BOARD MEETING DATE: November 4, 2005   AGENDA NO. 19

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period
                 of September 1 through September 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 **September 2005 Hearing Board Cases**.
It should be noted that 9 of the 26 cases heard in September were Group Order for
Abatement petitions involving 29 gasoline dispensing facilities not in compliance with
enhanced vapor recovery (EVR) requirements which became effective April 1, 2005.

The total number of appeals filed during the period September 1 to September 30, 2005
is 0, and the total number of appeals filed during the period of January 1 to September 30,
2005 is 10.

Rules from which Variances and Order for Abatements were Requested in 2005

2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
# of HB Actions*													
Involving													
Rules													
109			1					1					2
109(c)				1									1
109(c)(1)													0
201									1				1
201.1									1				1
202	1												1
202(a)			1			1		2	1				5
202(b)		3	1			1		1					6
202(c)		1											1
203					1	23	1						25
203(a)	2			2		3	1	2	2				12
203(b)	10	14	12	3	22		12	13	25				111
208													0
218	1												1
218.1	1												1
218.1(b)(1)(E)													0
218(d)(1)(B)								1					1
218(f)(2)								1					1
221(b)			1	1									2
301.0									1				1
401	2						1	1					4
401(a)													0
401(b)	1						1		4				6
401(b)(1)					1		1		1				3
401(b)(1)(A)													0
401(b)(1)(B)													0
402	1	1	3		1	1							7
403(d)(1)									1				1
403(d)(2)													0
404													0
404(a)							2		4				6
404(b)	1												1
405													0
405(a)	1						2		4				7
405(b)													0
407(a)									1				1
407(a)(1)		1			1								2
407(a)(2)(A)													0
409									1				1
431.1(c)(1)													0
431.1(d)(1)													0
442													0
444													0
444(a)													0
444(c)													0
444(d)													0
461		1	1		2		1						5
461(c)(1)													0
461(c)(1)(A)					5	20	2	1	10				38
461(c)(1)(B)					5	20	2	1	10				38
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)					1								1
461(c)(2)(C)													0
461(c)(3)(A)													0
461(c)(3)(C)					1								1
461(c)(3)(D)(ii)													0
461(c)(3)(E)													0

2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
461(c)(3)(H)					1								1
461(c)(3)(M)													0
461(c)(4)(B)													0
461(c)(4)(B)(ii)													0
461(e)(1)					1								1
461(e)(2)					1	20							21
461(e)(2)(A)					4		2	1	10				17
461(e)(2)(A)(i)													0
461(e)(2)(B)(i)					4	20	2	1	10				37
461(e)(2)(C)													0
461(e)(3)					4	20	2	1	10				37
461(e)(4)													0
461(e)(5)													0
461(e)(7)													0
462(c)(1)(A)(ii)													0
462(c)(1)(E)													0
462(c)(3)(B)					1								1
463(c)(3)(C)					3								3
462(c)(4)(B)(i)													0
462(c)(7)(A)(ii)													0
462(d)													0
462(d)(1)													0
462(d)(1)(A)					2								2
462(d)(1)(A)(ii)													0
462(d)(1)(C)					2								2
462(d)(1)(E)(ii)													0
462(d)(1)(F)													0
462(d)(2)(A)(i)													0
462(e)(1)													0
462(e)(1)(E)					2								2
462(e)(1)(E)(ii)													0
462(e)(2)(A)(i)													0
462(e)(4)													0
462(h)(1)					2								2
463(c)													0
463(c)(1)(A)													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)(3)													0
463(c)(3)(A)													0
463(c)(3)(B)						1							1
463(c)(3)(C)						1							1
463(d)(2)													0
463(e)(3)(C)													0
463(e)(4)		2											2
464(b)								1					1
468													0
468(a)					1								1
468(b)													0
1102						1							1
1102(c)(2)				1									1
1104(c)(1)													0
1106(c)(1)													0
1106.1(c)(1)													0
1106.1(c)(1)(A)													0
1107(c)(1)	1												1
1107(c)(2)	1												1
1107(d)													0
1110.1													0
1110.2		1											1
1110.2(d)(1)													0
1110.2(d)(1)(A)	2							1					3
1110.2(d)(1)(B)	3							1					4
1110.2(d)(1)(C)	2		1					1					4
1110.2(e)(1)(A)													0
1110.2(e)(1)(B)(i)(II)	2		1										3

2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1110.2(e)(1)(B)(i)(III)	2							1					3
1110.2(e)(1)(B)(ii)								1					1
1110.2(f)(1)(A)	2		1					3					6
1110.2(f)(1)(B)	2							1					3
1110.2(f)(1)(E)													0
1113(c)(2)													0
1115(c)(3)						1							1
1118(d)(1)(2)													0
1118(d)(1)(3)													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)(A)					1								1
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
1122(k)(1)(D)					1								1
1124													0
1124(c)(1)(A)													0
1124(c)(1)(E)													0
1124(c)(4)													0
1125(c)(1)													0
1128(c)(1)			1										1
1128(c)(2)													0
1130													0
1130(c)(1)		1		1		1	1						4
1130(c)(4)		1		1		1	1						4
1131									1				1
1131(d)							1						1
1132(d)(2)													0
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
1136						1							1
1136(c)(1)(A)(i)								1					1
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(a)(2)					1								1
1146.1(a)(8)					1								1
1146.1(b)					1								1
1146.1(c)(1)					1								1

2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
1146.1(c)(2)(B)													0
1146.1(c)(3)													0
1146.1(e)					1								1
1146.1(e)(1)(B)													0
1146.2													0
1146.2(c)(1)													0
1146.2(c)(3)													0
1150.1													0
1150.1(d)(1)(C)(i)													0
1150.1(d)(4)	1		1	1									3
1150.1(d)(5)	1												1
1150.1(d)(6)	1												1
1150.1(d)(7)													0
1150.1(e)													0
1150.1(e)(1)													0
1150.1(e)(2)													0
1150.1(e)(3)													0
1150.1(e)(1)(C)				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
1151(e)(1)													0
1151(e)(2)													0
1151(f)(1)													0
1153(c)(1)						1							1
1153(c)(1)(B)								1					1
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
1171(c)(1)	1	1	2		1	1			1				7
1171(c)(1)(A)(i)													0
1171(c)(1)(b)(i)													0
1171(c)(4)	1		2		1	1			1				6
1171(c)(5)													0
1171(c)(5)(A)(i)													0
1171(c)(6)													0
1173(c)													0
1173(d)(1)													0
1173(d)(1)(D)													0
1173(d)(1)(D)(iii)													0
1173(f)(1)													0
1173(g)(1)													0
1175(c)(2)	1	1	2				2	3					9
1175(c)(4)(B)		1											1
1175(c)(4)(B)(i)			1			1	1	3					6
1175(c)(4)(B)(ii)													0
1175(c)(4)(B)(ii)(I)			1			1	1						3
1175(c)(4)(B)(ii)(II)	1		1										2
1176(e)									1				1
1176(e)(2)													0

2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
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)						2							2
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)					1								1
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							1						1
1469(c)													0
1469(c)(8)						1							1
1469(d)(5)						1							1
1469(e)(1)													0
1469(e)(2)													0
1469(h)													0
1469(l)													0
1189(c)(3)													0
2004													0
2004(b)(1)	1					1							2
2004(b)(4)	1					1							2
2004(c)(1)	1					1							2
2004(c)(1)(C)	1					1							2
2004(f)(1)	8	10	11	2	8	6	5	9	13				72
2004(k)													0
2009(b)(2)	1												1
2009(c)													0
2009(f)(1)													0
2009(f)(2)	1												1
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)					1								1
2011(c)(2)(A)			1										1
2011(c)(3)(A)													0
2011(e)(1)					1								1
2011(f)(3)													0
2011(g)													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													

2005	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total Action
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, Chap. 2, Sec. 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. 2, Sec. E													0
2012(c)(2)				1	1								2
2012(c)(2)(A)					2								2
2012(c)(2)(C)													0
2012(c)(3)				1									1
2012(c)(3)(A)	1				1	1							3
2012(c)(3)(B)	1					1							2
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	1							3
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 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, 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(c)					1								1
3002(c)(1)		2	2	2	1	1	3	4	5				20
3002(c)(2)													0
H&S 39152(b)					1								1
H&S 41510					1								1
H&S 41700		1											1
H&S 41701	2						2	2	4				10

Report of September 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
1. Akzo Nobel Coatings, Inc. Case No. 4547-1 (B. Theis)	201.1 203(b) 3002(c)(1)	Thermal oxidizer failed to show compliance.	Opposed/Dismissed	IV dismissed for lack of good cause.	
2. ConocoPhillips Company Case No. 4900-74 (C. Engelhardt)	203(b) 401(b) 404(a) 405(a) 2004(f)(1) Health & Safety Code § 41701	Opacity limit will be exceeded upon restart of FCCU following scheduled turnaround.	Not Opposed/ Granted	SV granted commencing upon the date specified in the notice given pursuant to Condition 1(c) of the Order and continuing for 120 consecutive hours to occur between 11/01/05 and 03/31/06.	PM: TBD Opacity: TBD
3. ConocoPhillips Company Case No. 4900-75 (J. Panasiti)	203(b) 401(b) 404(a) 405(a) 2004(f)(1)	Opacity will exceed limits when FCCU restarted after emergency shutdown caused by city-wide power outage.	Not Opposed/Granted	Ex Parte granted commencing 09/13/05 and continuing for 30 days or until the EV hearing currently scheduled for 09/21/05, whichever comes first.	Opacity: TBD
4. Darling International Inc. Case No. 4061-11 (N. Feldman)	203(b) 2004(f)(1) 3002(c)(1)	Use of new fuel (yellow grease) approved by District harmed catalyst in SCR. Petitioner must operate while awaiting delivery of new catalyst.	Not Opposed/Granted	Ex Parte granted commencing 09/22/05 and continuing for 30 days or until the EV hearing currently scheduled for 10/12/05, whichever comes first.	NOx: TBD
5. Equilon Enterprises LLC Case No. 4982-60 (N. Feldman)	203(b) 401(b)(1) 2004(f)(1) Health & Safety Code §41701	Petitioner needs to conduct source tests of the ESPs while ammonia injection is terminated. Testing needed to gather data to develop and evaluate emission reduction strategy for compliance with future limits.	Not Opposed/Granted	Modification of Variance Conditions commencing 09/07/05 and continuing through 11/15/05, the FCD.	Opacity: 100%
6. ExxonMobil Oil Corporation Case No. 1183-396 (N. Feldman)	203(b) 2004(f)(1)	Boiler will be restarted after repair. NOx exceedance will occur while SCR brought up to temperature required for NH3 injection.	Not Opposed/Granted	SV granted commencing upon the date specified in the notice to be given pursuant to Condition No. 1 until notice of final compliance, but ending no later than 11/30/05.	NOx: TBD

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
7. Group O/A Rule 461 EVR Class 1 Case No. 5516-1 (Consent Calendar; A. Mednick	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Group Mod. O/A issued commencing 9/01/05; the Hearing Board shall retain jurisdiction over this matter until 12/01/05.	
8. Group O/A Rule 461 EVR Class 1 Case No. 5516-2 (Consent Calendar; A. Mednick	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Group Mod. O/A issued commencing 09/01/05; the Hearing Board shall retain jurisdiction over this matter until 12/01/05.	
9. Group O/A Rule 461 EVR Class 1 Case No. 5516-4 (Consent Calendar; A. Mednick	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Group Mod. O/A issued commencing 09/01/05; the Hearing Board shall retain jurisdiction over this matter until 12/01/05.	
10. Group O/A Rule 461 EVR Class 2 Case No. 5517-1 (Consent Calendar; A. Mednick	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Group Mod. O/A issued commencing 09/01/05; the Hearing Board shall retain jurisdiction over this matter until 12/01/05.	
11. Group O/A Rule 461 EVR Class 2 Case No. 5517-2 (Consent Calendar; A. Mednick	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Group Mod. O/A issued commencing 09/01/05; the Hearing Board shall retain jurisdiction over this matter until 12/01/05.	
12. Group O/A Rule 461 EVR Class 2 Case No. 5517-5 (Consent Calendar; A. Mednick)	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Mod. O/A issued commencing 09/28/05 and continuing through 01/31/06. The Hearing Board shall retain jurisdiction over this matter until 01/31/06.	
13. Group O/A Rule 461 EVR Class 3 Case No. 5521-3 (Consent Calendar; A. Mednick	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Group Mod. O/A issued commencing 09/01/05; the Hearing Board shall retain jurisdiction over this matter until 12/01/05.	

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
14. Group O/A Rule 461 EVR Class 3 Case No. 5521-4 (Consent Calendar; A. Mednick)	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Group Mod. O/A issued commencing 09/01/05; the Hearing Board shall retain jurisdiction over this matter until 12/01/05.	
15. Group O/A Rule 461 EVR Class 3 Case No. 5521-10 (Consent Calendar; A. Mednick)	203(b) 461(c)(1)(A) 461(c)(1)(B) 461(e)(2)(A) 461(e)(2)(B)(i) 461(e)(3)	Respondents failed to comply with the 04/01/05 deadline for enhanced vapor recovery at gasoline dispensing facilities.	Stipulated/Issued	Group Mod. O/A issued commencing 09/01/05; the Hearing Board shall retain jurisdiction over this matter until 12/01/05.	
16. Mountain View Power Company, LLC Case No. 5155-4 (J. Panasiti)	202(a) 203(b) 401(b) 2004(f)(1) 3002(c)(1)	Two combined cycle gas turbine generators will exceed opacity limits on first firing.	Not Opposed/Granted	SV granted commencing upon the dates specified in the notice given pursuant to Condition No. 4 for 60 minutes for each unit. The variance period shall occur between 09/21/05 and 12/19/05, the FCD.	Opacity: TBD
17. Paramount Petroleum Corporation Case No. 2914-77 (E. Sernel)	203(b) 2004(f)(1) 2011(c)(2)(C) 2012(c)(2)(C)(iii)	CEMS failure could not be repaired within 96 hour time limit prescribed in R2011.	Not Opposed/Granted	Ex Parte granted commencing 09/09/05 and continuing for 30 days or until the EV currently scheduled for 09/27/05, whichever comes first.	None
18. SCAQMD vs. City of Pomona, Police Department Case No. 5541-2 (Consent Calendar; C. Engelhardt)	203(a)	Emergency standby generator has no permit and cannot be issued permit as it does not meet emission limits. Respondent needs to periodically test or use in the event of an emergency pending purchase and installation of new generator.	Stipulated/Issued	O/A issued commencing 09/28/05 and continuing through to 03/30/06. The Hearing Board shall retain jurisdiction over this matter until 03/30/06.	
19. SCAQMD vs. Fermenich, Inc. dba MCP Foods, Inc. Case No. 5554-1 (E. Sernel)	203(b) 301 1131 2004(f)(1) 3002(c)(1)	Respondent has been operating various pieces of equipment without valid permits to operate and does not control VOC emissions as required per R1131.	Stipulated/Issued	O/A issued commencing 09/29/05 and continuing through 12/31/06. The Hearing Board shall retain jurisdiction over this matter until 12/31/06.	

Case Name and Case No.	Rules	Reason for Petition	District Position/ Hearing Board Action	Type and Length of Variance	Excess Emissions
20. SCAQMD vs. Frank's Auto Body & Paint Case No. 5473-1 (B. Theis)	402 1171(c)(2) 1171(c)(4)	Status report on previously issued O/A.	Stipulated/Issued	Mod. O/A issued commencing 09/08/05 and continuing through 06/07/06. The Hearing Board shall retain jurisdiction over this matter until 06/07/06.	
21. SCAQMD vs. H. C. Lien Rubber Co. Case No. 5532-1 (E. Sernel)	203(b) 403(d)	Respondent has been operating 7 rubber mills/blenders without required permits and has been violating R403, fugitive dust.	Stipulated/Issued	O/A issued commencing 09/29/05 and continuing through 01/31/07. The Hearing Board shall retain jurisdiction over this matter until 01/31/07.	
22. SCAQMD vs. Lunday-Thagard Company Case No. 2033-10 (C. Engelhardt)	203(b) 2004(f)(1)	More time is needed by District to review permit per previously issued O/A.	Stipulated/Issued	Mod. O/A issued commencing 09/15/05 and continuing through 06/30/06. The Hearing Board shall retain jurisdiction over this matter until 06/30/06.	
23. SCAQMD vs. Mitsubishi Cement Corporation Case No. 5545-1 (E. Sernel)	201 203(b)	Petitioner cannot comply with permit condition requiring that the ship be in cold-iron status while it is being unloaded.	Stipulated/Issued	O/A issued commencing 09/15/05 and continuing through 12/31/05. The Hearing Board shall retain jurisdiction over matter until 12/15/06.	
24. Silla America, Inc. Case No. 5546-1 (C. Engelhardt)	203(a)	Boiler does not meet BACT.	Not Opposed/Granted	SV granted commencing 09/20/05 and continuing through to 12/18/05, the FCD.	NOx: TBD
25. Ultramar Inc., dba Valero Wilmington Refinery Case No. 3845-62 (J. Panasiti)	203(b) 401 404(a) 405(a) 407(a) 409 2004(f)(1) Health & Safety Code §41701	Opacity will exceed limits when FCCU restarted after emergency shutdown caused by city-wide power outage.	Not Opposed/Granted	Ex Parte granted commencing 09/14/05 for 30 days or until the SV hearing currently scheduled for 09/29/05, whichever comes first.	Opacity: TBD
26. Valero Refining Company California Case No. 3032-11 (Consent Calendar B. Theis)	203(b) 2004(f)(1)	Petitioner must conduct maintenance on an asphalt tank during which it must divert throughput to another tank thereby exceeding the throughput limit for that tank.	Not Opposed/Granted	SV granted commencing upon notice given pursuant to Condition No. 1 of the Order and continuing through 12/12/05.	None

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

Key to Acronyms

EV: Emergency Variance
IV: Interim Variance
SV: Short Variance
RV: Regular Variance
H&S: Health & Safety Code
TBD: To be determined
FCD: Final Compliance Date
O/A: Order for Abatement
MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance
NMOC: Non-Methane Organic Compound
I/P: Increments of Progress