

**IOWA DEPARTMENT OF NATURAL RESOURCES
ADMINISTRATIVE CONSENT ORDER**

IN THE MATTER OF: ANDREW MEHMEN Operator No. 8400	ADMINISTRATIVE CONSENT ORDER 2020-WS- 05
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To: Andrew Mehmen dba Mehmen Consulting
9100 Deer Ridge Drive
Cedar Rapids, IA 52411

I. SUMMARY

The Iowa Department of Natural Resources (DNR) and Andrew Mehmen dba Mehmen Consulting (Mehmen Consulting) hereby agree to the issuance of this administrative consent order (Order) pertaining to Mr. Mehmen's status as a certified operator in the fields of drinking water treatment and drinking water distribution.

Any questions regarding this Order should be directed to:

Noah Poppelreiter, Attorney for the DNR
Wallace State Office Building
502 East Ninth Street
Des Moines, Iowa 50319-0034
Phone: 515-725-8248

II. JURISDICTION

Iowa Code 455B, Division III, part 2, and 567 Iowa Administrative Code (IAC) chapter 81 provide for the regulation of certified operators for drinking water treatment and drinking water distribution. 567 IAC 81.17(3)"a" provides that the DNR and a certified operator may enter into a settlement agreement regarding the operator's certification.

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III. STATEMENT OF FACTS

1. Andrew Mehmen neither agrees nor denies these statements of facts, including any results of the DNR's investigation, and enters into this Order for settlement purposes only.
2. Andrew Mehmen holds a Grade I certification in drinking water treatment and a Grade I certification in drinking water distribution.
3. After an investigation into Andrew Mehmen's operation of facilities under his professional control, the DNR initiated a disciplinary action against Andrew Mehmen. This disciplinary action culminated in the DNR filing case number 21DNRL0002. This consent order is a settlement agreement in that case.

IV. AGREEMENT

Therefore, DNR and Andrew Mehmen agree to the following terms as a settlement of case number 21DNRL0002 under 567 IAC 81.17(3)"a":

1. Starting immediately on close of business on December 31, 2020, Andrew Mehmen shall voluntarily surrender his certifications for drinking water treatment and drinking water distribution.
2. Andrew Mehmen understands that after his voluntary surrender of his certifications he will not be entitled for period of two years starting January 1, 2021, to seek renewal or reapplication of certifications under section 455B.213 and/or 567 IAC chapter 81.
3. Andrew Mehmen understands that after his voluntary surrender of his certifications, he will no longer be permitted to engage in any activity that requires valid certification, such as taking or recording the content water samples, conducting testing, or certifying the veracity of information or data collected from a drinking water treatment facility.
4. Upon signature of this Order, the DNR will move to continue the hearing in case number 21DNRL0002 to a date in 2021 which fits with the court's schedule.
5. After the voluntary surrender of Andrew Mehmen's certifications on December 31, 2020, the DNR will move to dismiss case number 21DNRL0002.

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V. WAIVER OF APPEAL RIGHTS

This Order is entered into knowingly by, and with the consent of, Andrew Mehmen. By signing this Order, Andrew Mehmen waives all rights to any hearing or appeal of this Order.


ANDREW MEHMEN

Dated this 21 day of
November, 2020


KAYLA LYON, DIRECTOR
Iowa Department of Natural Resources

Dated this 12th day of
November, 2020

Field Office 1, Field Office 6, Noah Poppelreiter, EPA, II.D.