

**DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS****PUBLIC SAFETY SERVICES**

KATHLEEN BABINEAUX BLANCO
GOVERNOR

CHARLES M. FULLER
EXECUTIVE
DIRECTOR

10/10/2007

AD # 1620

TO ALL DEALERS:

WARNING!!!! WARNING!!!! WARNING!!!!

COMPLIANCE AUDITS ARE ONGOING STATEWIDE IN REFERENCE TO FILLING OUT-OF-DATE CYLINDERS, NOT USING SCALES WHEN FILLING CYLINDERS AND OTHER COMMISSION RULES AND REGULATIONS.

STATE POLICE –Transportation and Environmental Safety Section - SPECIAL NOTICE!!!

Please notify T.E.S.S., as a courtesy, prior to flaring any L. P. Gas tanks. Toll free number is 1-877-925-6595.

TO ALL DEALERS “CONDEMNED INSTALLATIONS” – IMPORTANT NOTICE!!!

Any L. P. Gas or Anhydrous Ammonia installation or system found **“NOT”** in compliance with the Revised Statutes or the Commission’s Rules and Regulations will be **“CONDEMNED”** for further use until compliance is achieved. This will be accomplished by posting a **“CONDEMNED INSTALLATION”** decal on the installation or system or by publishing it in the monthly AD letter.

SPECIAL NOTICE!!! SPECIAL NOTICE!! SPECIAL NOTICE!!!

The L. P. Gas Commission requires proof of insurance **on a Commission proprietary certificate of insurance form as of November 1, 2005.** This proprietary certificate of insurance will be provided via facsimile or via mail upon request or can be downloaded from our website at www.dps.state.la.us/lpg/home.html . Insurance requirements are \$1,000,000 in each class of insurance required by Commission rules.

IMPORTANT NOTICE

SEVERAL NEW RULES AND SOME AMENDED RULES ARE EFFECTIVE JULY 1, 2007.

Please refer to our web site for these new rules and amended rules.

AS A REMINDER TO ALL NEW APPLICANTS AND SUPPLIERS, Application requests shall be ADMINSTRATIVELY GRANTED by the office of the Director upon completion of ALL Commission requirements as set forth in the Louisiana Administrative Code, Title 55, and the Louisiana Revised Statutes of 1950, as amended. Requirements vary by permit class but include submission of a formal application, permit fee, filing fee, certificate of insurance on approved proprietary form, and may include employee certification, sketch of installations, and/or

inspections of transport vehicles. Under the authority of the Director, the applicant may engage in the specified L.P. Gas business immediately as a licensed permit holder with the Commission. The application process is finalized by the Commission ratifying the permit at their first subsequent meeting after the applicant has completed all necessary requirements.

TRAINING AVAILABLE

****TRAINING ON HOW TO PROPERLY CONDUCT LEAK CHECKS AS WELL AS ANY OTHER SAFETY TRAINING THAT MAY BE NEEDED CAN BE DONE BY ANY INSPECTOR. CONTACT THE INSPECTOR FOR YOUR AREA TO HELP WITH ANY TRAINING.****

******REMINDER****REMINDER******

The L. P. Gas Commission Web Home Page Internet address is www.dps.state.la.us/lpg/home.html .

The Liquefied Petroleum Gas Commission continued its regular meeting on Thursday, September 20, 2007, at 7919 Independence Blvd., Conference Room B, Baton Rouge, LA. The meeting was called to order by the Chairman, Mr. James Hopson, with the following members present:

Mr. Greg Morrison, Commissioner
Mr. Jimmy Long, Commissioner

VIOLATIONS

Ferrellgas LP, 4000 Benton Rd – ATTN: Jimmy McConathy, Bossier City, LA 71111 Docket # 70056

1. Did install an ASME tank (Serial #2SG038914) and failed to submit an installation report as required; thus violating LAC 55:IX.159 (A). Found guilty and assessed a penalty of \$150.00;

Ferrellgas LP, 4000 Benton Rd – ATTN: Jimmy McConathy, Bossier City, LA 71111 Docket # 70057

1. Did install an ASME tank (Serial #9SK001700) and failed to submit an installation report as required; thus violating LAC 55:IX.159 (A). Found guilty and assessed a penalty of \$150.00;

Ferrellgas LP, 4000 Benton Rd – ATTN: Jimmy McConathy, Bossier City, LA 71111 Docket # 70058

1. Did place a system into service at a place of public assembly (Country Livin RV Park–wash house) without an approved sketch; thus violating LAC 55:IX.179(C)(3). Found guilty and assessed a penalty of \$250.00.
2. Did fail to provide documentation of a leak test as required; thus violating LAC 55:IX.175 (B)(h). Found guilty and assessed a penalty of \$150.00.

Ferrellgas LP, 4000 Benton Rd – ATTN: Jimmy McConathy, Bossier City, LA 71111 Docket # 70059

1. Did place a system into service at a place of public assembly (Rite Way Grocery) without an approved sketch; thus violating LAC 55:IX.179 (C)(3). Found guilty and assessed a penalty of \$250.00.
2. Did fail to provide documentation of a leak test as required; thus violating LAC 55:IX.175 (B)(h). Found not guilty upon rendering evidence and testimony, and dismissed charge.

Ferrellgas LP, 4000 Benton Rd – ATTN: Jimmy McConathy, Bossier City, LA 71111 Docket # 70060

1. Did place a system into service at a place of public assembly (Natchez Country Kitchen) without an approved sketch; thus violating LAC 55:IX.179 (A). Found guilty and assessed a penalty of \$250.00.
2. Did fail to provide documentation of a leak test as required; thus violating LAC 55:IX.175 (B)(h). Found guilty and assessed a penalty of \$150.00.

Sabine Butane Gas Co., P.O. Box 8798 – ATTN: Randall Despino, Alexandria, LA 71306 Docket # 70061

1. Did fail to have the required meter calibration on (delivery) truck (#801) as required; thus violating LAC 55:IX.165 (B). Found guilty and assessed a penalty of \$150.00; Penalty suspended provided there are no further violations for one year, if documentation of calibration can be produced within thirty (30) days.

Sabine Butane Gas Co., P.O. Box 8798 – ATTN: Randall Despino, Alexandria, LA 71306 Docket # 70062

1. Did fail to have the required meter calibration on (delivery) truck (#803) as required; thus violating LAC 55:IX.165 (B). Found guilty and assessed a penalty of \$150.00; Penalty suspended provided there are no further violations for one year, if documentation of calibration can be produced within thirty (30) days.

Avoyelles Outdoors Inc, 822 Tunica Dr West – ATTN: Larry Dupuy, Marksville, LA 71351 Docket # 70063

1. Did allow Mac Ford to fill an out-of-date DOT cylinder (4-85, Serial #9506709R); thus violating LAC 55:IX.181 (E)(10). Found guilty in absentia and assessed a penalty of \$350.00.

Marksville Lil Quickie, 806 N. Preston St – ATTN: Hesham Magid, Marksville, LA 71351 Docket # 70064

1. Did allow Mazen A. Abdelqader to fill a DOT cylinder without a card of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950 as amended. Postponed until October.

Cyclone Cylinder Exchange, P.O. Box 995 – ATTN: Edwin Williams, Brookshire, TX 77423 Docket # 70065

1. Did place a filled DOT cylinder in a cage for sale (Louisiana CVS Pharmacy LLC #5297) without an approved sketch; thus violating LAC 55:IX.159 (2). Found guilty and assessed a penalty of \$250.00.

Cyclone Cylinder Exchange, P.O. Box 995 – ATTN: Edwin Williams, Brookshire, TX 77423 Docket # 70066

1. Did place a filled DOT cylinder in a cage for sale (Louisiana CVS Pharmacy LLC #5304) without an approved sketch; thus violating LAC 55:IX.159 (2). Found guilty and assessed a penalty of \$250.00.

Cyclone Cylinder Exchange, P.O. Box 995 – ATTN: Edwin Williams, Brookshire, TX 77423 Docket # 70067

1. Did place a filled DOT cylinder in a cage for sale (Louisiana CVS Pharmacy LLC #5338) without an approved sketch; thus violating LAC 55:IX.159 (2). Found guilty and assessed a penalty of \$250.00.

Cyclone Cylinder Exchange, P.O. Box 995 – ATTN: Edwin Williams, Brookshire, TX 77423 Docket # 70068

1. Did place a filled DOT cylinder in a cage for sale (Louisiana CVS Pharmacy LLC #5611) without an approved sketch; thus violating LAC 55:IX.159 (2). Found guilty and assessed a penalty of \$250.00.

Marvin's Texaco, 3890 Hwy 308 – ATTN: Marvin Robichaux, Raceland, LA 70394 Docket # 70069

1. Did allow Donald Earls to fill an out-of-date cylinder (11/94); thus violating LAC 55:IX181 (E)(10). Found guilty and assessed a penalty of \$250.00; Commission vacates November 1, 2006, order on Docket # 70394, implementing the \$250.00 penalty that was suspended provided there were no further violations for one year.
2. Did allow Donald Earls to fill a DOT cylinder without a card of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950, as amended. Found guilty and assessed a penalty of \$150.00

APPLICATIONS

The following applicants for a Class 6X Permit were heard and are hereby ratified by Commission:

Anacoco Mercantile LLC 1678 Front St Anacoco, LA 71403	Crossroads Grocery & Deli N.W. Corner Hwy 514 & US 71 Coushatta, LA 71019
IAC Liquidating Trust LLC d/b/a Cenla Express P O Box 868, 1409 Dunn St Houma, LA 70360	IAC Louisiana LLC d/b/a Cenla Express P O Box 868, 1409 Dunn St Houma, LA 70360
D & H Hardware & Automotive Inc 599 Fuller Rd Doyline, LA 71023	French Market Seafood 2600 Florida St Mandeville, LA 70448
Mac's Supermarket of Jena Inc 2438 East Oak Street Jena, LA 71342	Jaber & Sons Inc d/b/a Quick Check Food Mart 5815 East Judge Perez Violet, LA 70092
Southern Express 1171 Entrance Road Leesville, LA 71446	Booth's Desiard U-Pak-It Inc 5600 Desiard Monroe, LA 71203
J & S Boyett Inc d/b/a Lincoln Rd U-Pak-It 591 Lincoln Road Monroe, LA 71203	Loyola Discount Zone LLC 2845 Loyola Drive Kenner, LA 70065
Broussard's Supermarket Inc d/b/a Nunu's Fresh Mkt 509 Lafayette Youngsville, LA 70592	

SEPTEMBER 2007 **FIRES AND ACCIDENTS**

RELATED:

FIRE: Inspectors Len Hodges and Terry McLain reported a fire at the residence of Richard Lienhop, Amite, LA. Exact cause of explosion is undetermined at this time. Serious injuries sustained by occupant. Product loss is unknown.

UNRELATED:

FIRE: LacoX Inc., Franklinton, reported a fire at the facility of Low Tide, Sun, LA. Cause of fire was not reported. No injuries or product loss was reported.

FIRE: LacoX Inc., Franklinton, reported a fire destroyed a residence of Travis Byrd, Covington, LA. Probable cause was lighting. No injuries or product loss reported.

FIRE: Lake Arthur Butane Co. Inc., Lake Arthur, reported a fire destroyed the residence of Diamond W. Ranch, Welsh, LA. Possible caused by damage to hose from valve to burner. No injuries. No product loss reported.

FIRE: Bayou Propane, Bossier City, reported a fire destroyed a residence of Bernadine Wilson, Haughton, LA. Cause was unknown. No injuries or product loss reported.

INCIDENT: Ferrellgas LP, Scott, LA, reported a **not-at-fault** incident which occurred at Regent Broadcasting Co., Lafayette, LA, after a tree limb fell and broke the liquid withdraw valve. Around 300 gallons of LP gas released. No fire occurred. No injuries were reported.

SEPTEMBER 2007 **CONDEMNED/UNCONDEMNED SYSTEMS**

THERE WERE NO CONDEMNED/UNCONDEMNED SYSTEMS TO REPORT FOR SEPTEMBER 2007.

The Liquefied Petroleum Gas Commission will meet at 2:00 p.m., Wednesday, October 24, 2007, at 7919 Independence Blvd, Conference Room B, Baton Rouge, LA. The meeting is for routine business transpiring during the month and will be continued at 8:30 a.m., Thursday, October 25, 2007, at 7919 Independence Blvd, Conference Room B, Baton Rouge, LA. Thursday morning, violations will be heard and applications for permits will be considered.

VIOLATIONS

Marksville Lil Quickie, 806 N. Preston St – ATTN: Hesham Magid, Marksville, LA 71351 Docket # 70064

1. Did allow Mazen A. Abdelqader to fill a DOT cylinder without a card of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950, as amended.

B & B Grocery, P O Box 147 – ATTN: Jeffery Brouillette, Counterpoint, LA 71323 Docket # 70070

1. Did move a filled DOT cylinder cage without an approved sketch; thus violating LAC 55:IX.159 (2)(f).

Amerigas Propane L. P., 523 Jake Creel Rd – ATTN: Bobby Sharp, Dodson, LA 71422 Docket # 70071

1. Did place filled DOT cylinders in a cage for sale (B&B Grocery) without an approved sketch; thus violating LAC 55:IX.159 (2)(f).
2. Did place filled DOT cylinders in a cage for sale (B&B Grocery) without proper crash protection; thus violating LAC 55:IX.181 (E)(13)(a – b), NFPA 58-1995-5-2.

Good Time RV Repair LLC, 17884 Lake Charles Hwy–ATTN:Y Bradley, Leesville, LA 71446 Docket # 70072

1. Did engage in the L.P. Gas business without the required (Class 2) permit; thus violating R. S. 40:1847 (A) (1) of the Louisiana Revised Statutes of 1950, as amended.
2. Did fail to submit an installation report and inspection and testing of the L.P. gas system upon delivery of a new travel trailer as required; thus violating LAC 55:IX.113 (2)(c).

Ace Transportation Inc., P O Box 91714 – ATTN: Richard Yandle, Lafayette, LA 70509 Docket # 70073

1. Did engage in the L.P. Gas business without obtaining the proper permit; thus violating R.S. 40:1847 (A) (1) of the Louisiana Revised Statutes of 1950, as amended.
2. Did allow trailer (Lic # W59091) to transport L.P. Gas over the highways of the state of Louisiana without the proper placards; thus violating LAC 55:IX.181 (A), NFPA 58-1995 6.3.1.2, CFR 49 172.504 (c)(1).
3. Did fail to provide proof of insurance as required; thus violating LAC 55:IX.107 (3).
4. Did allow Sean D. Damitz to transport a DOT cylinder without a card of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950, as amended.

Griffin's Station & Marina, 113 West 202nd St. – ATT: BJ Griffin, Galliano, LA 70354 Docket # 70074

1. Did allow Neil McKinny to fill an out-of-date DOT cylinder (2-87, Serial # C4499276); thus violating LAC 55:IX.181 (E)(10).
2. Did allow Neil McKinny to leave a DOT cylinder unattended while liquid transfer was in progress; thus violating LAC 55:IX.181 (A), NFPA 58-1995 4-2.1.1.
3. Did allow Neil McKinny to fill a DOT cylinder (Serial # C4499276) without the use of scales; thus violating LAC 55:IX.181 (E)(8).
4. Did allow Neil McKinny to fill a DOT cylinder without a card of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950, as amended.

Leblanc's Service Station, P O Box 134 – ATTN: David Leblanc, Larose, LA 70373 Docket # 70075

1. Did allow David Leblanc to fill an out-of-date DOT cylinder (3-94, Serial # 374592); thus violating LAC 55:IX.181 (E)(10).
2. Did allow David Leblanc to leave a DOT cylinder unattended while liquid transfer was in progress; thus violating LAC 55:IX.181 (A), NFPA 58-1995 4-2.1.1.

Allied Shipyard Inc, P O Box 1240 – ATTN: Gavin Callais, Larose, LA 70373 Docket # 70076

1. Did allow Stephen H. Callais to fill a DOT cylinder (Serial # 8700102X) without the use of scales; thus violating LAC 55:IX.181 (E)(8).
2. Did allow Stephen H. Callais to fill a DOT cylinder without a card of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950, as amended.
3. Did allow Stephen H. Callais to fill an out-of-date DOT cylinder (4-93, Serial # 8700102X); thus violating LAC 55:IX.181 (E)(10).

Hartman's True Value, 13171 Hwy 90 East – ATTN: Charles Hartman, Boutte, LA 70039 Docket # 70077

1. Did allow Edwin L. Hartman to fill a DOT cylinder (Serial # G0008847) without the use of scales; thus violating LAC 55:IX.181 (E)(8).

Somme's Marina, 4298 Hwy 90 East – ATTN: Danny Somme, Des Allemands, LA 70030 Docket # 70078

1. Did allow Joseph B. Frieze to fill an out-of-date DOT cylinder (11-91, Serial # A6121961); thus violating LAC 55:IX.181 (E)(10).
2. Did allow Joseph B. Frieze to fill a DOT cylinder (Serial # A6121961) without the use of scales; thus violating LAC 55:IX.181 (E)(8).

Ewing's Of Innis Inc., 6360 LA 1 – ATTN: Al Ewing, Batchelor, LA 70715 Docket # 70079

1. Did allow Cora Lee Polk to fill an out-of-date DOT cylinder (01-94, Serial # 549217); thus violating LAC 55:IX.181 (E)(10).
2. Did allow Cora Lee Polk to fill a DOT cylinder without a card of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950, as amended.

Carol's Shell, P O Box 523 – ATTN: Carol Breau, Lockport, LA 70374-0089 Docket # 70080

1. Did allow Carol Breau to fill an out-of-date DOT cylinder (4-93, Serial # Z2980993); thus violating LAC 55:IX.181 (E)(10).

Superior RV&MH Specialist LLC, 3200 N Bolton Ave–ATTN:L Miller, Alexandria LA 71301 Docket # 70081

1. Did engage in the L.P. Gas business without the required (Class 2) permit; thus violating R.S. 40:1847 (A) (1) of the Louisiana Revised Statutes of 1950, as amended.
2. Did fail to provide a (Class 2) certificate of insurance as required; thus violating LAC 55:IX.107 (3).
3. Did allow employees to work on L.P. Gas systems without cards of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950, as amended.
4. Did engage in the L.P. Gas business without the required (Class 7) permit; thus violating R.S. 40:1847 (A) (1) of the Louisiana Revised Statutes of 1950, as amended.
5. Did fail to provide a (Class 7) certificate of insurance as required; thus violating LAC 55:IX.107 (3).
6. Did allow employees to transport L.P. Gas cylinders without cards of competency; thus violating R.S. 40:1849 (C)(1) of the Louisiana Revised Statutes of 1950, as amended.

Broadmoor Citgo, 4523 Youree Dr. – ATTN: Cathryn Mills, Shreveport, LA 71105 Docket # 70082

1. Did continue to engage in the L.P. Gas business without paying the required (Class 6X) permit fee; thus violating R.S. 40:1849 (A) of the Louisiana Revised Statutes of 1950, as amended.

Papa J's Hwy Mart LLC, 50479 Hwy 1072 – ATTN: John Hickman, Franklinton, LA 70438 Docket # 70083

1. Did continue to engage in the L.P. Gas business without paying the required (Class 6) permit fee; thus violating R.S. 40:1849 (A) of the Louisiana Revised Statutes of 1950, as amended.

Nishat Inc., 1214 2nd St – ATTN: Fakrul Islum, Crowley, LA 70526 Docket # 70084

1. Did continue to engage in the L.P. Gas business without paying the required (Class 6X) permit fee; thus violating R.S. 40:1849 (A) of the Louisiana Revised Statutes of 1950, as amended.

Riverbend Spur, 200 Bigner Rd – ATTN: Irwin B. McAdams, Mandeville, LA 70471 Docket # 70085

1. Did continue to engage in the L.P. Gas business without paying the required (Class 6X) permit fee; thus violating R.S. 40:1849 (A) of the Louisiana Revised Statutes of 1950, as amended.

Sam's Country Corner, 201 N Elm St. – ATTN: Kimmy L Ly, Haughton, LA 71037 Docket # 70086

1. Did continue to engage in the L.P. Gas business without paying the required (Class 6X) permit fee; thus violating R.S. 40:1849 (A) of the Louisiana Revised Statutes of 1950, as amended.

Village Market & Deli, 14448 Hwy 73 – ATTN: Reyad Hamdan, Prairieville, LA 70769 Docket # 70087

1. Did continue to engage in the L.P. Gas business without paying the required (Class 6X) permit fee; thus violating R.S. 40:1849 (A) of the Louisiana Revised Statutes of 1950, as amended.

APPLICATIONS

The following applicant has applied for a Name Change and is to be ratified by the Commission:

R & Y LLC Veterans Store (Class 6X) Change To: R & Y LLC 2316 Veterans Blvd. Metairie, LA 70002

The following applicants have applied for a Class 6 Permit, were administratively granted and are to be ratified by the Commission:

Hinh's Seafood LLC 12246 Tams Dr. – ATTN: Simon Le Baton Rouge, LA 70815	Rozy's One Stop LLC 1142 Effie Hwy – ATTN: Scott Roszell Deville, LA 71328
Slagle Grocery P O Box 141 – ATTN: Steve Haymon Slagle, LA 71475	

The following applicants have applied for a Class 6X Permit and are to be ratified by the Commission:

Frank's Supervalu 13934 W Main Larose, LA 70373	Po Boy Depot LLC 4101 Ames Blvd Marrero, LA 70072
Baron Oil LLC d/b/a Corner Market 12609 Airline Dr. Destrehan, LA 70047	J & N Truck Stop Inc. 9706 E Main St Houma, LA 70363
IAC Louisiana LLC d/b/a Acadian Express P O Box 868, 1409 Dunn St. Houma, LA 70360	Bronco Stop 393 North Hwy 171 Lake Charles, LA 70611
Taylor's Country Store 18340 Hwy 190 Reeves, LA 70658	U Pak It # 462 Sanders 801 Country Club Rd Lake Charles, LA 70605

SPECIAL NOTICE : IT IS REQUIRED THAT ALL NEW CLASS 6 APPLICANTS ATTEND THE SAFETY MEETING IMMEDIATELY FOLLOWING THE THURSDAY COMMISSION

HEARING.

NOTICE : ALL APPLICANTS FOR NEW PERMITS MUST HAVE A REPRESENTATIVE (OWNER, MANAGER OR OFFICER) AT THE MEETING ON **THURSDAY, OCTOBER 25, 2007, AT 7919 INDEPENDENCE BLVD., CONFERENCE ROOM B, BATON ROUGE, LOUISIANA.** THE ONLY EXCEPTIONS ARE CLASS 6-X, R-1 & R-2 REGISTRATIONS, 7-E & A4-E EMERGENCY PERMITS AND NAME CHANGES FOR SUCH.

BY ORDER OF THE
LIQUEFIED
PETROLEUM GAS
COMMISSION

CHARLES M. FULLER,
DIRECTOR