the service valve or regulator outlet in violation of *Alabama Administrative Code 530-X-2-16(b)(1)*.

STIPULATED DISPOSITION

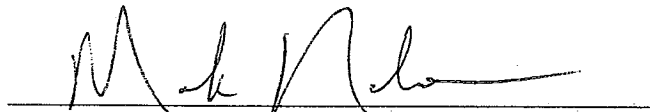
The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 600 to the Board within 30 days of the Board's acceptance of this agreement. (*Failure to cap disconnected container \$ 300; Failure to leave disconnected container on firm masonry foundation \$ 300*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 1st day of February, 201~~2~~³



Terry Kelley, Respondent
President
Local LP Gas Company



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



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W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT



BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

United Propane Gas / Paducah, KY "B" Permit # 257
Code Violations

SETTLEMENT AGREEMENT 2013-05

United Propane Gas / Paducah, KY (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent failed to remain in attendance while unloading a propane transport trailer (Offense 1).

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits failing to remain in attendance while unloading a propane transport vehicle in violation of *NFPA 58 (1998 Edition) 4-2.1.1.*


STIPULATED DISPOSITION

The Board and the Respondent agree that this action will be settled upon the following terms:

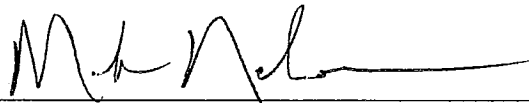
1. The Respondent agrees to remit a fine of \$ 1000 to the Board within 30 days of the Board's acceptance of this agreement.
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.

3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 20th day of March, 2013



Eric Small, President (Respondent)
United Propane Gas



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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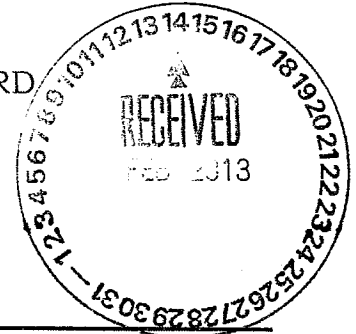
W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT

BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Ferrellgas / Butler, GA "B-1" Permit #552
Code Violations



SETTLEMENT AGREEMENT 2013-06

Ferrellgas / Butler, GA (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. AJWA, Inc. / Phenix City (hereinafter referred to as Respondent's agent), operator of a propane cylinder filling station under Class B-1 permit #552 issued to Respondent, filled a 20 lb. cylinder without using the scales to fill by weight (Offense #1).

STIPULATED CONCLUSIONS OF LAW

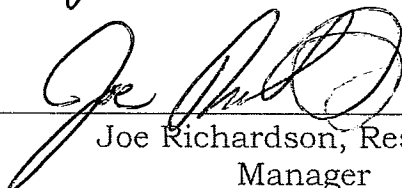
1. Respondent admits that Respondent's agent filled a 20 lb. cylinder without using scales in violation of *Alabama Administrative Code 530-X-2.04(a)*.

STIPULATED DISPOSITION

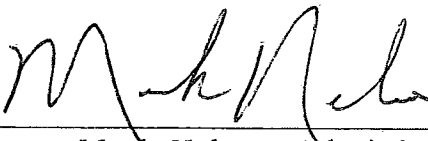
The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 500 to the Board within 30 days of the Board's acceptance of this agreement. (*Scale violation \$500*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 11th day of February, ~~2012~~ 2013 *mn*



Joe Richardson, Respondent
Manager
Ferrellgas / Butler, GA



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

P.O. BOX 1742
TELEPHONE (334) 242-5649
FAX (334) 240-3255
777 S. Lawrence Street, Suite 100
MONTGOMERY, ALABAMA 36102-1742

W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT

BEFORE THE ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Amerigas Propane / Birmingham B-1 #273
Code Violations

SETTLEMENT AGREEMENT 2013-07

Amerigas Propane / Birmingham (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent or Gilliam's Grocery / Gordo (hereinafter referred to as Respondent's agent), operator of a propane cylinder exchange station under Class B-1 permit #273 issued to Respondent, violated Red Tag #5426 issued on 11/05/2012 by resuming operation of the cylinder exchange station without correcting the discrepancies cited on the 11/05/2012 inspection.

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits to violating a Red Tag and condemn notice issued by the Alabama LP-Gas Board in violation of *Code of Alabama 1975 §9-17-100(12)*.

STIPULATED DISPOSITION


The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 1000 to the Board within 30 days of the Board's acceptance of this agreement. (*Violation of Red Tag \$1000*).
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this _____ day of _____, 2012


Signed by: Joe Rasengrant-Area
Director

Date: Tue Mar 19 2013 16:46:42


Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

P.O. BOX 1742

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777 S. Lawrence Street, Suite 100

MONTGOMERY, ALABAMA 36102-1742



W. MARK NELSON
ADMINISTRATOR

BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Casey Propane / Selma "A" Permit # 280
Code Violations

SETTLEMENT AGREEMENT 2013-08

Casey Propane / Selma (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent disconnected and moved another company's LP-gas containers and failed to leave the disconnected containers on a firm masonry foundation (3 offenses). The Respondent also failed to safely cap or plug the disconnected containers' service valves or regulator outlets (3 offenses).

STIPULATED CONCLUSIONS OF LAW

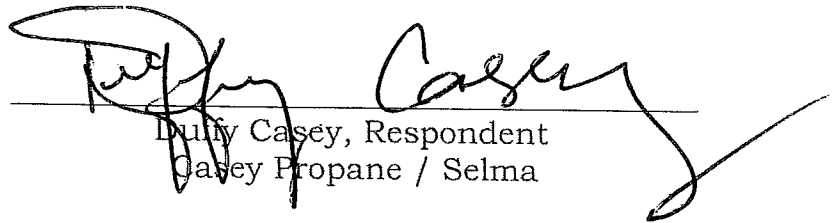
1. Respondent admits to disconnecting three (3) LP-Gas containers owned by another company and failing to leave the disconnected containers on a firm masonry foundation in violation of *Alabama Administrative Code 530-X-2-16(b)(2)*.
2. Respondent admits to disconnecting three (3) LP-Gas containers owned by another company and failing to cap / plug the service valves or regulator outlets in violation of *Alabama Administrative Code 530-X-2-16(b)(1)*.

STIPULATED DISPOSITION

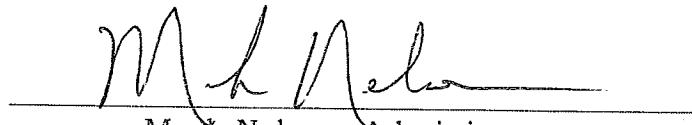
The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 1650 to the Board within 30 days of the Board's acceptance of this agreement. (*Failure to cap disconnected containers \$ 250 x 3; Failure to leave disconnected containers on firm masonry foundation \$ 300 x 3*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 29 day of Jan, 2012¹³



Duffy Casey, Respondent
Casey Propane / Selma



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT

BEFORE THE ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Ferrellgas / Bessemer B-1 #381
Code Violations

SETTLEMENT AGREEMENT 2013-09

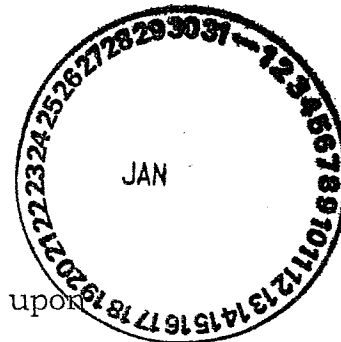
Ferrellgas / Bessemer (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board"), to the following:

STIPULATED FACTS

1. Marvin's Building Supply / Calera (hereinafter referred to as Respondent's agent), operator of a propane cylinder filling station under Class B-1 permit #381 issued to Respondent, attempted to fill an out-of-date cylinder (Offense #1). Respondent's agent also failed to remove a sleeve on the cylinder to perform a visual inspection prior to filling the cylinder (Offense #2).

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits that Respondent's agent attempted to fill an out-of-date cylinder in violation of *NFPA 58 (1998 Edition) 4-2.2.4*.
2. Respondent admits that Respondent's agent failed to remove a cylinder sleeve necessary to perform a visual inspection of the cylinder prior to filling in violation of *NFPA 58 (1998 Edition) 2-2.1.4*.

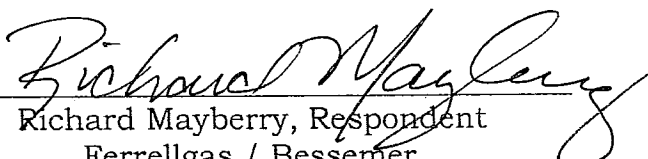


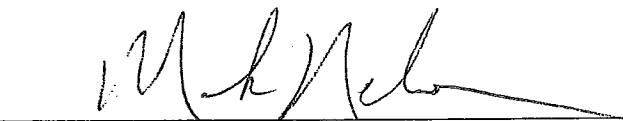
STIPULATED DISPOSITION

The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 500 to the Board within 30 days of the Board's acceptance of this agreement. (*Out-of-date cylinder \$250; Failure to remove sleeve for visual \$250*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 24 day of JANUARY, 2012 2013 RM


Richard Mayberry, Respondent
Ferrellgas / Bessemer


Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

P.O. BOX 1742

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FAX (334) 242-3255

777 S. Lawrence Street, Suite 100

MONTGOMERY, ALABAMA 36102-1742

W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT

BEFORE THE ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Ferrellgas or Blue Rhino / Liberty, MO "A" Permit #61
Code Violations

SETTLEMENT AGREEMENT 2013-10

Ferrellgas or Blue Rhino / Liberty, MO (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent or Union Springs AG / Union Springs, AL (hereinafter referred to as Respondent's agent), operator of a propane cylinder exchange station under Class "A" permit #61 issued to Respondent, violated Red Tag #6016 issued on 10/16/2012 by resuming operation of the cylinder exchange station without correcting the discrepancies cited on the 10/16/2012 inspection.

STIPULATED CONCLUSIONS OF LAW

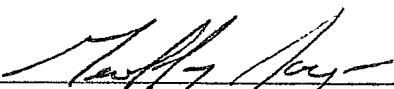
1. Respondent admits to violating a Red Tag and condemn notice issued by the Alabama LP-Gas Board in violation of *Code of Alabama 1975 §9-17-100(12)*.

STIPULATED DISPOSITION

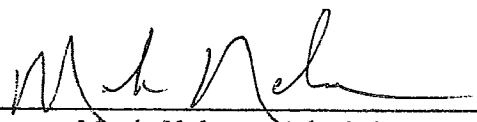
The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 1000 to the Board within 30 days of the Board's acceptance of this agreement. (*Violation of Red Tag \$1000*).
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 29th day of January, ~~2012~~
2013



Geoffrey Jaynes, Respondent
Ferrellgas or Blue Rhino / Liberty, MO



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT

BEFORE THE ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Suburban Gas Propane Partners, LLC dba Thompson Gas Southeast/Gadsden
"B-1" Permit # 504
Code Violations

SETTLEMENT AGREEMENT 2013-11

Suburban Gas Propane Partners, LLC dba Thompson Gas Southeast / Gadsden, AL (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent installed a cylinder filling station at Whitley's Hardware in Altoona, Alabama but failed to submit a Certification form to the Alabama LP-Gas Board that provides notice of the installation. Whitley's Hardware, operator of a propane cylinder filling station under the Class "B-1" Permit #504 issued to Respondent filled an out-of-date 100 lb. cylinder without using the scales to properly fill the cylinder by weight.

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits failing to notify the Board about the installation and operation of an off-premise cylinder filling facility by completing and submitting the standard Certification form provided by the Board in violation of *Alabama Administrative Code 530-X-2-.04(c & d)*.
2. Respondent admits that Whitley's Hardware employee, Dakota King, filled an out-of-date 100 lb. cylinder in violation of *NFPA 58 (1998 Edition) 4-2.2.4*.

3. Respondent admits that Whitley's Hardware employee, Dakota King, failed to properly use scales to fill a 100 lb. cylinder by weight in violation of *Alabama Administrative Code 530-X-2-.04(a)*.

STIPULATED DISPOSITION

The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 1600 to the Board within 30 days of the Board's acceptance of this agreement. (*Failure to submit Certification form \$ 850; Failure to use scales when filling a cylinder \$500; Filling an out-of-date cylinder \$250*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 14th day of February, 2013



Donald Tetreault, V.P Southeast Operations
Suburban Gas Propane Partners, LLC
Db a Thompson Gas Southeast



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



W. MARK NELSON
ADMINISTRATOR

ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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777 S. Lawrence Street, Suite 100
MONTGOMERY, ALABAMA 36102-1742



BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Alabama Propane Exchange / Orange Beach "A" # 263
Code Violations

SETTLEMENT AGREEMENT 2013-12

Alabama Propane Exchange / Orange Beach, AL (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent disconnected and moved another company's LP-gas container and failed to leave the disconnected container on a firm masonry foundation (1 offense). The Respondent also failed to safely cap or plug the disconnected container's service valve or regulator outlet (1 offense).

STIPULATED CONCLUSIONS OF LAW

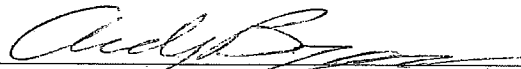
1. Respondent admits to disconnecting an LP-Gas container owned by another company and failing to leave the disconnected container on a firm masonry foundation in violation of *Alabama Administrative Code 530-X-2-16(b)(2)*.
2. Respondent admits to disconnecting an LP-Gas container owned by another company and failing to cap / plug the service valve or regulator outlet in violation of *Alabama Administrative Code 530-X-2-16(b)(1)*.

STIPULATED DISPOSITION

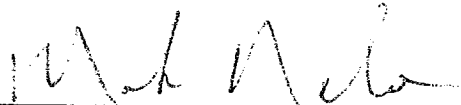
The Board and the Respondent agree that this action will be settled upon the following terms:

1. The Respondent agrees to remit a fine of \$ 700 to the Board within 30 days of the Board's acceptance of this agreement. (*Failure to cap disconnected container \$ 350; Failure to leave disconnected container on firm masonry foundation \$ 350*)
2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 25th day of March, 2013



Andy Burgess, Respondent
Alabama Propane Exchange
Orange Beach, AL



Mark Nelson, Administrator
Alabama Liquefied Petroleum Gas Board



ALABAMA LIQUEFIED PETROLEUM GAS BOARD

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MONTGOMERY, ALABAMA 36102-1742

W. MARK NELSON
ADMINISTRATOR

LORETTA VEASLEY COOK
EXECUTIVE ASSISTANT

BEFORE THE
ALABAMA LIQUEFIED PETROLEUM GAS BOARD

IN THE MATTER OF:

Inergy Propane, LLC dba Country Gas/Huntsville
"B-1" Permit # 511
Code Violations

SETTLEMENT AGREEMENT 2013-13

Inergy Propane, LLC dba Country Gas / Huntsville, AL (hereinafter referred to as "Respondent") hereby stipulates and agrees, subject to ratification by the Alabama Liquefied Petroleum Gas Board (hereinafter referred to as "the Board") to the following:

STIPULATED FACTS

1. The Respondent installed a cylinder filling station at Bankston Motor Homes in Huntsville, Alabama but failed to submit a Certification form to the Alabama LP-Gas Board that provides notice of the installation. Bankston Motor Homes / Huntsville (hereinafter referred to as "Respondent's agent"), operator of a propane cylinder filling station under the Class "B-1" Permit #511 issued to Respondent attempted to fill an out-of-date 20 lb. cylinder without using the scales to properly fill the cylinder by weight.

STIPULATED CONCLUSIONS OF LAW

1. Respondent admits failing to notify the Board about the installation and operation of an off-premise cylinder filling facility by completing and submitting the Certification form provided by the Board in violation of *Alabama Administrative Code 530-X-2-.04(c & d)*.
2. Respondent admits that Respondent's agent attempted to fill an out-of-date 20 lb. cylinder in violation of *NFPA 58 (1998 Edition) 4-2.2.4*.

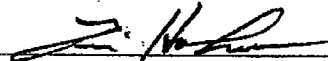
- 3. Respondent admits that Respondent's agent failed to properly use scales to fill a 20 lb. cylinder by weight in violation of *Alabama Administrative Code 530-X-2-.04(a)*.

STIPULATED DISPOSITION

The Board and the Respondent agree that this action will be settled upon the following terms:

- 1. The Respondent agrees to remit a fine of \$ 1525 to the Board within 30 days of the Board's acceptance of this agreement. (*Failure to submit Certification form \$ 850; Failure to use scales when filling a cylinder \$450; Filling an out-of-date cylinder \$225*)
- 2. In consideration of Respondent's full and complete compliance with this Settlement Agreement and the terms hereof, the Board agrees to forego the pursuit of its administrative remedies available under Alabama Law.
- 3. The Respondent waives his rights pursuant to Ala. Code Sec. 41-22-12; and Ala. Admin. Code Sec. 530-X-1-03 including, but not limited to, the opportunity for a hearing before the Board.
- 4. This Settlement Agreement shall become effective upon the execution by the parties and upon approval by the Board. Upon approval by the Board, this agreement shall be made a part of the official minutes of the Board's next regularly scheduled meeting. Respondent acknowledges and understands that the official minutes of the Board will be published on the Board's website.
- 5. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review or to otherwise challenge or contest the validity of the Settlement Agreement, the stipulated facts, conclusions of law and impositions of discipline herein.

Signed this 1 day of March, 2013.



 Tim Holmes, Respondent
 Director of Fleet & Safety
 Inergy Propane, LLC



 Mark Nelson, Administrator
 Alabama Liquefied Petroleum Gas Board