REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of January 1 through January 31, 2009.

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 2009 and January 2009 Hearing Board Cases.

The total number of appeals filed during the period January 1 to January 31, 2009 is 0.

| Rules from which Variances and Order for Abatements were Requested in 2009 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | 2009 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| \# of HB Actions* |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| Involving |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| Rules |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 109 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 109(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 109(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 201 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 201.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 202 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 202(a) |  | 3 |  |  |  |  |  |  |  |  |  |  |  | 3 |
| 202(b) |  | 2 |  |  |  |  |  |  |  |  |  |  |  | 2 |
| 202(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 203 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 203(a) |  | 2 |  |  |  |  |  |  |  |  |  |  |  | 2 |
| 203(b) |  | 10 |  |  |  |  |  |  |  |  |  |  |  | 10 |
| 204 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 208 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218.1(b)(4)(C) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 218(b)(2) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 218(c)(1)(A) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 218(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218(f)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 221(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 301 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 301(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 402 |  | 2 |  |  |  |  |  |  |  |  |  |  |  | 2 |
| 403(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 403(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 403(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 404 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 404(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 405 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 405(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 410(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 430(b)(3)(A)(iv) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(c)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(d)(1), Att A(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 442 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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 |


|  | 2009 Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 461(c)(1)(H) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2)(B)(i) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(7) | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 462 |  |  |  |  |  |  |  |  |  |  |  |  | 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) | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 462(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(E)(ii) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(F) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(1)(G) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(d)(2)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(1)(E)(ii) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(1)(E)(i)(II) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(2)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(e)(4) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 462(h)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 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)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 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) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(e)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(e)(4) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(e)(5)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 463(g) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 464(b) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


|  | 2009 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 468 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 468(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 468(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102(c)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1103(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1105.1(d)(1)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1105.1(d)(1)(A)(iii) |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 1106(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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)(iii)(I) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1110.2(f)(1)(C)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1113(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1113(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(c)(4) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1118(c)(5) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 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(d)(10) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(12) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(g)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(g)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(i)(5)(B)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118()(1)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118()(1)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118()(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 |
| $1122(\mathrm{c})(2)(\mathrm{A})$ |  |  |  |  |  |  |  |  |  |  |  |  |  | 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 |


|  | 2009 Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 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 |
| 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)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 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 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.2(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1148.1(d)(6) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1 | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1150.1(d)(C)(i) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(1)(C)(i) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(4) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(6) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


|  | 2009 Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 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 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(7) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(7)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(10) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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 |
|  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(1)(b)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 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) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(g) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 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)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 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)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(3)(D) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(3)(E) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(4)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(g) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1186.1 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1189(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1195.0 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1195(d)(1)(D) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1303 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


|  | 2009 Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1303(a)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1303(a)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 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 |
| 1421(h)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(i)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1425(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(c) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(c)(8) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(g)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(h) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(I) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(j)(4)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(j)(4)(D) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(k)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1470 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1470(c)(8)(c)(iii)(II) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1470(c)(2)(C)(iv) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1470(c)(9) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(b)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(b)(4) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(c)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(f)(1) | 7 |  |  |  |  |  |  |  |  |  |  |  | 7 |
| 2004(k) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009(b)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009(c) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009(f)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1 |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1(c) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1(f)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1(f)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011 Appendix A |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011 Attachment C |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(c)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(c)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(f)(3) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(g) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(g)(1) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(k) |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(k) Appen. A, C | xcept E \& Att | C |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(k) Appen. A, C | Section A. 3 a- | A. 5 | B. 1 |  |  |  |  |  |  |  |  |  | 0 |



## Report of January 2009 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. Equilon Enterprises LLC dba Shell Oil Products US Case \#4982-80 (J. Panasiti) | $\begin{aligned} & \hline \hline \text { 202(a) } \\ & \text { 203(b) } \\ & \text { 462(d)(1)(A)(i) } \end{aligned}$ | VRS tank bladder serving bulk loading rack failed. Petitioner seeks to use permitted but not CARB certified thermal oxidizer to control VOCs while new bladder delivered and installed. | Not Opposed/Granted | Ex Parte EV granted commencing 1/30/09 and continuing for 30 days or until the IV hearing currently scheduled for 2/3/09, whichever comes first. | None |
| 2. ExxonMobil Oil Corporation Case \#1183-431 <br> (T. Barrera) | $\begin{aligned} & \text { 203(b) } \\ & \text { 2004(f)(1) } \end{aligned}$ | CO boiler and SCR will be bypassed during startup of FCCU after turnaround during which new ESPs are tied in to FCCU flue gas system. | Not Opposed/Granted | SV granted commencing 1/27/09 and continuing through 4/15/09. | NOx: 4,297 lbs/total for the variance period |
| 3. ExxonMobil Oil Corporation Case \#1183-433 (No Appearance; Consent Calendar) | $\begin{aligned} & \text { 203(b) } \\ & \text { 2004(f)(1) } \end{aligned}$ | SCR will be bypassed while needed preventative inspection/maintenance performed on air preheater unit. | Not Opposed/Granted | SV granted for a period Of 96 consecutive hours commencing upon the date given pursuant to notification provided in variance Condition No. 1 and continuing through 3/5/09. | NOx: up to 4,608 lbs/ total for the variance period (96 hrs) |
| 4. Inland Empire Energy Center, LLC Case \#5695-4 (T. Barrera) | $\begin{aligned} & \text { 202(a) } \\ & \text { 218(c)(1)(A) } \\ & \text { 2004(f)(1) } \\ & 3002(c)(1) \end{aligned}$ | One unit of new power generating plant experienced damage during the commissioning process. Additional time needed to complete commissioning of new power generation plant. | Not Opposed/Granted | RV granted commencing 1/14/09 and continuing through 10/16/09, the FCD. | NOx: 5,131 Ibs/total for the variance period <br> NH3: 575 lbs/total for the variance period <br> CO: $733 \mathrm{lbs} /$ total for the variance period |
| 5. Lunday-Thagard Company Case \#2033-22 <br> (No Appearance; Consent Calendar) | $\begin{aligned} & \text { 202(b) } \\ & \text { 2004(f)(1) } \end{aligned}$ | Petitioner must take incinerator out of service to install sulfur stack monitors required by Order for Abatement and RECLAIM rules. | Not Opposed/Granted | SV granted commencing 2/8/09 and continuing through 2/21/09. | None |


| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance or Order | Excess Emissions |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 6. Pacific Energy Resources, Ltd. <br> Case \#4636-14 <br> (T. Barrera) | $\begin{aligned} & \hline \hline 203(\mathrm{~b}) \\ & \text { 2004(f)(1) } \\ & 2012(\mathrm{j})(2) \end{aligned}$ | Offshore oil production turbine was not tested by 12/31/08. | Opposed/Dismissed | IV dismissed for lack of good cause. | N/A |
| 7. Pacific Energy Resources, Ltd. <br> Case \#4636-14 <br> (No Appearance; <br> Consent Calendar) | $\begin{aligned} & \text { 203(b) } \\ & \text { 2004(f)(1) } \\ & \text { 2012(j)(2) } \end{aligned}$ | Offshore oil production turbine was not tested by 12/31/08. | Not Opposed/Granted | RV granted commencing 1/29/09 and continuing through 4/29/09, the FCD. | None |
| 8. Paramount Petroleum Corporation Case \#2914-95 <br> (J. Panasiti) | $\begin{aligned} & \hline \text { 202(a) } \\ & \text { 202(b) } \\ & \text { 203(b) } \\ & \text { 1118(c)(4) } \\ & \text { 1118(c)(5) } \end{aligned}$ | New FGRS will be brought online following refinery turnaround. Excess emissions may occur during startup and shakedown of new FGRS. | Not Opposed/Granted | SV shall commence upon the date specified in the notices to be given pursuant to variance Conditions Nos. 4, 5 \& 8 and shall continue through 3/31/09. | PM10: 108 Ibs/total for the variance period <br> NOx: 125 Ibs/total for the variance period <br> ROG: 42 lbs/total for the variance period <br> CO: 242 lbs/total for the variance period <br> SOx: 600 lbs/total for the variance period |
| 9. Paramount Petroleum Corporation Case \#2914-93 (No Appearance; Consent Calendar) | $\begin{aligned} & \text { 203(b) } \\ & \text { 2004(f)(1) } \\ & \text { 2012(c)(2)(A) } \end{aligned}$ | Petitioner seeks to use bypass stacks during refinery turnaround. Petitioner seeks to use bypass stacks primarily during maintenance period when no fuel will be combusted, as well as, for two hours during startup following the turnaround. | Not Opposed/Granted | RV granted commencing 1/29/09 and continuing through 2/28/09, the FCD. | None |


| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance or Order | Excess Emissions |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 10. SCAQMD vs. Athens <br> Services <br> Case \#5655-2 <br> (C. Engelhardt) | 402 | Parties jointly requested short extension while conditions for longer extension negotiated. | Stipulated/Issued | Mod. O/A issued commencing 1/14/09. The Hearing Board shall retain jurisdiction over this matter until 1/28/09. | N/A |
| 11. SCAQMD vs. Athens <br> Services <br> Case \#5655-2 <br> (C. Engelhardt) | 402 | Petitioner requested modification to allow stepwise throughput increase based on successful compliance. | Stipulated/Issued | Mod. O/A issued commencing 1/27/09. The Hearing Board shall retain jurisdiction over this matter until two weeks following the date when the East Tunnel Enclosure with Automatic Door and the Transfer Trailer Enclosure are completed and approved pursuant to Section 2(d) and 4 of the Stipulation to Modify and Extend Abatement Order. | N/A |
| 12. SCAQMD vs. Jan's Energy Inc. dba Magic Gas Station Case \#5714-1 (T. Barrera) | $\begin{aligned} & \text { 203(a) } \\ & \text { 461(e)(7) } \end{aligned}$ | Respondent operating gasoline dispensing facility without permit and has failed to keep records as required. | Not Stipulated/Issued | O/A issued commencing 1/29/09. The Hearing Board shall retain jurisdiction over this matter until 1/29/11. | N/A |
| 13. SCAQMD vs. KUA Industry, Inc., dba Rancho Duarte Golf Course Case \#5612-1 (C. Engelhardt) | $\begin{aligned} & \hline \text { 203(b) } \\ & 1150.1 \end{aligned}$ | Operator of closed landfill gas recovery and disposal system continues in noncompliance. O/A modified to require Alternative Compliance Plan submittal. | Stipulated/Issued | Mod. O/A issued commencing 1/20/09. The Hearing Board shall retain jurisdiction over this matter until 2/28/10. | N/A |
| 14. SCAQMD vs. Sara Lee Food and Beverage Case \#5096-1 (Consent Calendar; No Appearance | $\begin{aligned} & \text { 203(a) } \\ & \text { 203(b) } \end{aligned}$ | Respondent operating various commercial baking equipment without permit to operate. | Stipulated/Issued | O/A issued commencing 1/27/09. The Hearing Board shall retain jurisdiction over this matter until 1/30/10. | N/A |
| 15. Waste Management Disposal \& Recycling Services, Inc. (Bradley) Case \#3824-10A (Consent Calendar; No Appearance) | $\begin{aligned} & \text { 203(b) } \\ & \text { 218(b)(2) } \\ & \text { 218.1(b)(4)(C) } \\ & \text { 1110.2(f)(1)(A)(iii)(I) } \\ & 3002(\mathrm{c})(1) \end{aligned}$ | Catastrophic breakdown of ICE and landfill gas flow problems prevented testing of CEMS by end of fiscal year. | Not Opposed/Granted | RV granted commencing 12/29/08 and continuing through 10/30/09, the FCD. | None |

## Acronyms

CARB: California Air Resources Board
CEMS: Continuous Emissions Monitoring System

## CO: Carbon Monoxide

ESP: Electrostatic Precipitator
EV: Emergency Variance
FGRS: Flare Gas Recovery System
FCCU: Fluid Catalytic Cracking Unit
FCD: Final Compliance Date
GDF: Gasoline Dispensing Facility
H\&S: Health \& Safety Code
ICE: Internal Combustion Engine
I/P: Increments of Progress
IV: Interim Variance
MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance
Mod. O/A: Modification of an Order for Abatement
NH3: Ammonia
NOV: Notice of Violation
NOx: Oxides of Nitrogen
O/A: Order for Abatement
PM: Particulate Matter
RECLAIM: Regional Clean Air Incentives Market
ROG: Reactive Organic Gas
RV: Regular Variance
SCR: Selective Catalytic Reduction
SOx: Oxides of Sulfur
SV: Short Variance
TBD: To be determined
TOC: Total Organic Compounds
VOC: Volatile Organic Compound
VRS: Vapor Recovery System

