



UNITED STATES  
ENVIRONMENTAL PROTECTION  
AGENCY  
WASHINGTON, D.C. 20460

OFFICE OF  
LAND AND EMERGENCY  
MANAGEMENT

**ACKNOWLEDGEMENT OF CONSENT**

11/16/2022

Rod F Armbruster  
M3 RESOURCES USA, LLC  
3535 GRANDVIEW PARKWAY SUITE 325  
BIRMINGHAM, AL 35243

EPA Notice ID: 032793/09E/22

Dear Rod F Armbruster:

This letter, including the enclosures, serves as the Acknowledgment of Consent (AOC) for EPA Notice ID 032793/09E/22 for the following waste stream numbers: 001. This AOC letter is valid from 11/16/2022 to 10/28/2023.

Enclosed you will find special instructions for exports under this AOC, as well as a copy of the notice. Also appended are the consented values for your notice.

Sincerely,

A handwritten signature in black ink that reads "Eva H. Kreisler".

Eva Kreisler, Senior Attorney  
International Branch  
Office of Resource Conservation and Recovery

Enclosures

## Special Instructions for Hazardous Waste under 40 CFR Part 262 Subpart H

Please be advised of the following special RCRA requirements for export shipments of hazardous waste, including those hazardous wastes managed under the alternate management standards of 40 Code of Federal Regulations (CFR) Part 266 or 40 CFR Part 273 (or state equivalents). These export requirements are found at Title 40 CFR Part 262, Subpart H - Transboundary Movements of Hazardous Waste for Recovery or Disposal, Section 262.83 – Exports of Hazardous Waste.

1. In accordance with §262.83(b)(3), if you wish to change any of the terms of the original notice, you must renotify EPA. See §262.83(b)(3) for details on what changes require renotification. Renotifications must be submitted electronically using EPA's Waste Import Export Tracking System (WIETS), or its successor system. Any shipment using the requested changes cannot take place until the countries of import and transit consent to the renotification and the exporter receives an EPA Acknowledgment of Consent (AOC) letter documenting the countries' consents to the renotification.
2. A U.S. hazardous waste manifest (RCRA manifest) must accompany each shipment of hazardous waste, unless it is otherwise exempted from RCRA manifest requirements (e.g., spent lead acid batteries and universal waste are not federally required to be RCRA manifested) while the shipment is within the United States. For RCRA manifested export shipments, the RCRA manifest for each shipment must identify the shipment as an export and list the point of departure from the United States in Item 16. The EPA consent number for each waste in the shipment (see table below for values to use) must be listed on the RCRA manifest, matched to the relevant list number for the hazardous waste from block 9b. If additional space is needed, the exporter should use a Continuation Sheet(s) (EPA Form 8700 22A) (§262.83(c)).
3. You or your U.S. authorized agent must submit the following items in the Electronic Export Information (EEI) for each shipment (§262.83(a)(6)(ii)):
  - i) Submit Electronic Export Information (EEI) for each shipment to the Automated Export System (AES) or its successor system, under the International Trade Data System (ITDS) platform, in accordance with 15 CFR 30.4(b).
  - ii) Include the following items in the EEI for each shipment, along with the other information required under 15 CFR section 30.6 (see pages Q-8 and Q-9 in Appendix Q of the Automated Export System AESTIR at <https://www.cbp.gov/document/guidance/ace-aestir-appendix-x-hts-codes-pgas>):
    - (1) EPA license code (described as 'EPA License Required Indicator' in Appendix Q);
    - (2) Commodity classification code per 15 CFR 30.6(a)(12);
    - (3) EPA consent number (described as 'EPA consent number' in Appendix Q, see table below for values to use);
    - (4) Country of ultimate destination per 15 CFR 30.6(a)(5);
    - (5) Date of export per 15 CFR 30.6(a)(2);
    - (6) Quantity of waste in shipment and units for reported quantity, if required reporting units established by value for the reported commodity classification number are in units of weight or volume per 15 CFR 30.6(a)(15); **OR**
    - (7) EPA net quantity reported in units of kilograms, if required reporting units established by value for the reported commodity classification number are not in units of weight or volume.

Waste Stream Number	EPA Consent Number for Waste Stream (for EEI and RCRA Manifest, if required to be RCRA Manifested)
001	032793E22001

4. You must prepare and ensure that an international movement document accompanies each shipment from the initiation of the shipment until it reaches the foreign receiving facility (§262.83(d)). Per contracts or equivalent arrangements, you must also require that the foreign receiving facility send a copy of the signed international movement document to confirm receipt within three working days of shipment delivery to you, and to the competent authorities of the countries of import and transit. For contracts that will be in effect on or after the electronic import-export reporting compliance date, the contracts must additionally specify that the foreign receiving facility send a copy electronically to EPA using EPA's WIETS at the same time on or after the electronic import-export reporting compliance date (§262.83(f)(4)). Receipt of this signed international movement document serves as confirmation of receipt of the hazardous waste shipment.

5. Also per contracts or equivalent arrangements, you must require the foreign receiving facility to send a copy of the signed and dated confirmation of recovery or disposal, as soon as possible, but no later than 30 days after completing recovery or disposal on the waste in the shipment and no later than one calendar year following receipt of the waste, to the exporter and to the competent authority of the country of import. For contracts that will be in effect on or after the electronic import-export reporting compliance date, the contracts must additionally specify that the foreign receiving facility send a copy to EPA electronically at the same time using EPA's WIETS on or after the electronic import-export reporting compliance date (§262.83(f)(5)).
6. In accordance with §262.83(h), you must file an exception report with EPA if any of the following occurs:
  1. You have not received a copy of the RCRA hazardous waste manifest (if shipment required to be RCRA manifested) signed by the transporter identifying the point of departure of the hazardous waste from the United States, within forty-five (45) days from the date it was accepted by the initial transporter, in which case you must file the exception report within the next thirty (30) days;
  2. You have not received a written confirmation of receipt from the foreign receiving facility in accordance with §262.83(d) within ninety (90) days from the date the waste was accepted by the initial transporter, in which case you must file the exception report within the next thirty (30) days;
  - or
  3. The foreign receiving facility notifies you, or the country of import notifies EPA, of the need to return the shipment to the U.S. or arrange alternate management, in which case you must file the exception report within thirty (30) days of notification, or one (1) day prior to the date the return shipment commences, whichever is sooner.
7. You must electronically file an export annual report by March 1 of each year using WIETS, or its successor system. (§262.83(g)).
8. You must keep records of AOC letters, export annual reports, exception reports, confirmations of receipt and confirmations of recycling or disposal for at least three years (§262.83(i)). You may satisfy these recordkeeping requirements by retaining electronically submitted documents in your account on WIETS, provided that copies are readily available for viewing and production if requested by any EPA or authorized state inspector.

All shipments of hazardous waste must conform to all applicable state and federal hazardous waste regulations and transportation requirements, as well as these specific export requirements.

## Notification document for transboundary movements/shipments of waste

<b>1. Exporter - notifier</b> Registration No: ALR000060210 Name: M3 RESOURCES USA, LLC Address: 3535 GRANDVIEW PARKWAY SUITE 325 , BIRMINGHAM AL, 35243 United States Contact person: ROD ARMBRESTER Tel: 205-972-1998 Fax: Email: ROD@M3RESOURCES.NET	<b>3. Notification No:</b> 032793/09E/22 <b>Notification concerning</b> A.(i) Individual shipment: <input type="checkbox"/> [ (ii) Multiple shipments: <input checked="" type="checkbox"/> B.(i) Disposal (1): <input type="checkbox"/> [ (ii) Recovery: <input checked="" type="checkbox"/> C. Pre-consented recovery facility (2;3) <input type="checkbox"/>
<b>2. Importer - consignee</b> Registration No: Name: M3 RESOURCES MEXICO S.DE.R.L.DE C. V. Address: NORTHERN INDUSTRIAL AVENUE BLOCK 6 LOT 1/ NORTHERN INDUSTRIAL PARK , REYNOSA TAMPAS TAM, 88736 Mexico Contact person: ESMERALDA BAZAN CRUZ Tel: 011528999292100 Fax: Email: ESMERALDA@M3RESOURCES.NET	<b>4. Total intended number of shipments:</b> 1700 Annually <b>5. Total intended quantity (4):</b> 3.0E7 KG <b>6. Intended period of time for shipment(s) (4):</b> First departure: 11/16/2022 Last departure: 10/28/2023 <b>7. Packaging type(s) (5):</b> Other (Please specify) <b>Special handling requirements (6):</b> Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/>
<b>8. Intended carrier(s)</b> Registration No: TXR000024067 19-I-015D-09 Name: TRISA COMERCIAL, S.A. DE C.V. Address: CALLE JUANITA LLAGUNO NO. 119, COL. LA CONCORDIA , SANTA CATARINA NLE, 66168 Mexico Contact person: JOSE VALENZUELA Tel: 018183361603 Fax: Email: OPERACIONESMAT02@TRISA.COM.MX Means of transport (5): Road * More details in Annex A	<b>11. Disposal / recovery operation(s) (2)</b> D-code / R-code (5): R4 Technology employed (6): Reason for export (1;6): Recycling and Recovery <b>12. Designation and composition of the waste (6):</b> See Annex B <b>13. Physical characteristics (5):</b> See Annex B <b>14. Waste identification</b> (fill in relevant codes) Total Shipments Annually: 1700 (i) Basel Annex VIII (or IX if applicable): A1160 (iv) National code in country of export: D002, D008 (ix) UN class (5): 8 (x) UN Number: UN2794 (xi) UN Shipping name: Batteries, wet, filled with acid, electric storage * More details in Annex B
<b>9. Waste generator(s) - producer(s)</b> Registration No: Name: Address: Contact person: Tel: Fax: Email:	<b>10. Disposal facility (2):</b> or recovery facility (2): X Registration No: Name: M3 RESOURCES MEXICO S.DE.R.L.DE C. V. Address: NORTHERN INDUSTRIAL AVENUE BLOCK 6 LOT 1/ NORTHERN INDUSTRIAL PARK , REYNOSA TAMPAS TAM, 88736 Mexico Contact person: ESMERALDA BAZAN CRUZ Tel: 011528999292100 Fax: Email: ESMERALDA@M3RESOURCES.NET Actual site of disposal/recovery:
<b>15. (a) Countries/States concerned, (b) Code no. of competent authorities where applicable, (c) Specific points of exit or entry (border crossing or port)</b>	
<b>16. Customs offices of entry and/or exit and/or export (European Community):</b> Entry: See Annex D Exit: See Annex E Export:	
<b>17. Exporter's - notifier's / generator's - producer's (1) declaration:</b> I certify that the information is complete and correct to my best knowledge. I also certify that legally enforceable written contractual obligations have been entered into and that any applicable insurance or other financial guarantee is or shall be in force covering the transboundary movement.	
Exporter's - notifier's name: Date: 10/06/2022 Signature: Rod F Armbruster Generator's - producer's name: Date: Signature:	<b>18. Number of annexes attached:</b> 4
FOR USE BY COMPETENT AUTHORITIES	
<b>19. Acknowledgement from the relevant competent authority of countries of import - destination / transit (1) / export - dispatch (9):</b> Country: Notification received on: Acknowledgement sent on: Name of competent authority: Stamp and/or signature:	<b>20. Written consent (1;8) to the movement provided by the competent authority of (country): Mexico</b> Consent given on: 11/16/2022 Consent valid from: 11/16/2022 until: 10/28/2023 Specific conditions: No: <input checked="" type="checkbox"/> If Yes, see block 21 (6): <input type="checkbox"/> Name of competent authority: Secretaría De Medio Ambiente Y Recursos Naturales (SEMARNAT) Stamp and/or signature:
<b>21. Specific conditions on consenting to the movement document or reasons for objecting</b> * More details in Annex B	

- (1) Required by the Basel Convention  
 (2) In the case of an R12/R13 or D13-D15 operation, also attach corresponding information on any subsequent R12/R13 or D13-D15 facilities and on the subsequent R1-R11 or D1-D12 facilit(y)ies when required  
 (3) To be completed for movements within the OECD area and only if B(ii) applies  
 (4) Attach detailed list if multiple shipments

- (5) See list of abbreviations and codes on the next page  
 (6) Attach details if necessary  
 (7) Attach list if more than one  
 (8) If required by national legislation  
 (9) If applicable under the OECD Decision

### Annex A: Intended Carriers

Registration No	Name	Address	Contact
TXR000024067	TRISA COMERCIAL, S.A. DE C.V.	CALLE JUANITA LLAGUNO NO. 119, COL. LA CONCORDIA SANTA CATARINA NLE, 66168 Mexico	JOSE VALENZUELA Tel: 018183361603 Fax: Email: OPERACIONESMAT02@TRISA.COM.MX
TXR000081448	AUTO FLETES GOMEZ LEAL S.A.DE C.V.	AV.VISTA HERMOSA 405 COL.VISTA HERMOSA REYNOSA TAM, 88710 Mexico	MANUEL GOMEZ Tel: 8999230190 Fax: Email: MGOL@GRUPOGOR.COM.MX

### Annex B: Waste Streams

Waste Stream Number	Waste Description	D/R Code	Determined Quantity	Waste Identification	Determination	Comments
1	Spent lead acid batteries, whole filled with acid, not "non spillable"  Shipping Frequency: 1700 Annually  Packaging type: Other (Please specify)	R4	3.0E7 KG	(i) Basel Annex VIII (or IX if applicable): A1160 (iv) National code in country of export: D002, D008 (vii) Y-code: (viii) H-code (5): Other waste codes: (ix) UN class (5): 8 (x) UN Number: UN2794 (xi) UN Shipping name: Batteries, wet, filled with acid, electric storage Physical Characteristics: Solid	Consent	

### Annex D: Ports of Entry

Port Name	Country
Cd. Reynosa, Tamaulipas	Mexico
Matamoros, Tamaulipas	Mexico

### Annex E: Ports of Exit

Port Name	Country
Texas, Pharr	United States
Texas, Progreso	United States
Texas, Brownsville	United States