BOARD MEETING DATE: September 5, 2008   AGENDA NO. 23

REPORT: Hearing Board Report

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

COMMITTEE: Not Applicable

RECOMMENDED ACTION:
Receive and file this report.

                                    Edward Camarena
                                    Chairman of Hearing Board
RJ

Three summaries are attached: **Rules From Which Variances and Orders for Abatement Were Requested in 2008** and **June 2008 and July 2008 Hearing Board Cases**.

The total number of appeals filed during the period June 1 to June 30, 2008 is 1; the total number of appeals filed during the period July 1 to July 31, 2008 is 0; and total number of appeals filed during the period of January 1 to July 31, 2008 is 11.

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	1	2						11
202(b)	1	1		2									4
202(c)													0
203	2												2
203(a)		1	2		2	1							6
203(b)	7	5	5	13	6	6	19						61
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		1	1						8
401(b)(1)(A)													0
401(b)(1)(B)													0
402							1						1
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
430(b)(3)(A)(iv)							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

	2008	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
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)		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)(B)								1						1
463(c)(2)(C)								1						1
463(c)(3)														0
463(c)(3)(A)														0
463(c)(3)(B)														0
463(c)(3)(C)														0
463(d)(2)								1						1
463(e)(3)(C)														0
463(e)(4)														0
463(e)(5)(C)								1						1
464(b)														0
468														0
468(a)														0
468(b)						1								1
1102														0
1102(c)(2)														0
1102(c)(5)														0
1103(d)(2)					1									1

2008	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1105.1(d)(1)(A)(i)													0
1105.1(d)(1)(A)(iii)													0
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			1				3						4
1110.2(d)(1)													0
1110.2(d)(1)(A)													0
1110.2(d)(1)(B)													0
1110.2(d)(1)(C)					1		1						2
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)								8						8
1118(i)(5)(B)(i)								9						9
1118(j)(1)(A)(ii)								9						9
1118(j)(1)(B)(ii)								9						9
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

	2008	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
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)							1							1
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		1						4
1150.1(d)(4)							1							1
1150.1(d)(5)														0
1150.1(d)(6)				1			1							2
1150.1(d)(7)														0
1150.1(e)														0
1150.1(e)(1)							1							1
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)							1							1
1150.1(e)(3)(C)							1							1
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														0
1151(c)(8)														0
1151(2)														0
1151(5)														0
1151(d)(1)														0
1151(e)(1)														0
1151(e)(2)														0

2008	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1151(f)(1)													0
1153(c)(1)													0
1153(c)(1)(B)													0
1158	1												1
1158(d)(2)	1			1									2
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)(C)								1					1
1178(d)(3)(D)								1					1
1178(d)(3)(E)								1					1
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

2008	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
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)(2)(C)(iv)													0
2004(b)(1)													0
2004(b)(4)													0
2004(c)(1)													0
2004(c)(1)(C)													0
2004(f)(1)	3	3	2	10	3	3	12						36
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, Chap. 2, except E & Attach C													0
2011(k) Appen. A, Chap. 2, Section A.3 a-c, A.5 and B. 1-4													0
and Appen. A, Chap. 2, Section C.2.a, c & d													0
2011(k) Appen. A, Chap. 2, Sections A.3.,a.-c.,e.g. and B.1.-4													0
2012 Appen. A, Attach. C													0
2012 Appen. A, Attach. C, Section B.2													
2012 Appen. A, Attach. C, Section B.2.a. & b.													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								2
2012(c)(2)(B)		1											1
2012(c)(3)													0

2008	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
2012(c)(3)(A)													0
2012(c)(3)(B)													0
2012(c)(10)													0
2012(d)(2)													0
2012(d)(2)(A)													0
2012(d)(2)(D)													0
2012(e)(2)(B)													0
2012(g)(1)													0
2012(g)(3)													0
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)													0
2012, Protocol (Appen. A) Chap. 2, Part A.1.a		1											1
2012, Protocol (Appen. A) Chap. 2, Part B.4		1											1
2012(m)													0
2012(m) Appen. A, Chp 2, except Sections E & Attach C.													0
2012(m) Appen. A, Attach. C													0
2012(m) Appen. A, Chap. 2, Sections 2.A.1 a-c, e.g,													0
and B. 1-4 and Appendix A, Chapter 3, Section C.2 a, c & d													0
2012(m) Appen. A, Chap 3, Section (A)(6)													0
2012(m) Appen. A, Chap 5, Para G, Table 5B and Att. D													0
3002													0
3002(c)					2								2
3002(c)(1)	1	2	1	4	3	2	5						18
3002(c)(2)													0
Regulation II							1						1
Regulation X			1										1
Regulation XI							1						1
Regulation XIII							1						1
H&S 39152(b)													0
H&S 41510													0
H&S 41700													0
H&S 41701				3		1	1						5

Report of June 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. Children's Hospital, Los Angeles Case #4475-2 (J. Panasiti)	203(b)	CEMS serving boilers with SCRs were removed for repair. Boilers and SCRs continue to operate.	Not Opposed/Granted	Ex Parte EV granted commencing 6/19/08 and continuing through 7/18/08.	None
2. City of Glendale Water & Power Case #3478-24 (J. Panasiti)	203(b) 1135(c)(3)(B) 3002(c)(1)	System wide cap of 390 lbs/day will be exceeded during testing and adjusting of boiler emission control system.	Not Opposed/Granted	SV granted commencing for twelve non-consecutive days pursuant to Rule 203(b) and 3002(c)(1) with respect to the 0.57 lbs/net command and control MWH NO_X emission limit specified on page 3 of Section H of P/O No. 800327; ten days shall be for optimization activities and two days for performance verification testing. The twelve non-consecutive days are to commence on the date specified in the notice to be given pursuant to Condition No. 1 and shall occur between 7/1/08 and 9/28/08.	NO_X: 77 lbs/day [twelve non-consecutive days pertaining to Rules 203(b), 3002(c)(1)]; 149 lbs/day [two non-consecutive days pertaining to Rule 1135(c)(3)(B)]
3. County of San Bernardino Waste Management Division Case #3838-9 (E. Sernel)	1150.1(d)(4) 1150.1(d)(6) 1150.1(d)(7) 1150.1(e)(1) [Last sentence only] 1150.1(e)(1)(B) 1150.1(e)(1)(C) 1150.1(e)(3) [Second and fourth sentences only] 1150.1(e)(3)(B) 1150.1(e)(3)(C)	Landfill gas collection system must be disconnected from carbon adsorption system to repair damage to gas collection system due to subsidence.	Not Opposed/Granted	RV granted commencing on the date specified in the notice to be given pursuant to Condition No. 1 of the Order.	VOC: .6 lb/day

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance or Order	Excess Emissions
4. ExxonMobil Oil Corporation Case #1183-427 (E. Sernel)	203(b) 401(b)(1) 2004(f)(1) H&S 41701	The boiler will be shut down for a required state mandated inspection and will result in the bypass of SCR while the FCCU is in operation.	Not Opposed/Granted	SV granted for the following periods: 1) the variance from the rules and permit conditions listed commencing 6/19/08, and shall be for the time periods indicated in Exhibit 3, ending no later than 7/3/08. 2) The variance, for the purpose of completing compliance with the variance conditions, shall continue through 8/18/08.	NO_X: up to an average of 4,958 lbs/day for 15 days Petitioner ordered to retire NOx RTCs three times the excess NOx emissions
5. ExxonMobil Oil Corporation Case #1183-428 (Consent Calendar Item) (N. Feldman)	203(b) 468(b) 2004(f)(1)	Blowers and attached sulfur accumulator pits must be taken offline for preventative maintenance.	Not Opposed/Granted	SV granted for a period of 21 days for up to 72 hours commencing 6/12/08 and continuing through 7/3/08.	H2S: 4.4 lbs/day
6. James Hardie Building Products, Inc. Case #5694-1 (C. Engelhardt)	203(b)	The catastrophic failure of a boiler requires petitioner to use a backup boiler beyond permit limits.	Not Opposed/Dismissed	IV dismissed without prejudice. The Hearing Board scheduled a SV hearing for 6/18/08 and a RV hearing for 7/24/08.	N/A
7. James Hardie Building Products, Inc. Case #5694-1 (Consent Calendar Item) (E. Sernel)	203(b)	The catastrophic failure of a boiler requires petitioner to use a backup boiler beyond permit limits.	Not Opposed/Granted	SV granted commencing 6/18/08 and continuing through 8/14/08.	NO_X: 57.87 lbs/mo.
8. Long Beach Generation LLC Case #5098-8 (E. Sernel)	202(a) 2004(f)(1) 3002(c)(1)	Ammonia control software serving the SCR on four gas turbines failed. Units must be available and in ready state if needed.	Not Opposed/Granted	Ex Parte EV granted commencing 6/27/08 and continuing through 7/3/08.	NOX: 244 lbs/day per unit
9. SCAQMD vs. West Coast Printing & Graphics LLC Case #5697-1 (E. Sernel)	203(a)	Respondent is operating lithographic press and associated air pollution control equipment without a valid permit to operate.	Stipulated/Issued	O/A issued commencing 6/25/08 through 1/20/09. The Hearing Board shall retain jurisdiction over this matter until 1/20/09.	N/A

Acronyms

EV: Emergency Variance
FCCU: Fluid Catalytic Cracking Unit
H2S: Hydrogen Sulfide
H&S: Health & Safety Code Section

IV: Interim Variance
MWH: Mega Watt Hours
N/A: Not Applicable
NO_X: Oxide of Nitrogen

O/A: Order for Abatement
RV: Regular Variance
SCR: Selective Catalytic Reduction
SV: Short Variance
VOC: Volatile Organic Compound

Report of July 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. Alta Nursery, Inc. Case No. 5699-1 (T. Barrera)	203(b) 1110.2	Petitioner failed to meet June 30, 2008 compliance deadline for ICE.	No Position/Dismissed	IV dismissed without prejudice for lack of good cause.	N/A
2. BP West Coast Products, LLC Case No. 5357-36 (T. Barrera)	203(b) 1118(g)(3) 1118(i)(5)(B)(i) 1118(j)(1)(A)(i) 1118(j)(1)(B)(i) 2004(f)(1)	Belt used to transport coke failed resulting in petitioner's inability to use its enclosed coke handling and transfer system.	Not Opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 1/20/10.	None
3. Chevron Products Company Case No. 831-343 (T. Barrera)	203(b) 1118(g)93) 1118(i)(5)(B)(i) 1118(j)(1)(A)(ii) 1118(j)(1)(B)(ii) 2004(f)(1)	Additional time required to order, install and operate flare monitoring systems on refinery flares.	Not Opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 6/24/10.	None
4. ConocoPhillips Company Case No. 4900-79 (T. Barrera)	203(b) 1118(i)(5)(B)(i) 1118(j)(1)(A)(ii) 1118(j)91)(B)(ii) 2004(f)(1)	Additional time required to order, install and operate flare monitoring systems on refinery flares.	Not Opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 12/9/10.	None
5. ConocoPhillips Company Case No. 4900-80 (T. Barrera)	203(b) 1118(g)(3) 1118(i)(5)(B)(i) 1118(j)(1)(A)(i) 1118(j)(1)(B)(i) 2004(f)(1)	Additional time required to order, install and operate flare monitoring systems on refinery flares.	Not Opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 12/29/09.	None
6. Deluxe Laboratories, Inc. Case No. 5654-2 (N. Feldman)	203(b) 3002(c)(1)	One of four carbon tanks serving perchloroethylene recovery system ruptured.	Not Opposed/Denied	EV denied for failure to demonstrate the finding of beyond reasonable control.	N/A
7. ExxonMobil Oil Corporation Case No. 1183-414 (T. Barrera)	203(b) 1118(g)(3) 1118(i)(5)(B)(i) 1118(j)(1)(A)(i) 1118(j)(1)(B)(i) 2004(f)(1)	Additional time required to order, install and operate flare monitoring systems on refinery flares.	Not Opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 10/29/09.	None

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8. ExxonMobil Oil Corporation Case No. 1183-426 (Consent Calendar N. Feldman)	203(b) 2004(f)(1) 401(b)(1) CA H&S Code §41701	Blowers attached to sulfur accumulator pits must be taken offline to perform preventative maintenance.	Not Opposed/Granted	RV granted commencing 7/24/08 and continuing through 12/30/08, the FCD.	Opacity: TBD Due: 8/8/08
9. Joyful Farms Case No. 5700-1 (T. Barrera)	1110.2	Petitioner continued to use ICE after June 30, 2008 after which it was not permitted to use such equipment.	Not Opposed/Dismissed	EV dismissed without prejudice for lack of good cause.	N/A
10. Kinder Morgan Liquid Terminals, LLC Case No. 5425-4 (E. Sernel)	203(b) 430(b)(3)(A)(iv) 463(c)(2)(B) 463(c)(2)(C) 463(d)(2) 463(e)(5)(C) 1178(d)(3)(C) 1178(d)(3)(D) 1178(d)(3)(E)	Post earthquake inspection revealed gasoline stored in floating roof tank was on surface of tank roof. Petitioner cannot empty tank to achieve compliance within 24 hours.	Not Opposed/Granted	Ex ParteEV granted commencing 7/31/08 and continuing through 8/30/08.	VOC: TBD Due: 8/15/08
11. Long Beach Generation LLC Case No. 5098-8 (T. Barrera)	202(a) 203(b) 2004(f)(1) 3002(c)(1)	Software controlling NH3 injection to its SCR failed.	Not Opposed/Granted	IV granted commencing 7/2/08 and continuing for 90 days or until the RV currently scheduled for 9/2/08, whichever comes first.	NOX: 30.5 lbs/hr.
12. Northview Dairy Case No. 5702-1 (J. Panasiti)	203(b) 1110.2	Respondent operates two ICEs and failed to meet compliance deadline of June 30, 2008	No Position/Dismissed	IV dismissed without prejudice for lack of good cause.	N/A
13. Paramount Petroleum Corporation Case No. 2914-87 (T. Barrera)	203(b) 1118(g)(3) 1118(i)(5)(B)(i) 1118(j)(1)(A)(i) 1118(j)(1)(B)(i) 2004(f)(1)	Additional time required to order, install and operate flare monitoring systems on refinery flares.	Not Opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 10/9/09.	None
14. St. Bernardine Medical Center Case No. 5661-1A (Consent Calendar C. Engelhardt)	202(a) 203(b) 3002(c)(1)	Petitioner operates two natural gas ICEs and is unable to complete all commissioning within 90-day period provided under previously issued short variance.	Not Opposed/Granted	RV granted commencing 7/15/08 and continuing through 9/15/08, 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
15. SCAQMD vs. Arakelian Enterprises, Inc., dba Athens Services Case No. 5655-2 (C. Engelhardt)	402	Waste transfer and materials recovery facility causing odor nuisance in residential area.	Not Stipulated/Issued	O/A issued commencing 7/28/08 and continuing through 1/15/09. The Hearing Board shall retain jurisdiction over this matter until 1/15/09.	N/A
16. SCAQMD vs. Deluxe Laboratorios, Inc. Case No. 5654-3 (Consent Calendar N. Feldman)	203(b) 3002(c)(1)	One of four carbon tanks serving perchloroethylene recovery system ruptured.	Stipulated/Issued	O/A issued commencing 7/24/08 and continuing through 9/30/08. The Hearing Board shall retain jurisdiction over this matter until 9/30/08.	N/A
17. SCAQMD vs. KIK Aerosol Socal LLC Case No. 5698-1 (Consent Calendar E. Sernel)	District Reg. II District Reg. XI District Reg. XIII	Respondent must install and operate thermal oxidizer to control VOCs from its consumer products packaging facility.	Stipulated/Issued	O/A issued commencing 7/10/08 and continuing through 10/1/09. The Hearing Board shall retain jurisdiction over this matter until 10/1/09.	N/A
18. SCAQMD vs. Penrose Landfill Gas Conversión LLC Case No. 5490-4 (Consent Calendar E. Sernel)	203(b) 1110.2(d)(1)(C) 1150.1(d)(1)(C)(i) 3002(c)(1)	Respondent operates three ICEs that exceed the applicable NMOC limits.	Stipulated/Issued	O/A issued commencing 7/22/08 and continuing through 11/18/08. The Hearing Board shall retain jurisdiction over this matter until 11/18/08.	N/A
19. Tesoro Refining and Marketing Company Case No. 4982-76 (T. Barrera)	203(b) 1118(g)(3) 1118(i)(5)(B)(i) 1118(j)(1)(A)(i) 1118(j)(1)(B)(i) 2004(f)(1)	Additional time required to order, install and operate flare monitoring systems on refinery flares.	Not opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 10/31/09.	None
20. Tesoro Refining and Marketing Company Case No. 4985-77 (T. Barrera)	203(b) 1118(g)(3) 1118(i)(5)(B)(i) 1118(j)(1)(A)(i) 1118(j)(1)(B)(i) 2004(f)(1)	Additional time required to order, install and operate flare monitoring systems on refinery flares.	Not Opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 9/30/09.	None
21. Ultramar Inc., dba Valero Wilmington Refinery Case No. 3845-69 (T. Barrera)	203(b) 1118(g)(3) 1118(i)(5)(B)(i) 1118(j)(1)(A)(i) 1118(j)(1)(B)(i) 2004(f)(1)	Additional time required to order, install and operate flare monitoring systems on refinery flares.	Not Opposed/Granted	MFCD/EXT granted commencing 7/15/08 and continuing through 7/1/09.	None

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22. Ultramar Inc., dba Valero Wilmington Refinery Case No. 3845-77 (C. Engelhardt)	203(b) 2004(f)(1)	Forced draft fan that directs exhaust from delayed coker unit heater failed resulting in inability to direct these gases to SCR emission control unit.	Not Opposed/Granted	Ex ParteEV granted commencing 7/18/08 and continuing for 30 days or until the SV currently scheduled for 8/5/08, whichever comes first.	NOx: TBD Due: 8/15/08

Key to Acronyms

EV: Emergency Variance
EVR: Enhanced Vapor Recovery
FCD: Final Compliance Date
ICE: Internal Combustion Engine
IV: Interim Variance
MFCD/EXT: Modification Final Compliance Date/Extension
MOD. O/A: Modification Order for Abatement
N/A: Not Applicable
NH3: Ammonia
NMOC: Non-Methane Organic Compounds
NOx: Oxides of Nitrogen
O/A: Order for Abatement
RV: Regular Variance
SCR: Selective Catalytic Reduction Unit
SV: Short Variance
VOC: Volatile Organic Compound
TBD: T o be determined