SYNOPSIS: This reports the actions taken by the Hearing Board during the period of May 1 through May 31, 2008.

COMMITTEE: Not Applicable
RECOMMENDED ACTION:
Receive and file this report.

Edward Camarena
Chairman of Hearing Board

Two summaries are attached: Rules From Which Variances and Orders for Abatement Were Requested in 2008 and May 2008 Hearing Board Cases.

The total number of appeals filed during the period May 1 to May 31, 2008 is 1, and the total number of appeals filed during the period of January 1 to May 31, 2008 is 9.

| Rules from which Variances and Order for Abatements were Requested in 2008 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | 2008 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| \# of HB Actions* |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| Involving |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| Rules |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 109 |  |  |  |  |  | 1 |  |  |  |  |  |  |  | 1 |
| 109(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 109(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 201 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 201.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 202 |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 202(a) |  | 1 |  |  | 5 | 2 |  |  |  |  |  |  |  | 8 |
| 202(b) |  | 1 | 1 |  | 2 |  |  |  |  |  |  |  |  | 4 |
| 202(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 203 |  | 2 |  |  |  |  |  |  |  |  |  |  |  | 2 |
| 203(a) |  |  | 1 | 2 |  | 2 |  |  |  |  |  |  |  | 5 |
| 203(b) |  | 7 | 5 | 5 | 13 | 6 |  |  |  |  |  |  |  | 36 |
| 204 |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 208 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218.1(b)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218(b)(2) |  | 1 |  |  |  | 1 |  |  |  |  |  |  |  | 2 |
| 218(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218(f)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 221(b) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 301 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 301(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401 |  | 1 |  | 1 |  |  |  |  |  |  |  |  |  | 2 |
| 401(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b)(1) |  | 1 | 1 | 1 | 3 |  |  |  |  |  |  |  |  | 6 |
| 401(b)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 402 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 403(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 403(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 403(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 404 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 404(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 405 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 405(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 405(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a) |  | 1 | 1 |  | 1 |  |  |  |  |  |  |  |  | 3 |
| 407(a)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 410(d) |  |  |  |  | 1 |  |  |  |  |  |  |  |  | 1 |
| 431 |  |  |  |  |  | 1 |  |  |  |  |  |  |  | 1 |
| 431.1(c)(2) |  | 1 |  |  |  | 1 |  |  |  |  |  |  |  | 2 |
| 431.1(c)(3)(C) |  |  |  |  |  | 1 |  |  |  |  |  |  |  | 1 |
| 431.1(d)(1) |  | 1 |  |  | 1 |  |  |  |  |  |  |  |  | 2 |
| 431.1(d)(1), Att A(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 442 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461 |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 461(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(B) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 461(c)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(F)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(F)(iv) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(F)(v) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(H) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


|  | 2008 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 461(c)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(D)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(H) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(M) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 461(c)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(4)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(d)(5)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2)(A) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 461(e)(2)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2)(B)(i) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 461(e)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(3) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 461(e)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(3)(C)(i)(I) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(3)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(3)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(5) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 461(e)(7)(c)(v) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(c)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(c)(4)(B)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(c)(7)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(B) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 462(d)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(E)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(F) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(G) |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 462(d)(2)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(1)(E)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(2)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(h)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(1)(A)(I)-(iv) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(1)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(e)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(e)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 464(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 468 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 468(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 468(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102(c)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1103(d)(2) |  |  |  |  | 1 |  |  |  |  |  |  |  |  | 1 |
| 1105.1(d)(1)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1105.1(d)(1)(A)(iii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1106(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


|  | 2008 Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1106.1(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1106.1(c)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1107(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1107(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1107(d) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.1 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2 |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 1110.2(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(C) |  |  |  |  | 1 |  |  |  |  |  |  |  | 1 |
| 1110.2(e)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(e)(1)(B)(i)(II) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(e)(1)(B)(i)(III) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(e)(1)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(f) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(f)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(f)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1113(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1113(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(1)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(1)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(5)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(5)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(e) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(g)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(g)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(i)(5)(B)(i) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(j)(1)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(j)(1)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(j)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(6) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(7) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(8) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(e)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(h) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(h)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(h)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(h)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(c)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(c)(2)(E) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(2)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(2)(D) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(4)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(g)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(j) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1124 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1124(c)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1124(c)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1124(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1125(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1125(c)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1125(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1128(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1128(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1130 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1130(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1130(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


|  | 2008 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1131 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1131(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1132(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1132(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1133(d)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1133.2(d)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(d)(2)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(f) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(g)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(4)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1136 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1136(c)(1)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1137(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(g)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(h)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146(c)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146(c)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146(d)(6) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(a)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(a)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(c)(2)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(e)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.2 |  |  |  | 1 |  | 1 |  |  |  |  |  |  |  | 2 |
| 1146.2(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.2(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1148.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1 |  |  |  | 2 |  |  |  |  |  |  |  |  |  | 2 |
| 1150.1(d)(1)(C)(i) |  |  |  | 1 |  | 2 |  |  |  |  |  |  |  | 3 |
| 1150.1(d)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(6) |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 1150.1(d)(7) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(6)(A)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(6)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(f)(1)(A)(iii)(I) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(f)(1)(H)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(c)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1153(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1153(c)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158 |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1158(d)(2) |  | 1 |  |  | 1 |  |  |  |  |  |  |  |  | 2 |


|  | 2008 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1158(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(7) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(7)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(10) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1164(c)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1164(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1166(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1166(c)(2)(F) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1168 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1168(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1168(h)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(1)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(1)(b)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(5)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(6) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(d) |  |  | 1 |  |  |  |  |  |  |  |  |  |  | 1 |
| 1173(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(g) |  |  | 1 |  |  |  |  |  |  |  |  |  |  | 1 |
| 1175 |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1175(c)(2) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1175(c)(4)(B) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1175(c)(4)(B)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(4)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(4)(B)(ii)(I) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(4)(B)(ii)(II) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(d)(4)(ii)(II) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(2)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(6)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(1)(A)(xiii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(1)(A)(xiv) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(3)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(4)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1186.1 |  | 1 |  | 1 |  |  |  |  |  |  |  |  |  | 2 |
| 1189(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1189(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1195.0 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1195(d)(1)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1303 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1303(a)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1401(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1401(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1401(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1405(d)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(d)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1415(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1418(d)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(d)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(d)(1)(G) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(d)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(e)(1)(A)(vii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(e)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |




Report of May 2008 Hearing Board Cases

| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance or Order | Excess Emissions |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 1. Canoga Hotel Corporation Case No. 5693-1 (J. Panasiti) | 1146.2 | Petitioner sought variance to continue operating boiler in violation of emissions standards in Rule 1146.2 | Opposed/Denied | Ex Parte EV denied. | N/A |
| 2. City of Los Angeles Hyperion Treatment Plant Case No. 1212-30 (E. Sernel) | $\begin{array}{\|l} 203(\mathrm{~b}) \\ 431.1(\mathrm{c})(2) \\ 431.1(\mathrm{c})(\mathrm{B})(\mathrm{C}) \end{array}$ | Petitioner seeks to continue operating sewage treatment plant, and flare gases with an increased concentration of sulfur compound while it repairs the emissions control system. | Not Opposed/Granted | SV granted commencing on the date specified in the notice given pursuant to Condition No. 1 of the Order. The variance shall be for eight (8) days to occur between 7/13/08 and 8/30/08, inclusive. | SOx: $51 \mathrm{lbs} / \mathrm{day}$ |
| 3. City of Pasadena Water \& Power Case No. 2244-25 (N. Feldman) | $\begin{aligned} & 203(\mathrm{~b}) \\ & 218(\mathrm{~b})(2) \\ & 2012(\mathrm{c})(2)(\mathrm{A}) \\ & 3002(\mathrm{c})(1) \end{aligned}$ | Petitioner seeks to continue operating gas turbine while it repairs a malfunctioning continuous emissions monitoring system. | Not Opposed/Granted | Ex Parte EV granted commencing 5/16/08 and continuing for 30 days or until 6/15/08. | None |
| 4. Inland Empire Energy Center, LLC Case No. 5695-1 (C. Engelhardt) | $\begin{aligned} & 202(\mathrm{a}) \\ & 2004(\mathrm{f})(1) \\ & 3002(\mathrm{c}) \end{aligned}$ | Petitioner seeks additional commissioning time to complete repairs of SCR and complete testing and tuning. | Opposed/Denied | Ex Parte EV denied. | N/A |
| 5. Inland Empire Energy Center, LLC Case No. 5695-1 (C. Engelhardt) | $\begin{aligned} & \text { 202(a) } \\ & 2004(\mathrm{f})(1) \\ & 3002(\mathrm{c}) \end{aligned}$ | Petitioner seeks additional commissioning time to complete repairs of SCR and complete testing and tuning. | Not Opposed/Granted | IV granted commencing upon the date notice is given pursuant to Condition No. 1 of the Order for a period of 96 non-consecutive hours and continuing through 8/26/08 or until the SV hearing currently scheduled for $6 / 12 / 08$, whichever comes first. | NOx: 90.2 lbs/ total NH3: 49 lbs/total |
| 6. James Hardie Building Products Inc. Case No. 5694-1 (N. Feldman) | 203(b) | Petitioner seeks to operate auxiliary boiler in lieu of operating main boiler, while main boiler is repaired. Petitioner seeks to run the auxiliary boiler for longer than the monthly limit allowed in its permit, due to the time needed to complete repairs to the main boiler. | Not opposed/Granted | Ex Parte EV granted commencing 5/15/08 and continuing for 30 days or until the IV hearing currently scheduled for $5 / 28 / 08$, whichever comes first. | NOx: TBD by $5 / 30 / 08$ |


| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance or Order | Excess <br> Emissions |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 7. SCAQMD vs. Andres Vela, individually and dba Andres Vela Refinish Case No. 5688-1 (T. Berrera) | $\begin{aligned} & 109 \\ & \text { 203(a) } \end{aligned}$ | SCAQMD seeks enforcement order requiring respondent to cease operating spray paint booth until respondent obtains a permit. | Not Stipulates/Issued | O/A issued and stayed until close of business for SCAQMD on $6 / 3 / 08$ respondent to file application and pay permit fees or respondent's business shall be shut down until the application is filed and the permit fees paid in full. | N/A |
| 8. SCAQMD vs. Eastern Municipal Water District Case No. 4937-17 (E. Sernel) | 203(a) | Respondent seeks to modify existing order to allow one portable engine to continue operating until July 30, 2008, so that respondent can continue providing water and sewage services while it completes a pump station upgrade. | Stipulated/Issued | Mod. O/A issued commencing 5/29/08 and continuing through $5 / 31 / 08$. The Hearing Board shall retain jurisdiction over this matter until 8/31/09. | N/A |
| 9. SCAQMD vs. LundayThagard Company Case No. 2033-10A (Consent Calendar) (C. Engelhardt) | $\begin{aligned} & \text { 203(b) } \\ & 431.1 \\ & 2004(\mathrm{f})(1) \end{aligned}$ | SCAQMD seeks imposition of stipulated order requiring respondent to complete work necessary to bring various pieces of refinery equipment into compliance with District rules. | Stipulated/Issued | Mod. O/A issued commencing 5/28/08 and continuing through $9 / 30 / 08$. The Hearing Board shall retain jurisdiction over this matter until9/30/08. | N/A |
| 10. SCAQMD v. Penrose <br> Landfill Gas <br> Conversion, LLC <br> Case No. 5490-4 <br> (E. Sernel) | $\begin{aligned} & \text { 203(b) } \\ & 1110.2(\mathrm{~d})(1)(\mathrm{C}) \\ & 1150.1(\mathrm{~d})(1)(\mathrm{C})(\mathrm{i}) \\ & 3002(\mathrm{c})(1) \end{aligned}$ | SCAQMD seeks enforcement order requiring respondent to complete source testing and limit operation of engines to repair, maintenance and testing until compliance is achieved. | Stipulated/Issued | O/A issued commencing 5/20/08 and continuing through7/18/08. The Hearing Board shall retain jurisdiction over this matter until 7/18/08. | N/A |
| 11. Waste Management Disposal \& Recycling Services, Inc. Case No. 3824-9 (E. Sernel) | $\begin{aligned} & \text { 203(b) } \\ & 1150.1(\mathrm{~d})(1)(\mathrm{C})(\mathrm{i}) \\ & 3002(\mathrm{c})(1) \end{aligned}$ | Petitioner seeks to postpone source test on an engine that is not currently operating, until such time as petitioner is able to repair the engine and return it to operating condition. | Not Opposed/Granted | RV granted commencing 6/1/08 and continuing through 4/30/09, the FCD. | NOx: TBD <br> SOx: TBD <br> CO: TBD <br> PM: TBD <br> VOC: TBD <br> On date written source test results submitted to District but in no event later than 4/30/09. |


| Case Name and | Rules | Reason for Petition | District Position/ <br> Hearing Board Action | Type and Length of Variance <br> or Order |
| :--- | :--- | :--- | :--- | :--- |

Key to Acronyms
CO: Carbon Monoxide
EV: Emergency Variance
FCD: Final Compliance Date
MOD: O/A Modification of an Order for Abatement
N/A: Not Applicable
NH3: Ammonia
NOx: Oxides of Nitrogen
O/A: Order for Abatement
PM: Particulate Matter
RV: Regular Variance
SCR: Selective Catalytic Reduction Unit
SOx: Oxides of Sulfur
SV: Short Variance
TBD: To be determined

