BOARD MEETING DATE: March 6, 2009 AGENDA NO. 14

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

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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	n Varia	ances	and O	rder f	or Aba	teme	nts we	re Re	quest	ed in 2	2009	
	2009	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
# of HB Actions*	2000	oun	100	mar	71,01	may	- Curr	- Our	, iug	COP		7101	200	7 Otal 7 Total 7
Involving														
Rules														
109														0
109(c)														0
109(c)(1) 201														0
201.1														0
202														0
202(a)		3												3
202(b)		2												2
202(c)														0
203														0
203(a)		2 10												2 10
203(b) 204		10												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)														2
221(b)														0
301 301(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) 403(d)(1)(A)														0
403(d)(1)(A)														0
404														0
404(a)														0
405														0
405(a)														0
407														0
407(a)														0
407(a)(1)														0
407(a)(2)(A) 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) 431.1(d)(1), Att A(1														0
431.1(d)(1), All A(1	''													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) 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) 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) 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) 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) 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) 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) 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) 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) 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) 1118(j)(1)(A)(ii)														0
														0
1118(j)(1)(B)(ii)														0
1118(j)(1)(C)														0
1121(c)(2)(C)														
1121(c)(3) 1121(c)(6)														0
1121(c)(7)														0
1121(c)(7) 1121(c)(8)														0
1121(e)(3)														0
1121(b)														0
1121(h)(1)														0
1121(h)(2)														0
1121(h)(2)														0
1122(c)(2)(A)														0
1122(c)(2)(E)														0
1122(d)(1)(A)														0
1122(d)(1)(B)														0
1122(d)(1)(b)														0
1122(d)(3) 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)(3) 1122(e)(4)(A)														0
1122(e)(4)(B)														0
· · (U)(¬)(D)														J

11220    1124(c)(1)(A)		2009	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1124(1)174(1	1122(g)(3)														0
1124c(r)(1)c) 1124c(r)(1)c) 1124c(r)(1)c) 1125c(r)(1)	1122(j)														
1124c c t c c c c c c c c c c c c c c c c c	1124														0
1124(c)(4)															
1125c(r)(T)															
1125(c)(1)   0   1126(c)(1)   0   1130(c)(1)   0   1140(c)(1)   0   0   0   1140(c)(1)   0   0   0   0   0   0   0   0   0															
1125(c)(2)															-
1128(c)(1) 1128(c)(2) 1130 1130(c)(4) 1130(c)(4) 1131(1) 1131(1) 1131(1) 1131(1) 1131(1) 1131(1) 1131(1) 1131(1) 1131(1) 1131(1) 1132(c)(2) 1132(c)(3) 1132(c)(4) 1134(c)(7) 113															
1128(c)(2)   0   1130(c)(1)   0   1130(c)(4)   0   1130(c)(4)   0   1131(d)   0   1131(d)   0   1131(d)   0   1132(d)(2)   0   1132(d)(2)   0   1132(d)(2)   0   1132(d)(3)   0   1133(d)(8)   0   1133(d)(8)   0   1134(d)   0   1135(c)(3)   0   1135(c)(3)   0   1135(c)(3)   0   1135(c)(4)   0   11															
1130															
1130(c)(1)															
1130(r)(4) 0 1131(d) 0 1131(d) 0 1132(d)(2) 0 1132(d)(3) 0 1132(d)(6) 0 1133(d)(6) 0 1133(d)(6) 0 1133(d)(6) 0 1133(d)(6) 0 1134(r)(1) 0 1135(r)(2)(1) 0 1135(r)(3)(1) 0 1135(r)(4)(1)(1) 0 1135(r)(4)(1)(1)(1) 0 1135(r)(4)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)															
1131															
1131(d) 1132(d)(2) 1132(d)(3) 0 1132(d)(8) 0 1133(d)(8) 0 1133(d)(8) 0 1133(d)(8) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(2) 1135(c)(3) 0 1135(c)(3) 0 1135(c)(3)(C) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1135(c)(1)(1)(1)(1) 1136 0 1136(c)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)	1131														
1132(d)(2) 0 1133(d)(8) 0 1133(d)(8) 0 1133(d)(9) 0 1134(c) 1 134(c) 1 1134(d) 1 0 1134(d)(1) 0 1135(c)(3)(8) 0 1135(c)(3)(8) 0 1135(c)(4)(1) 0 1135(c)(4)(1)(1)(1)(1) 0 1135(c)(4)(1)(1)(1)(1)(1) 0 1135(c)(4)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)	1131(d)														
1132(d)(3) 0 1133(d)(8) 0 1133(d)(8) 0 1133(d)(6) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(1) 0 1134(d)(2) 1 1134(d)(2) 1 1135(c)(3)(3) 0 1135(c)(3)(3) 0 1135(c)(3)(3) 0 1135(c)(4)(1) 0 1146(c)(5) 0 1146(c)(5) 0 1146(c)(5) 0 1146(c)(5) 0 1146(c)(6) 0 1150(c)(6) 0 1150(c)(6)(6) 0 1150(c)(6	1132(d)(2)														0
1133 2(d)(8) 1134(c)(1) 1134(d) 1134(d)(1) 1135(c)(1)(3) 1135(c)(1)(3) 1135(c)(1)(4) 1135(c)(1)(4)(1) 1136(c)(1)(4)(1) 1136(c)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1)(1) 1136(c)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)	1132(d)(3)														0
1134(c) 1134(d) 1134(d) 1134(d) 10 1134(d)(1) 10 1134(d)(1) 10 1134(d)(1) 10 1134(d)(2)(B)(B) 10 1134(d)(2) 1134(d)(2) 1134(d)(2) 1135(c)(3) 10 1135(c)(3)(B) 10 1135(c)(3)(B) 10 1135(c)(4)(D) 10 1135(c)(4)(D) 10 1135(c)(4)(D) 10 1135(c)(1)(A)(D) 10 1136(c)(1)(A)(D) 10 1136(c)(1)(A)(D) 10 1136(c)(1)(A)(D) 10 1145(c)(C) 10 1145(c)(C) 10 1145(c)(C) 10 1146(c)(C) 10 1150(c)(C) 1150(c)(C)(C) 1150(c)(C)(C)(C) 1150(c)(C)(C)(C) 1150(c)(C)(C)(C) 1150(c)(C)(C)(C) 1150(c)(C)(C)(C) 1150(c)(C)(C)(C) 1150(c)(C)(C)(C) 1150(c)(C)(C)(C) 1150(c)(C)(C)(C)(C) 1150(c)(C)(C)(C)(C) 1150(c)(C)(C)(C)(C)(C) 1150(c)(C)(C)(C)(C)(C)(C)(C) 1150(c)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)(C)	1133(d)(8)														0
1134(c)(1) 134(d)(1) 134(d)(1) 134(d)(1) 134(d)(2)(1) 134(d)(2) 134(d)(2) 135(c)(3)(2) 135(c)(3)(3) 135(c)(3)(3) 135(c)(3)(3) 135(c)(4)(4) 135(c)(4)(4)(5) 135(c)(4)(7) 135(c)(6)(7) 135(c)(6)(7) 135(c)(7) 135	1133.2(d)(8)														0
1134(d) 1134(d)(1) 1134(d)(1) 1134(d)(2)(B)(ii) 1134(g)(2) 1134(g)(2) 1135(c)(3)(C) 1135(c)(3)(C) 1135(c)(3)(C) 1135(c)(4)(D) 1135(c)(4)(D) 1135(c)(4)(D) 1135(c)(4)(D) 1136(c)(1)(A)(C) 1137(d)(2) 1137(d)(2) 1137(d)(2) 1137(d)(2) 1145(c)(1) 1145(c)(1) 1146(c)(1) 1146(c)(1)(1) 1146(c)(1)(1) 1146(c)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1)(1) 1146(c)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)	1134(c)														0
1134(g)(1) 1134(g)(2)(B)(ii) 1134(g)(2) 1134(g)(2) 1134(g)(3) 1135(c)(3)(3) 1135(c)(3)(3) 1135(c)(4) 1135(c)(4)(1) 1136(c)(1)(A)(0) 1136 1136(c)(1)(A)(0) 1136(c)(1)(A)(0) 1136(c)(1)(A)(0) 1136(c)(1)(A)(0) 1137(d)(2) 1136(c)(1)(A)(0) 1137(d)(2) 1137(d)(2	1134(c)(1)														
1134(g)(2)(B)(f)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)	1134(d)														
1134(p)	1134(d)(1)														
1134(p)(2) 1135(c)(3)(B) 0 1135(c)(3)(B) 0 1135(c)(3)(C) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 0 1135(c)(1)(A)(D) 0 0 1135(c)(1)(A)(D) 0 0 1135(c)(1)(A)(D) 0 0 1145(c)(1) 0 0 1145(c)(2) 0 0 1145(c)(2) 0 0 1145(c)(2) 0 0 1145(c)(2) 0 0 1145(c)(3)(A) 0 0 1146(c)(3)(A) 0 0 1146(c)(5) 0 0 1146(c)(6) 0 0 1146(c)(6) 0 0 1146(c)(1) 0 0 1146(c)(1)(1) 0 0 1146(c)(1)(1) 0 0 1146(c)(1)(1) 0 0 1146(c)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1) 0 0 115(c)(1)(1)(1) 0 0 115(c)(1)(1)(1) 0 0 115(c)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)															
1135(c)(3)(B)															
1135(c)(3)(C) 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1136(c)(1)(A)(D) 0 1137(d)(D) 0 1137(d)(D) 0 1145(c)(1) 0 1145(c)(1) 0 1145(c)(1) 0 1145(c)(1) 0 1145(c)(1) 0 1145(c)(1) 0 1146(c)(3)(A) 0 1146(c)(6) 0 1146(d)(6) 0 1150(d)(6)(6) 0 1150(d)(6)(6)(6) 0 1150(d)(6)(6)(6) 0 1150(d)(6)(6)(6)(6) 0 1150(d)(6)(6)(6)(6)(6)(6)(6)(6)(6)(6)(6)(6)(6)	1134(g)(2)														
1135(c)3(C) 1135(c)(4) 0 1135(c)(4)(D) 0 1135(c)(4)(D) 0 1136(c)(1)(A)(0) 0 1136(c)(1)(A)(0) 0 1137(d)(2) 0 1145(c)(1) 0 1145(c)(2) 0 1145(c)(2) 0 1145(c)(2) 0 1145(c)(3) 0 1146(c)(5) 0 1146(c)(5) 0 1146(c)(5) 0 1146.1(c)(1) 0 1150.1(c)(1) 0 1150.1(c)(1)(1)(1) 0 1150.1(c)(1)(1)(1)(1)(1)(1) 0 1150.1(c)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)															
1135(c)(4)(D)															
1135(c)(4)(D) 0 1 1136(c)(1)(A)(i) 0 0 1137(d)(2) 0 0 1145(c)(1) 0 0 1145(c)(2) 0 0 1145(c)(2) 0 0 1145(c)(2) 0 0 1145(c)(3) 0 0 1146(c)(6) 0 0 1146(c)(6) 0 0 1146(c)(8) 0 0 1146(c)(9) 0 0 1146(c)(1) 0 0 115(c)(1) 0 0 115(c)(1)(1) 0 0 115(c)(1)(1)(1) 0 0 115(c)(1)(1)(1) 0 0 115(c)(1)(1) 0 0 115(c)(1)(1)(1) 0 0 115(c)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1)(1)(1) 0 0 115(c)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)															
1136 (1)(A)(i) 1136(c)(1)(A)(i) 1137(d)(2) 1145(c)(1) 1145(c)(2) 1145(c)(2) 1145(c)(2) 1145(c)(3)(A) 1145(c)(3)(A) 1146(c)(5) 1146 1146 1146(c)(5) 1146.1(a)(6) 1146.1(a)(2) 1146.1(a)(3) 1146.1(b) 1146.1(c)(1) 1150.1(c)(1) 1150.1(c)(1)(1) 1150.1(c)(1)(1) 1150.1(c)(1)(1) 1150.1(c)(1)(1) 1150.1(c)(1)(1) 1150.1(c)(1)(1) 1150.1(c)(2)(1)															
1138(c)(1)(A)(i) 1145(c)(1) 1145(c)(2) 1145(b)(2) 1145(b)(1)(E) 1145(b)(1)(E) 1146 1146 1146 1146 1146 1146 1146 114															
1137(d)(2) 1145(c)(1) 0 1145(c)(2) 0 1145(c)(2) 0 1145(c)(2) 0 1146(1)															
1145(c)(1) 0 1145(g)(2) 0 1145(g)(1) 0 1145(g)(2) 0 1145(g)(1)(1)(1) 0 1146(c)(3)(A) 0 1146(c)(5) 0 1146(c)(5) 0 1146(1)(6) 0 1146.1 0 114															
1145(c)(2) 1145(c)(2) 1145(c)(2) 1146(c)(3) 1146(c)(3) 1146(c)(3) 1146(c)(3) 1146(c)(6) 1150(c)(6) 1150(c)(6)(6) 1150(c)(6)(6)(6) 1150(c)(6)(6)(6) 1150(c)(6)(6)(6) 1150(c)(6)(6)(6) 1150(c)(6)(6)(6) 1150(c)(6)(6)(6)(6) 1150(c)(6)(6)(6)(6) 1150(c)(6)(6)(6)(6) 1150(c)(6)(6)(6)(6) 1150(c)(6)(6)(6)(6)(6) 1150(															
1145(g)(2)															
1145(h)(1)(E) 0 1146(c)(3)(A) 0 1146(c)(5) 0 1146(c)(5) 0 1148(d)(6) 0 1146.1(a)(2) 0 1146.1(a)(2) 0 1146.1(a)(3) 0 1146.1(c)(1) 0 1150.1(d)(1)(1) 0 1150.1(d)(1)(1)(1) 0 1150.1(d)(1)(1)(1) 0 1150.1(d)(1)(1)(1) 0 1150.1(d)(1) 0 1150.1(e)(1) 0 1150.1(e)(1) 0 1150.1(e)(1) 0 1150.1(e)(1) 0 1150.1(e)(1) 0 1150.1(e)(1)(1) 0 1150.1(e)(1)(1) 0 1150.1(e)(2) 0 1150.1(e)(3)(B) 0 1150.1(e)(3)(B) 0															-
1146(G)(3)(A) 0 1148(G)(3)(A) 0 1148(G)(5) 0 1148(G)(6) 0 1148.1 0 1148.1 0 1148.1(a)(B) 0 1148.1(b) 0 1148.1(c)(1) 0 1148.1(c)(2)(B) 0 1148.1(c)(3) 0 1148.1(c)(3) 0 1148.1(c)(3) 0 1148.1(c)(1) 0 1148.1(c)(1) 0 1148.1(c)(1) 0 1148.1(c)(1) 0 1150.1 1 1 1 1150.1(d)(1) 1 1150.1(d)(1) 0 1150.1(e)(1) 0 1150.1(e)(1)(1) 0 1150.1(e)(1)(1) 0 1150.1(e)(2) 0 1150.1(e)(3)(B) 0 1150.1(e)(2)(C) 0 1150.1(e)(3)(B)															
1146(c)(3)(A)															
1146(c)(5) 1146(d)(6) 0 1146(d)(6) 0 1146.1(a)(2) 0 1146.1(a)(8) 0 1146.1(b) 0 1146.1(c)(1) 0 1146.1(c)(1) 0 1146.1(c)(3) 0 1146.1(c)(3) 0 1146.1(c)(3) 0 1146.1(c)(3) 0 1146.1(c)(1) 0 1146.1(c)(1) 1146.1(c)(1) 1146.1(c)(1) 1150.1(c)(1) 1150.1(c)(1) 1150.1(d)(6) 1150.1(e)(1) 1150.1(e)(1)(1) 1150.1(e)(1)(1)(1) 1150.1(e)(1)(1)(1)(1) 1150.1(e)(1)(1)(1)(1) 1150.1(e)(1)(1)(1)(1) 1150.1(e)(1)(1)(1)(1) 1150.1(e)(1)(1)(1)(1) 1150.1(e)(1)(1)(1)(1)(1) 1150.1(e)(1)(1)(1)(1)(1) 1150.1(e)(1)(1)(1)(1)(1)(1) 1150.1(e)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)															
1146(d)(6) 1146.1 1146.1(a)(2) 0 1146.1(a)(8) 1146.1(b) 0 1146.1(b) 0 1146.1(c)(1) 0 1146.1(c)(2)(B) 0 1146.1(c)(3) 0 1146.1(e)(1) 0 1146.2 0 1146.2 0 1146.2 0 1146.2(c)(1) 0 1150.1(d)(5) 1 1 1 1150.1(d)(C)(i) 0 1150.1(d)(5) 1 150.1(d)(5) 0 1150.1(d)(7) 0 1150.1(e)(1) 0 0 1150.1(e)(1)(C) 0 0 1150.1(e)(1)(C) 0 0 1150.1(e)(1)(C) 0 0 1150.1(e)(3)(B)															
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1146.1(a)(8) 1146.1(b) 0 1146.1(c)(1) 0 1146.1(c)(2)(B) 0 1146.1(c)(3) 1146.1(e) 1146.1(e) 1146.1(e) 1146.1(e) 1146.1(e) 1146.2 0 1146.2 0 1146.2(c)(1) 10 1150.1(d) 1150.1(d)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)(1)	1146.1														0
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1146.1(c)(3) 1146.1(e) 1146.1(e) 1146.2 0 1146.2(c)(1) 1148.1(d)(6) 0 1150.1 1 1 1 150.1(d)(C)(i) 0 1150.1(d)(1)(C)(i) 0 1150.1(d)(1) 0 1150.1(d)(1) 0 0 1150.1(d)(7) 0 0 1150.1(e)(1) 0 0 1150.1(e)(1) 0 0 1150.1(e)(2) 0 0 1150.1(e)(1)(C) 0 0 1150.1(e)(1)(C) 0 0 0 1150.1(e)(1)(C) 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	1146.1(c)(1)														
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1146.1(e)(1)(B) 1146.2 0 1146.2(c)(1) 0 1148.1(d)(6) 1150.1 1 1150.1(d)(C)(i) 1 1150.1(d)(1)(C)(i) 1 1150.1(d)(4) 1 1150.1(d)(5) 1 0 1150.1(d)(6) 1 150.1(d)(7) 1 0 1150.1(e)(1) 1 0 1150.1(e)(3) 1 150.1(e)(1)(C)(1) 1 0 1150.1(e)(1)(C)(1) 1 0 1150.1(e)(1) 1 0 1150.1(e)(3) 1 0 1150.1(e)(1)(C)(1) 1 0 1150.1(e)(1)(C)(1) 1 0 1150.1(e)(1)(C)(1) 1 0 0 1150.1(e)(1)(C)(1) 1 0 0 1150.1(e)(1)(C) 1 0 0 1150.1(e)(1)(C) 1 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	1146.1(c)(3)														
1146.2 (c)(1) 0 0 1148.1 (d)(6) 0 0 1150.1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1146.1(e)														
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1150.1 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)(6) 0 1150.1(d)(7) 0 1150.1(e) 1 1150.1(e)(1) 0 1150.1(e)(2) 0 1150.1(e)(3) 0 1150.1(e)(1) 0 1150.1(e)(3) 0 1150.1(e)(1)(C) 0 1150.1(e)(2)(C) 0 1150.1(e)(3)(B) 0 0															
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			1												
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(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(d)(0)(i)														
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 0															
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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 0															
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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)(2)														
1150.1(e)(1)(C) 0 1150.1(e)(2)(C) 0 1150.1(e)(3)(B) 0	1150.1(e)(3)														
1150.1(e)(2)(C) 0 1150.1(e)(3)(B) 0	1150.1(e)(1)(C)														0
1150.1(e)(3)(B) 0	1150.1(e)(2)(C)														
1150.1(e)(3)(C)	1150.1(e)(3)(B)														0
	1150.1(e)(3)(C)														0

2	2009	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1150.1(e)(6)(A)(I)														0
1150.1(e)(6)(A)(ii)														0
1150.1(f)(1)(A)(iii)(I)														0
1150.1(f)(1)(H)(i)														0
1151 1151(c)(8)														0
1151(c)(8) 1151(2)														0
1151(5)														0
1151(d)(1)														0
1151(d)(1)														0
1151(e)(1)														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) 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)														•
1171(c)(4)														0
1171(c)(5) 1171(c)(5)(A)(i)														0
1171(c)(6)(A)(l)														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) 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) 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
1189(c)(3) 1195.0														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) 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) 1469(e)(1)														0
														0
1469(e)(2)														
1469(g)(2)														0
1469(h)														0
1469(I)														0
1469(j)(4)(A) 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) 2009(f)(2)														0
2009(1)(2)														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, Chap. 2, e	xcept E	& Atta	ch C											0
2011(k) Appen. A, Chap. 2, S	section	А.З а-с	, A.5 an	a B. 1-4										0

2009	Jan F	eb Ma	r Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
and Appen. A, Chap. 2, Section C.2.												0
2011(k) Appen. A, Chap. 2, Sections A		e.a. and	B.14									0
2012 Appen. A, Attach. C	,	-										0
2012 Appen. A, Attach. C, Section B.2	2											0
2012 Appen. A, Attach. C, Section B.2												0
2012 Appen. A												0
2012 Appen. A, Chap. 2												0
2012 Appen A, Chap. 2, Sec. A												0
2012 Appen A. Chap. 2. Sec. A1.g.												0
2012 Appen A, Chap. 2, Sec. B												0
2012 Appen A, Chap. 4.A.4												0
2012(c)(2)												0
2012(c)(2)(A)	1											1
2012(c)(2)(B)	•											0
2012(c)(3)												0
2012(c)(3)(A)												0
2012(c)(3)(B)												0
2012(c)(10)												0
2012(d)(2)												0
2012(d)(2) 2012(d)(2)(A)												0
												0
2012(d)(2)(D)												0
2012(e)(2)(B)												0
2012(g)(1)												0
2012(g)(3)												-
2012(h)(3)												0
2012(h)(4)												0
2012(h)(5)												0
2012(h)(6)												0
2012(i)												0
2012(j)(1)	_											0
2012(j)(2)	2											2
2012, Protocol (Appen. A) Chap. 2,												
Part A.1.a												0
2012, Protocol (Appen. A) Chap. 2,												
Part B.4												0
2012(m)												0
2012(m) Appen. A, Chp 2, except Sec	tions E 8	Attach (	).									0
2012(m) Appen. A, Attach. C												0
2012(m) Appen. A, Chap. 2, Sections	2.A.1 a-d	, e.g,										
and B. 1-4 and Appendix A, Chapter	3, Section	n C.2 a,	c & d									0
2012(m) Appen. A, Chap 3, Section (A	A)(6)											0
2012(m) Appen. A, Chap 5, Para G, T	able 5B	and Att. D	)									0
3002												0
3002(c)												0
3002(c)(1)	2											2
3002(c)(2)												0
Regulation II												0
Regulation IX												0
Regulation X												0
Regulation XI												0
Regulation XIII												0
H&S 39152(b)												0
H&S 41510												0
H&S 41700												0
H&S 41701												0
H&S 93115.6(c)(2)(C)(1)												0
1100 007 10.0(0)(2)(0)(1)												Ü

## 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
Equilon Enterprises LLC     dba Shell Oil Products US     Case #4982-80     (J. Panasiti)	202(a) 203(b) 462(d)(1)(A)(i)	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 (T. Barrera)	203(b) 2004(f)(1)	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)	203(b) 2004(f)(1)	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.	NO <sub>x:</sub> up to 4,608 lbs/ total for the variance period (96 hrs)
4. Inland Empire Energy Center, LLC Case #5695-4 (T. Barrera)	202(a) 218(c)(1)(A) 2004(f)(1) 3002(c)(1)	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 lbs/total for the variance period  NH3: 575 lbs/total for the variance period  CO: 733 lbs/total for the variance period
5. Lunday-Thagard Company Case #2033-22 (No Appearance; Consent Calendar)	202(b) 2004(f)(1)	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. Case #4636-14 (T. Barrera)	203(b) 2004(f)(1) 2012(j)(2)	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. Case #4636-14 (No Appearance; Consent Calendar)	203(b) 2004(f)(1) 2012(j)(2)	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 (J. Panasiti)	202(a) 202(b) 203(b) 1118(c)(4) 1118(c)(5)	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 lbs/total for the variance period  NOx: 125 lbs/total for the variance period  ROG: 42 lbs/total for the variance period  CO: 242 lbs/total for the variance period  SOx: 600 lbs/total for the variance period
9. Paramount Petroleum Corporation Case #2914-93 (No Appearance; Consent Calendar)	203(b) 2004(f)(1) 2012(c)(2)(A)	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 Services Case #5655-2 (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 Services Case #5655-2 (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)	203(a) 461(e)(7)	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)	203(b) 1150.1	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	203(a) 203(b)	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)	203(b) 218(b)(2) 218.1(b)(4)(C) 1110.2(f)(1)(A)(iii)(I) 3002(c)(1)	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