



SUSANA MARTINEZ, GOVERNOR

David Martin, *Cabinet Secretary*

Butch Tongate, *Deputy Secretary*

## **NEWS RELEASE**

**July 2, 2012**

**Contact:** Jim Winchester  
Communications Director  
New Mexico Environment Department  
(505)231-8800 / [jim.winchester@state.nm.us](mailto:jim.winchester@state.nm.us)

### **Environment Department Reaches Settlement with Advantage Asphalt**

(Santa Fe, NM) – The New Mexico Environment Department announces that it has entered into a Settlement Agreement with Advantage Asphalt and Seal Coating, LLC to resolve the violations contained in an Administrative Compliance Order issued by the Department on September 20, 2010.

The settlement includes payment of a \$75,000 civil penalty and voluntarily termination of Advantage Asphalt’s commercial solid waste hauler registration. NMED Secretary Dave Martin signed a Stipulated Final Order approving the Settlement Agreement.

“The Settlement Agreement resolves a case that was of major concern to the Department,” said Secretary Martin. “The mishandling of asbestos waste is a significant public health issue. Advantage Asphalt has committed to us that such an incident will not happen again. I look forward to the company’s long-term compliance.”

The Compliance Order alleged violations of the New Mexico Solid Waste Act and Rules, citing the improper handling, transportation and disposal of regulated asbestos waste in Bloomfield, New Mexico. The Department determined through additional investigation that while regulated asbestos waste was improperly disposed, such waste was not disposed at the Bloomfield High School, as originally alleged in the Compliance Order. Advantage Asphalt does not contest, and accepts responsibility for, the allegations in the Compliance Order.

###