BOARD MEETING DATE: June 3, 2005 AGENDA NO. 20

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period

of April 1 through April 30, 2005.

COMMITTEE: Not Applicable

RECOMMENDED ACTION: Receive and file this report.

Edward Camarena Chairman of Hearing Board

EC:RJ

Two summaries are attached: Rules From Which Variances and Orders for Abatement Were Requested in 2005 and April 2005 Hearing Board Cases.

The total number of appeals filed during the period April 1 to April 30, 2005 is 1, and the total number of appeals filed during the period of January 1 to April 30, 2005 is 4.

	Rul	es fron	n which	Varian	ces and	d Orde	r for A	batem	ents w	ere Re	equest	ed in 20	005		
	2005 <b>Ja</b>	n Fel	b Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action		
# of HB Actions*														<u>,                                      </u>	<u>'</u>
Involving															
Rules															
109			1	1									1		
109(c) 109(c)(1)				1									1 0		
201													0		
202	1												1		
202(a)	'		1										1		
202(b)		3	1										4		
202(c)		1	•										1		
203		•											0		
203(a)	2	!		2									4		
203(b)	10	0 14	12	3									39		
208													0		
218	1												1		
218.1	1												1		
218.1(b)(1)(E)													0		
221(b)			1	1									2		
401	2												2		
401(a)													0		
401(b)	1												1		
401(b)(1)													0		
401(b)(1)(A)													0		
401(b)(1)(B)													0		
402	1	1	3										5		
403(d)(1)													0		
403(d)(2)													0		
404 404(a)													0		
404(a) 404(b)	1												1		
405	·												0		
405(a)	1												1		
405(b)	•												0		
407(a)													0		
407(a)(1)		1											1		
407(a)(2)(A)													0		
409													0		
431.1(c)(1)													0		
431.1(d)(1)													0		
442													0		
444													0		
444(a)													0		
444(c)													0		
444(d) 461		1	1										0 2		
461(c)(1)		1											_		
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		
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)(D)(ii)													0		
461(c)(3)(E)													0		
461(c)(3)(M)													0		
461(c)(4)(B) 461(c)(4)(B)(ii)													0		
461(e)(1)													0		
461(e)(2)													0		
701(C)( <i>L</i> )													U		

SECOND		2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action		
### ### ### ### ### ### ### ### ### ##	461(e)(2)(A)(i)															<u> </u>	
45   10   10   10   10   10   10   10   1	461(e)(2)(B)(i)																
185	461(e)(2)(C)																
451 (e)	461(e)(3)																
6456 7																	
RECK   TIVANO																	
450c  (11)   10   10   10   10   10   10   10	461(e)(/)																
452(c)(31)(6)																	
##   ##   ##   ##   ##   ##   ##   #																	
ASC/CI/ANG																	
462(c)																	
1825(c)(1)																	
ABSC															-		
482-(d)   1																	
452(4)   11(1)															0		
45C g(1) E  G  G(2) G(3) G(3) G(3) G(3) G(3) G(3) G(3) G(3	462(d)(1)(C)														0		
45C c (1) F	462(d)(1)(E)(ii)														0		
652 e 1	462(d)(1)(F)														0		
452e y1 E  9	462(d)(2)(A)(i)														0		
452e c	462(e)(1)																
462(e)(2)(A)(f)	462(e)(1)(E)																
462(p)(4)	462(e)(1)(E)(ii)																
452(h)(1)   636(s)(1)(A)																	
483(c)	462(e)(4)																
45S(c)(1) A)   65S(c)(1) E)   68S(c)(1) E)   68S(c)(1) E)   75S(c)(1) E)   75S(																	
485(c)(1)A(h)(-fe)																	
463(c)(1)(B)	463(c)(1)(A)																
483c(r)(1)(C)															-		
463(c)(1)(C) 463(c)(Z) 463	463(c)(1)(B)																
483(c)(1)(E) 483(c)(2) 483(c)(3) 483(c)(3) 483(c)(3)(4) 483(c)(3)(6) 483(c)(3)(6) 483(c)(3)(7) 483(c)(8)(8) 483(c)(8)(8) 483(c)(8)(8) 483(c)(8)(8) 483(c)(8) 483(c)(8) 483(c)(8) 483(c)(8) 484(c)(1) 484(c)(1) 485(c)(1) 486(c)(1)																	
463(c)(2) 463(c)(3)(A) 463(c)(3)(B) 463(c)(3)(B) 463(c)(3)(C) 463(c)(A) 463(c)(A)(C) 463(c)(A) 463(c)(A)(C) 463(c)(A) 463(c)(A)(C) 463(c)(A) 463(c)(A)(C) 463(c)(A) 46																	
463(c)(3)(A) 0 0 463(c)(3)(B) 0 0 463(c)(3)(B) 0 0 463(c)(3)(B) 0 0 463(c)(3)(C) 0 0 463(c)(4) 2 2 2 2 464(b)(1) 0 0 468(c) 0 468(c) 0 468(c) 0 0																	
463(c)(3)(A) 0 0 463(c)(3)(B) 0 0 463(c)(3)(C) 0 0 463(c)(A) 2 0 0 463(c)(A) 2 0 0 463(c)(A) 0 0 0 463(c)(A) 0 0 463	463(c)(2)																
483(c)(3)(C)   0   0   0   0   0   0   0   0   0																	
463(c)(3)(C) 0 463(e)(3)(C) 0 463(e)(4) 2 2 463(e)(5)(C) 0 468(e)(1) 0 468(e) 0 468(e) 0 468(e) 0 468(e) 0 468(e) 0 475(b) 0 475(b) 0 475(b) 1 41104(c)(1) 0 41105(c)(1) 1 41105(c)(1) 1 41105(c)(1) 1 41107(c)(1) 1 411107(c)(1)																	
463(d)(2)  463(e)(3)(C)  60  463(e)(4)  2  464(b)(1)  60  468  60  468(a)  60  468(b)  60  475(b)  60  60  60  60  60  60  60  60  60  6																	
463(e)(4) 2 2 2 3 464(b)(1) 0 0 468(6) 0 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 468(6) 0 0 0 468(6) 0 0 0 468(6) 0 0 0 468(6) 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0																	
463(e)(4) 2 468(b)(1) 0 468(a) 0 468(b) 0 475(b) 0 11102(c)(2) 1 1 1106.1(c)(1) 0 1106.1(c)(1) 1 0 1107(c)(1) 1 1 1107(c)(2) 1 1 1107(c)(2) 1 1 110.2(c)(1)(A) 0 1110.2(c)(1)(A) 2 1 1110.2(c)(1)(A) 2 1 1110.2(c)(1)(A) 2 1 1110.2(c)(1)(B) 3 1110.2(c)(1)(B) 3 1110.2(c)(1)(B) 1 0 1110.2(c)(1)(B)(B) 2 1 1110.2(c)(1)(B)(B) 3 1110.2(c)(1)(B)(B) 3 1110.2(c)(1)(B)(B) 3 1110.2(c)(1)(B)(B) 3 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 3 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 3 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1111.2(c)(1)(B)(B)(B) 2 1 1110.2(c)(1)(B)(B)(B) 2 1 1111.2(c)(1)(B)(B)(B)(B) 2 1 1111.2(c)(1)(B)(B)(B) 2 1 1111.2(c)(1)(B)(B)(B)(B) 2 1 1111.2(c)(1)(B)(B)(B)(B)(B)(B)(B)(B)(B)(B)(B)(B)(B)																	
464(b)(1) 468  468(a)  468(b)  475(b)  1102(c)(2)  1 1  1104(c)(1)  0 1  1106(c)(1)  1 0 1  1106(c)(1)  1 0 1  1107(c)(1)  1 1  1101(c)(1)  1 0 1  1110.2(c)(1)  1 1  110.2(c)(1)(1)  1 0 1  1110.2(c)(1)(1)  1 0 1  1110.2(c)(1)(1)(1)  1 1  1110.2(c)(1)(1)(1)  1 0 1  1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	463(e)(4)			2											2		
468	464(b)(1)														0		
488(b) 475(b) 0 475(b) 102(c)(2) 1 1102(c)(1) 0 11108(c)(1) 0 11106.1(c)(1) 0 11106.1(c)(1)(A) 0 11107(c)(2) 1 1107(c)(2) 1 1107(c)(2) 1 1110.1 0 11110.2(d)(1)(A) 2 11110.2(d)(1)(A) 2 11110.2(d)(1)(B) 3 1110.2(d)(1)(C) 2 1 1110.2(d)(1)(C) 2 1 1110.2(e)(1)(B)(i)(i) 2 1110.2(e)(1)(B)(i)(i) 0 1111.3(c)(2)(2) 0 11113(c)(2)(2)	468														0		
102(c)(2)	468(a)																
11102(c)(2)	468(b)																
1104(c)(1)																	
1106(c)(1)						1											
1106.1(c)(1)   0																	
1106.lc)(1)(A)	1106(C)(1)																
1107(c)(1)	1100.1(C)(1) 1106.1(c)(1)(A)																
1107(e)(2)	1100.1(c)(1)(A)		1														
1107(d)	1107(c)(1) 1107(c)(2)																
1110.1															·		
1110.2(d)(1)	1110 1																
1110.2(d)(1)(A) 2 2 2 2 1 1 3 3 1 110.2(e)(1)(B) 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3	1110.2			1											-		
1110.2(d)(1)(A) 2 2 2 1 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3	1110.2(d)(1)																
11110.2(d)(1)(B)       3       3         11110.2(d)(1)(C)       2       1       3         1110.2(e)(1)(B)(i)(III)       0       3         1110.2(e)(1)(B)(i)(III)       2       1       3         1110.2(e)(1)(B)(ii)       0       0         1110.2(f)(1)(B)       2       1       3         1110.2(f)(1)(B)       2       1       3         1110.2(f)(1)(B)       2       2       2         11113(c)(2)       0       0         11118(d)       0       0	1110.2(d)(1)(A)		2														
11110.2(d)(1)(C)       2       1       3         1110.2(e)(1)(B)(i)(III)       0       3         1110.2(e)(1)(B)(i)(III)       2       1       3         1110.2(e)(1)(B)(ii)       2       2         1110.2(f)(1)(A)       2       1       3         1110.2(f)(1)(B)       2       2       2         1110.2(f)(1)(B)       2       2       2         1110.2(f)(1)(E)       0       0         1113(c)(2)       0       0         1118(d)       0       0																	
1110.2(e)(1)(A) 1110.2(e)(1)(B)(i)(II) 2 1 3 1110.2(e)(1)(B)(i)(III) 2 2 11110.2(e)(1)(B)(ii) 0 11110.2(f)(1)(A) 2 1 3 3 1110.2(f)(1)(B) 3 3 1110.2(f)(1)(B) 2 2 2 1 1110.2(f)(1)(B) 2 2 1 1110.2(f)(1)(B) 0 11113(c)(2) 0 1118(d) 0					1												
1110.2(e)(1)(B)(i)(III)       2       1       3         1110.2(e)(1)(B)(i)(IIII)       2       2         1110.2(e)(1)(B)(ii)       0       0         1110.2(f)(1)(A)       2       1       3         1110.2(f)(1)(B)       2       2       2         1110.2(f)(1)(E)       0       0         1113(c)(2)       0       0         1118(d)       0       0	1110.2(e)(1)(A)																
1110.2(e)(1)(B)(i)(III) 2 2 2 1 0 0 1 1 1 1 1 1 1 1 1 1 1 1 1 1			2		1												
1110.2(e)(1)(B)(ii) 0 0 1 110.2(f)(1)(A) 2 1 3 3 1110.2(f)(1)(B) 2 2 2 2 1110.2(f)(1)(E) 0 0 1113(c)(2) 0 0 1118(d) 0 0	1110.2(e)(1)(B)(i)(III)																
1110.2(f)(1)(A) 2 1 3 1110.2(f)(1)(B) 2 2 1110.2(f)(1)(E) 0 1113(c)(2) 0 1118(d) 0	1110.2(e)(1)(B)(ii)																
1110.2(f)(1)(B) 2 2 2 1110.2(f)(1)(E) 0 1113(c)(2) 0 1118(d) 0	1110.2(f)(1)(A)		2		1										3		
1110.2(f)(1)(E) 0 1113(c)(2) 0 1118(d) 0	1110.2(f)(1)(B)																
1113(c)(2) 0 1118(d) 0	1110.2(f)(1)(E)																
1118(d) 0	1113(c)(2)																
1118(d)(1)(2)	1118(d)																
	1118(d)(1)(2)														0		

	2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action		
1118(d)(1)(3)	2000	- Juni	1 00	mai	71,01	may	- Curr	- Cui	riug	COP				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(f)														0		
1121														0		
1122(c)(2)(A)														0		
1122(c)(2)(E)														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)(4)(A)														0		
1122(e)(4)(B)														0		
1122(g)(3)														0		
1124														0		
1124(c)(1)(A)														0		
1124(c)(1)(E) 1124(c)(4)														0		
1124(c)(4) 1125(c)(1)														0		
				1										1		
1128(c)(1) 1128(c)(2)				Į.										0		
1130														0		
1130(c)(1)			1		1									2		
1131			- 1											0		
1130(c)(4)			1		1									2		
1132(d)(2)					•									0		
1132(d)(2) 1132(d)(3)														0		
1134(c)														0		
1134(c)(1)														0		
1134(d)														0		
1134(d)(1)														0		
1134(d)(2)(B)(ii)														0		
1134(f)														0		
1134(g)(2)														0		
1135(c)(3)														0		
1135(c)(3)(C)														0		
1135(c)(4)														0		
1135(c)(4)(D)														0		
1135(e)														0		
1137														0		
1137(d)(2)				1										1		
1145(c)(2)														0		
1145(c)(6)														0		
1145(h)(1)(E)														0		
1145(h)(1)(E)														0		
1146														0		
1146(c)(3)(A)														0		
1146(c)(5)		1	1											2		
1146.1														0		
1146.1(c)(1)														0		
1146.1(c)(2)(B)														0		
1146.1(c)(3)														0		
1146.1(e)(1)(B)														0		
1146.2														0		
1146.2(c)(1)																
1146.2(c)(3)														0		
1150.1 1150.1(d)(1)(C)(i)														0		
1150.1(d)(1)(U)(l)		1		1	1									3		
1150.1(d)(4) 1150.1(d)(5)		1												<u> </u>		
1150.1(d)(5)		1												1		
1150.1(d)(6) 1150.1(d)(7)														0		
1150.1(e)														0		
1150.1(e)(1)														0		

	2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action		
1150.1(e)(2)		•							7.09	Cop				0		
1150.1(e)(3)														0		
1150.1(e)(1)(C)					1									1		
1150.1(e)(2)(C)														0		
1150.1(e)(3)(C)														0		
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(c)(1)(B)														0		
1151(c)(8)														0		
1151(2)														0		
1151(5)														0		
1151(d)(1)														0		
														0		
1151(e)(1)																
1151(e)(2)														0		
1151(f)(1)														0		
1153.0														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)(8)														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(c)(2)														0		
1171					1									1		
1171(c)(1)		1	1	2										4		
1171(c)(1)(A)(i)			•											0		
1171(c)(1)(b)(i)														0		
1171(c)(4)		1		2										3		
1171(c)(5)		•												0		
1171(c)(5)(A)(i)														0		
1171(c)(6)(A)(i)														0		
1177(c)(d)														0		
1173(d)(1)														0		
														0		
1173(d)(1)(D)																
1173(d)(1)(D)(iii)														0		
1173(f)(1)														0		
1173(g)(1)														0		
1175(c)(2)		1	1	2										4		
1175(c)(4)(B)			1											1		
1175(c)(4)(B)(i)				1										1		
1175(c)(4)(B)(ii)														0		
1175(c)(4)(B)(ii)(I)				1										1		
1175(c)(4)(B)(ii)(II)		1		1										2		
1176(e)(1)														0		
1176(e)(2)														0		
1176(e)(2)(B)														0		
1176(e)(3)(A)														0		
1176(e)(6)														0		
1178(d)(1)(B)														0		
1189(c)(1)														0		
1189(c)(3)														0		
1193(d)(1)(B)														0		
1303														0		
1303(a)(1)														0		
1401(d)(1)														0		
1401(d)(1)														0		
1401(d)(1)(A)																
1401(d)(1)(B)														0		
1405(d)(3)(C)														0		
1407(d)														0		
1407(d)(1)														0		
1407(d)(2)														0		

May   Aug   Sep   Oct   Nov   Dec   Total Action	
1407(f)(1) 1415(d)(2)(A) 0 1415(d)(2)(A) 0 1421(d) 0 1422(d)(1)(G) 0 1421(d)(1)(G) 0 1421(d)(1)(G)(1)(G) 0 1421(d)(1)(G)(1)(G) 0 1421(d)(1)(G)(1)(G) 0 1421(d)(1)(G)(1)(G) 0 1421(d)(1)(G)(1)(	
1415(i)(3)   0   1421   0   1421   0   1421   0   1421   0   1421   0   1421   0   1421   0   1421   0   1421   0   0   1421   0   0   1421   0   0   1421   0   0   1421   0   0   1421   0   0   1421   0   0   1421   0   0   1421   0   0   1421   0   0   0   1421   0   0   0   1421   0   0   0   1421   0   0   0   1421   0   0   0   0   0   0   0   0   0	
1418(G)(Z)(A)	
1421(d)	
1421 (a) (1) (c)   0   1421 (a) (a) (a)   0   1421 (a) (a) (a) (a)   0   1421 (a) (a) (a) (a)   0   1421 (a)	
1421(q1)(q1)(q1) 1421(q1)(q3)(q) 1421(q1)(q3)(q) 1421(q1)(q1)(q) 1421(q1)(q1)(q) 1421(q1)(q1)(q) 1421(q1)(q1)(q) 1421(q1)(q1) 1421(q1)(q1)(q1) 1421(q1)(q1)(q1) 1421(q1)(q1)(q1) 1421(q1)(q1)(q1) 1421(q1)(q1)(q1) 1421(q1)(q1)(q1) 1421(q1)(q1)(q1)(q1) 142	
1421 (e)(1)(A)(viii)	
1421(1)(1)(vii)	
1421(h)(1)(A)	
1421(h)(1)(A)	
1421(h)(1)(F)	
1421(h)(1)(C)	
1421(h)(1)(E)	
1421(1)(3)	
1425(d)(1)(A) 0 1469(C) 0	
1425(d)(1)(A) 1489(c) 1489(c) 1489(c)(1) 1489(d)(1) 1489(d)(1) 1489(e)(2) 1489(e)(1) 1589(e)(3) 1589(e)(3) 1589(e)(3) 1589(e)(3) 1589(e)(4) 158	
1469   0   1469(c)   0   1469(c)(c)   0   1469(c)(c)(c)   0   1469(c)(c)(c)(c)   0   1469(c)(c)(c)(c)   0   0   1469(c)(c)(c)(c)   0   0   0   0   0   0   0   0   0	
1469(c)   1469(d)(1)   0   1469(d)(1)   1   1   1   1   1   1   1   1   1	
1489(c)(2)	
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1489(h)	
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2011(g) 0 2011(k) 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	
and Appen. A, Chap. 2, Section C.2.a, c & d 0	
2011(k) Appen. A, Chap. 2, Sections A.3.,ac.,e.g. and B.14	
2012 Appen. A, Attach. C	
2012 Appen. A, Attach. C, Chap. 2, Sec. B	
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. 2, Sec. E 0	
2012(c)(2) 1 1	
2012(c)(2)(A) 0	
2012(c)(2)(C) 0	
2012(c)(3) 1 1	
2012(c)(3)(A) 1 1	
2012(c)(3)(B) 1 1	

2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action		
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)	1												1		
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, Appen. A, Chp 3, Sec (A)(6)													0		
2012(m)													0		
2012(m) Appen. A, Chp 2, except S	Sections	s E & Att	ach C.										0		
2012(m) Appen. A, Attach. C													0		
2012(m) Appen. A, Chap. 2, Sectio	ns 2.A.	1 a-c, e.	g,												
and B. 1-4 and Appendix A, Chap	ter 3, S	ection C	.2 a, c 8	k d									0		
2012(m) Appen A, Chap 3, Section													0		
2012(m) Appen. A., Chap 5, Para (		5B and	Att. D										0		
3002(c)(1)		2	2	2									6		
3002(c)(2)													0		
H&S 41700		1											1		
H&S 41701	2												2		

## Report of April 2005 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
City of Burbank,     Burbank Water &     Power     Case No. 1474-20     (C. Engelhardt)	203(b) 2004(f)(1) 3002(c)(1)	Petitioner must operate the turbine to diagnose the reason why the equipment failed to meet the NH3 slip limitations and to test the system for reliability purposes.	No Position/Granted	SV granted commencing 5/5/05 and continuing through 6/15/05, the FCD.	NH3: TBD
2. SCAQMD vs. Johnny Foster, individually and dba Weaverly Dry Cleaners Case No. 5506-1 (C. Engelhardt)	203(a) 1102	Respondent operating dry cleaning machine without permit to operate.	Not Stipulated/Issued	O/A issued commencing 4/12/05 and continuing through 7/31/05. The Hearing Board shall retain jurisdiction over this matter until 7/31/05.	
3. SCAQMD vs. Khaiamool Hack, individually and dba Fix Rite Paint & Body Case No. 5510-1 (C. Engelhardt)	109(c) 203(a)	Auto body shop has failed to keep records as required and is operating paint spray booth without permit to operate.	Not Stipulated/Issued	O/A issued commencing 5/10/05 and continuing through 8/1/05. The Hearing Board shall retain jurisdiction over this matter until 8/1/05.	
4. SCAQMD vs. Poly Pak America, Inc. Case No. 4727-4 (A. Mednick)	203(b) 1130(c)(1) 1130(c)(4) 1171(c)	Source test was not done by deadline specified in order due to leaks in total enclosure system needing repairs and other operational problems.	Not Stipulated/Issued	O/A issued commencing 4/28/05 and continuing through 8/30/05. The Hearing Board shall retain jurisdiction over this matter until 8/30/05.	
5. US Gypsum Company Case No. 4529-9 (B. Theis)	203(b) 2004(f)(1) 2012(c)(2) 2012(c)(3) 3002(c)(1)	CEMS breakdown could not be corrected within time allotted by breakdown rule.	Not Opposed/Granted	Ex Parte granted commencing 4/20/05 and continuing for 30 days or until the SV currently scheduled for 5/12/05, whichever comes first.	None
6. Waste Management Recycling and Disposal Services of California, Inc. Case No. 3824-8 (C. Engelhardt)	221(b) 1150.1(d)(4) 1150.1(e)(1)(C)	Landfill gas in subsurface probes exceeds the rule limit. Petitioner is unable to correct the exceedances within the timeframes specified in Rule 1150.1.	Not Opposed/Granted	RV granted commencing 4/19/05 and continuing through 9/30/05, the FCD	None

Case Name and	Rules	Reason for Petition	District Position/	Type and Length	Excess
Case No.			<b>Hearing Board Action</b>	of Variance or Order	Emissions

## Key to Acronyms

EV: Emergency Variance FCD: Final Compliance Date H&S: Health & Safety Code IA: Interim Authorization IV: Interim Variance

MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance

O/A: Order for Abatement RV: Regular Variance SV: Short Variance TBD: To be determined