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SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT

BEFORE THE HEARING BOARD OF THE  
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT

**In the Matter of**

SOUTH COAST AIR QUALITY  
MANAGEMENT DISTRICT,

Petitioner,  
v.

CITY OF FONTANA  
[Facility ID No. 33088],

Respondent.

CASE NO. 5704-2

**JOINT STIPULATION RE: STATUS  
HEARING**

**Rule 1196**

Date: August 19, 2025  
Time: 9:30 a.m.  
Place: Hearing Board  
South Coast AQMD  
21865 Copley Drive  
Diamond Bar, CA 91765

With regard to the Stipulated Order for Abatement against Respondent City of Fontana (hereinafter referred to as “Respondent”) regarding its fleet of heavy duty vehicles subject to South Coast AQMD Rule 1196, Respondent and Petitioner South Coast Air Quality Management District (“South Coast AQMD” or “Petitioner”) (collectively, the “Parties”) hereby request that that the Status / Modification Hearing for a Stipulated Order for Abatement in Case No. 5704-2, scheduled for a public hearing on August 19, 2025 at 9:30 am, be placed on that date’s consent calendar. Pursuant to Hearing Board Rule 4(a), the Parties stipulate to the following:


1. The Parties agree to have the matter placed on the consent calendar for August 19,

- 1 2025 at 9:30 a.m.
- 2 2. The Parties agree that the declaration of Eric Ninemire (filed concurrently herewith)
- 3 shall be admitted into evidence.
- 4 3. The Parties agree that all prior evidence in this matter, including from hearing
- 5 December 21, 2022 granting a Stipulated Order for Abatement, and from the Consent
- 6 Hearings June 21, 2023 and June 26, 2024, shall be incorporated by reference into
- 7 this hearing.
- 8
- 9 4. The Parties have agreed on the [Proposed] Findings and Decision (filed concurrently
- 10 herewith) and agree that there is good cause for a minor modification of the Stipulated
- 11 Order for Abatement to update South Coast AQMD contact information.
- 12 5. The Parties request the Hearing Board to set a further status hearing in this matter
- 13 approximately one year from this hearing pursuant to Condition 4 of the Order for
- 14 Abatement.
- 15 6. The Parties may execute and deliver this Stipulation by transmitting an authorized
- 16 signature by fax or .pdf document. Copies of this Stipulation signed and delivered by
- 17 means of faxed signatures or signatures in a .pdf document shall have the same effect
- 18 as copies executed and delivered with original signatures.
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**SO STIPULATED:**

August 13, 2025



Kathryn Roberts,  
Principal Deputy District Counsel  
*Attorney for South Coast Air Quality Management District*

**SO STIPULATED:**

August 13, 2025



Piero Dallarda,  
Partner, Best, Best, & Krieger LLP  
*Attorney for City of Fontana*