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## PRESS RELEASE

EMBARGO: NONE  
DATE: MAY 11, 2022  
TIME: 6:00 p.m. CST  
DISTRIBUTION ALL WIRE SERVICES  
ORIGINATION WOOD COUNTY, TEXAS

**CITATION REQUIRED: TRAILS COUNTRY REPORTER (NEWS & WIRE SERVICES)**

PAGES Three (3) with attachment of videos and copy of Court's Injunction  
<https://www.dropbox.com/scl/fo/cckx1fxky1o5ykd0f66vx/h?dl=0&rlkey=0v2yhh8k459reci40uwblhs8f>

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# Judge McCampbell of Texas 402<sup>nd</sup> District Court Grants Temporary Injunction against Sigma

## *Attorneys for Plaintiffs / Defendants Agree to Conditional Terms*

[Winnsboro, Wood County, TX] A hearing was held at 1:30 on Wednesday, May 11 in the third-floor courtroom of Wood County Courthouse in downtown Quitman, and was packed to the brim with Winnsboro and rural county citizens, upset, sick and concerned from over 11 months of smelling a stinky plume of pollutants from the nearby chicken fertilizer plant.

It is reported by the plaintiff's attorneys that 31 litigants are filed in the lawsuit against Texas Sigma Partners LLC, Sigma Agriscience LLC, Steven Ryan Hawkins, Hawk Litter Services LLC, American Terminal and Export Co. Inc. regarding the plant in Winnsboro.

The terms of the mutual agreement for the temporary injunction include Texas Sigma Partners LLC, a chicken fertilizer manufacturing plant, to cease all operations immediately and until such times the facility is full and complete compliance of the TCEQ Permit by Rule (PBR) terms, state laws and all city of Winnsboro ordinances.

In the docket, a petition in Case No. 2022-87 was filed 25 April 2022, and the Orders of the Court included a temporary restraining order (TRO) on April 28. However, the plant was documented in continuing manufacturing operations despite the TRO, often deep into the night bellowing out smoke and particulate matter, as documented by reporting citizens. In a May 4th video, a thick smokey plume is seen emerging from the plant stack and floating across adjacent roadways and TX Hwy 11, and onto nearby residential and business properties.



(continued, pg. 3 of 3 "Injunction Against Sigma" Press Release)

*"IT IS FURTHER ORDERED that the Plant be and hereby is commanded forthwith to desist and refrain from operating until such time as the Plant creates and implements a TCEQ approved Stormwater Pollution Prevention Plan ("SWPPP") and applies for coverage under the TCEQ 2021 Multi-sector General Permit (MSGP) for Industrial Facilities. The MSGP stipulates that the permittee shall implement all pollution prevention practices that are determined to be necessary, reasonable, and effective to protect the water quality in receiving waters, or that are necessary to remain compliant with this general permit. The Plant must establish Best Management Practices to reduce the discharge and potential discharge of pollutants including phosphorus, ammonia and sediment in stormwater and to minimize exposure of areas of the site with industrial activity to stormwater. Raw materials should not be stored outdoors and exposed to stormwater. Non-stormwater discharge (dry-weather flow) from the plant is prohibited by the MSGP.*

*"IT IS FURTHER ORDERED that the Plant be and hereby is commanded forthwith to desist and refrain from any of the following specified activities: 1. Discharging any visible emissions from the Plant until such time as the terms of this Order are met; 2. Processing any material, such as cow manure, that was not previously disclosed to the TCEQ, as part of the TCEQ permitting process; 3. Operating the Plant in excess of the number of hours and days permitted by the TCEQ; 4. Exceeding the Plant's certified emissions rates with the TCEQ for hourly or annual emissions of particulate matter, sulfur dioxide, ammonia, or other air contaminants; 5. Trespassing at any time onto Plaintiffs' real property through any discharge of water and sediment from the Plant that is polluted with E. coli, ammonia, or phosphorus; 6. Trespassing at any time onto Plaintiffs' real property through the Plant's emission of fumes, gas, noxious odor, or smoke; and 7. Taking any action to circumvent the enforcement of the general air quality rules in violation of 30 Tex. Admin. Code S 101.3."*

The court order concludes with the mandate that "IT IS FURTHER ORDERED that should the Plant violate any of the terms of this order, then Defendants are commanded to report all known violations of this Order to the Court by filing a notice within 24 hours of the known violation(s)."

The 402<sup>nd</sup> District court also set another date of August 23, 2022 to evaluate compliance with the temporary injunction, with trial dates of February 13-17, 2023 set for the lawsuit.

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