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Attorney for Petitioner
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,

vs.

GREEN GEN LA LLC

[Facility ID No. 192014]

Respondent.

Case No. 6300-1

DECLARATION OF DANIEL ROSAS IN SUPPORT OF A STIPULATED ORDER FOR ABATEMENT

District Rule: 218

Hearing Date: November 18, 2026
Time: 9:30 AM
Place: Hearing Board
South Coast Air Quality Management District
21865 Copley Drive
Diamond Bar, CA 91765

DECLARATION OF DANIEL ROSAS

1. I, Daniel Rosas, declare:

2. I am an Air Quality Inspector II for the Compliance and Enforcement division for the South Coast Air Quality Management District ("District"). Unless otherwise stated expressly below, I make this declaration based on personal knowledge and, if called as a witness in this action, could and would testify competently to the matters discussed herein.

3. I have been employed at the District since August 2023 in the Compliance and Enforcement division. I received a Bachelor of Science in Chemistry from California State Polytechnic University, Pomona. In my current position, I conduct air quality inspections.

4. Green Gen LA LLC ("Green Gen") operates an energy generation facility ("Facility") within the Toyon Canyon Landfill located at 5050 Mt. Hollywood Drive, Los Angeles, 90027.

5. I have conducted inspections at Toyon Canyon Landfill and at Respondent's Facility. I am familiar with the equipment, facility layout, and compliance history for Respondent.

6. I am familiar with District Rule 218, Continuous Emission Monitoring, last amended in March 2021. District Rule 218 establishes application, approval, and operational requirements for continuous monitoring systems (CEMS).

7. On or around January 22, 2026, I arrived at the Facility to conduct an equipment list inspection of Green Gen. During the inspection, I observed an internal combustion engine (ICE) in operation.

8. The ICE was permitted in January 2021 under Permit to Operate (P/O) G64172. A true and correct copy of P/O G64172 is attached hereto as **Attachment 1.** I was informed that the ICE has been in operation since around July 1, 2022.

9. Permit Condition 15 of P/O G64172 requires a CEMS to be installed and continuously operated to meet the requirements of District Rule 1110.2(f)(1)(A). Since a CEMS is required to be installed, District Rule 218 also applies.

5. District Rule 218(c)(1)(A) requires that prior to installation of a new CEMS, a facility must submit an application for District approval and certification. The CEMS must be certified when the ICE is in operation.

6. I observed a NOx analyzer, used for selective catalytic reduction control, in operation with the ICE, monitoring NOx emissions. When I asked Green Gen to provide documents pertaining to a CEMS application or certification, Respondent did not provide any supporting documents. Upon reviewing District records, I also found no documents relating to a CEMS application or certification from Respondent.

7. Seeing no evidence that the CEMS was certified by the District prior to installation, I determined that Respondent was in violation of District Rule 218(c)(1)(A).

8. I informed Respondent before leaving, that to comply with Rule 218, they would need to submit an application to the District to certify its CEMS and that they would not be in compliance with the rule until the CEMS was certified by the District.

9. On April 14, 2026, I issued NOV P68897 to Respondent, alleging, among others, a violation of Rule 218(c)(1)(A). A true and correct copy of NOV P68897 is attached hereto as **Attachment 2.**

10. On June 5, 2026, Respondent submitted a CEMS application to the District. However, to date, Respondent's CEMS has not been certified. Respondent continues to operate its ICE without a District certified CEMS in violation of District Rule 218(c)(1)(A).

11. I have reviewed the Proposed Findings and Decision filed in this matter, and I believe that Respondent's compliance with the proposed conditions will ensure compliance with District Rule 218(c)(1)(A).

12. Respondent's permitted ICE recently demonstrated compliance with applicable emissions limits. As a result, I do not believe that any estimated excess emissions will result under the conditions in the order. Operation under the order is not expected to result in a violation of Health and Safety Code Section 41700.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 07 day of November 2026, at Diamond Bar, California.

Daniel Rosas

Daniel Rosas

ATTACHMENT 1

South Coast Air Quality Management District
21865 Copley Drive, Diamond Bar, CA 91765-4178

PERMIT TO CONSTRUCT/OPERATE

Permit No.
G64172
A/N 620241

This initial permit must be renewed ANNUALLY unless the equipment is moved, or changes ownership.
If the billing for the annual renewal fee (Rule 301(d)) is not received by the expiration date, contact the District.

Legal Owner or Operator:

GREEN GEN LA LLC
1228 E GRAND AVE
EL SEGUNDO, CA 90245

ID 192014

Equipment Location: 5050 MT HOLLYWOOD DR, LOS ANGELES, CA 90027

Equipment Description :

Internal Combustion Engine, Jenbacher, Model No. J320 GS, Four Cycle, 20 Cylinders, Lean-Burn, Turbocharged and Aftercooled, Fired with Landfill Gas, 1,468 BHP Maximum, Driving a 1.062 MW Electrical Generator.

Conditions :

1. Operation of this equipment shall be conducted in accordance with all data and specifications submitted with the application under which this permit is issued unless otherwise noted below.

2. This equipment shall be properly maintained and kept in good operating condition at all times.

3. This engine shall only be fired with landfill gas.

4. This engine shall be operated in compliance with all applicable requirements of Rule 1110.2 and Rule 1150.1, whether or not explicitly stated on this permit.

5. The emissions from the engine shall not exceed the following limits (except during periods of start-up and shutdown which shall not exceed 30 minutes per incident):

Pollutant	ppm @ 15% O2, dry	Pounds per day
Oxides of Nitrogen (NOx)	11	9.95
Volatile Organic Compounds (VOC)	30	9.44
Carbon Monoxide (CO)	250	137.68
Particulate Matter (PM10)		5.13
Oxides of Sulfur (SOx)		6.16

NOx shall be averaged over one hour and CO shall be averaged over 15-minutes. VOC shall be averaged over the sampling time required by Rule 1110.2.

6. A continuous flow indicating and recording device shall be installed in the landfill gas to the engine to measure and record the volumetric flow rate of landfill gas in standard cubic feet per minute being supplied to the engine. The recording device shall be capable of recording gas flow at least every 15 minutes.

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7. This equipment shall not be operated unless its exhaust is vented to an air pollution control system which is in full use and which has been issued a Permit to Construct by the South Coast AQMD, except during engine cold start-ups and shut-downs, not to exceed 30 minutes.

8. A sampling port shall be installed at the inlet gas line to the engine to allow the collection of a landfill gas sample.

9. Sampling ports shall be maintained in each exhaust stack in accordance with South Coast AQMD Method 1.1. An equivalent method of emission sampling may be used upon approval by the South Coast AQMD. Adequate and safe access to the test ports shall be provided by Green Gen LA.

10. This equipment and associated air pollution control shall either reduce the non-methane organic compounds (NMOC) by at least 98 percent by weight or reduce the outlet NMOC concentration to less than 20 ppm by volume, dry basis as hexane at 3 percent oxygen. The operator shall demonstrate compliance with this limit by conducting the source test.

11. This equipment shall reduce the outlet methane concentration to less than 3,000 ppmv, dry basis, corrected to 15 percent oxygen. The operator shall demonstrate compliance with this limit by conducting the source test.

12. This engine shall be operated in compliance with all the monitoring, testing, recordkeeping and reporting requirements of Rule 1110.2 (f)(1), as outlined below:

    A. The operator shall install and maintain an operational non-resettable totalizing time meter on the engine (display reading shall be readily available) to determine the engine elapsed operating time.

    B. Conduct source testing for CO and VOC reported as carbon concentration in ppm by volume, corrected to 15% oxygen on dry basis, at least once every two years, or every 8,760 operating hours, whichever occurs first. The source test frequency may be reduced to once every three years if the engine has operated less than 2,000 hours since the last source test.

    C. The source test shall be conducted for a minimum of 30 minutes during normal operation (actual duty cycle). In addition, a source test shall be conducted for CO emissions for at least 15 minutes: (1) At the engine's actual peak load, or the maximum load that can be practically achieved during the test, and (2) At the engine's actual minimum load, excluding idle, or at the minimum that can be practically achieved during the test.

    D. The operator shall use only a source test contractor that is approved by the Executive Officer under South Coast AQMD's Laboratory Approval Program (LAP) for the necessary test methods. The operator shall comply with the procedures stated in Rule 1110.2 (f)(1)(C)(iv) through (vii), regarding the submittal of source test protocol, source test reports and utilities for sampling and testing equipment.

13. This engine shall be operated in compliance with the following additional monitoring, testing, recordkeeping and reporting requirements of Rule 1110.2 (f)(1), as outlined below:

    A. Maintain a monthly operating engine log (electronic log is acceptable) that includes:

1. Total hours of operation;
2. Type of gaseous fuel;
3. Fuel consumption in cubic feet of gas; and
4. Cumulative hours of operation since the last source test required in subparagraph (f)(1)(C) of Rule 1110.2.

The log shall be made available for inspection at any time.

B. The operator shall comply with the reporting requirements of Rule 1110.2 (f)(1)(H)(i) through (iii) - amended 11/1/2019, pertaining to any equipment breakdown that results in emissions in excess of rule or permit emission limits.

14. Within 180 days of initial start-up, and at least once a year thereafter (per Rule 1150.1 requirements), unless otherwise approved by the Executive Officer, the applicant shall conduct performance tests in accordance with South Coast AQMD approved test procedures and furnish the South Coast AQMD with written results of such performance tests within 60 days after testing. Written notice of the performance tests shall be provided to the South Coast AQMD ten (10) days prior to the South Coast AQMD for approval at least 30 days prior to start of tests. The tests shall include, but may not be limited to, a test of the inlet fuel gas to the engine and the engine exhaust for:

A. Methane
B. Total non-methane organics
C. Oxides of nitrogen (exhaust only)
D. Carbon monoxide (exhaust only)
E. Total particulates (exhaust only)
F. Hydrogen sulfide (inlet only)
G. Sulfur compounds, calculated as H2S (speciated, inlet only)
H. Carbon dioxide
I. Aldehydes (exhaust only)
J. Rule 1150.1 Table 1 toxic air contaminants (TAC) including, but not limited to, benzene, chlorobenzene, 1,2-dichloroethane, 1,1-dichloroethene, dichloromethane, tetrachloroethylene, tetrachloromethane, vinyl chloride, acetaldehyde, formaldehyde, 1,4-dioxane and xylene isomers.
K. Oxygen (inlet and outlet of SCR; must be measured at the same time as carbon monoxide test)
L. Nitrogen
M. Moisture content
N. Temperature
O. Flow rate
P. NMOC Destruction Efficiency
Q. BTU content (inlet only)

15. A Continuous Emissions Monitoring System (CEMS) capable of measuring and monitoring NOx emissions shall be installed, maintained and operated. This CEMS shall:

A. Comply with all applicable specifications, certification, operation, recordkeeping, quality assurance, reporting, performance and testing requirements of South Coast AQMD Rules 218, and 218.1.

B. Continuously measure and record NOx, and O2 exhaust gas concentrations, uncorrected and corrected to 15 percent oxygen on a dry basis.

C. Have data gathering and retrieval capability that has been approved by the South Coast AQMD. Data shall be recorded on a strip chat or stored electronically. If data is electronically stored, the operator shall provide for data storage redundancy of at least one calendar month and shall demonstrate to the Executive Office that the stored electronic data is equivalent to the strip chart data.

D. Be tested for relative accuracy at least once every two years, or every 8,760 operation hours, whichever occurs first, in accordance with Rule 1110.2 Amended November 1, 2019. The minimum sampling time for each relative accuracy test shall be 15 minutes.

E. Prior to installation or modification, this CEMS Monitoring system shall be certified and approved in writing by the Executive Officer.

16. The operator shall maintain and implement a Rule 1110.2 Inspection and Monitoring (I&M) plan, based on equipment as described in this permit, in accordance with the applicable provisions of Rule 1110.2 (f)(1)(D).

17. The operator shall conduct emission checks using a portable NOx, CO, and oxygen analyzer. Initially, the emission checks are required every week or every 150 hours of operation, whichever occurs later. After compliance of three consecutive emission checks, the engine shall be checked monthly or 750 hours, whichever occurs later.

18. Operation of this equipment shall not result in the release of raw landfill gas into the atmosphere. Any breakdown or malfunction which results in emissions of raw landfill gas shall be reported to the South Coast AQMD Executive Officer within one hour of breakdown or within one hour of the time said person knew or reasonably should have known of its occurrence. Immediate remedial measures shall be undertaken to correct the problem and prevent further emissions into the atmosphere in accordance with Rule 430.

19. This engine shall not be operated in such a manner as to interfere with the ability of the landfill operator/owner to comply with South Coast AQMD Rule 1150.1 or any other South Coast AQMD, state or federal rule limiting landfill gas migration or surface emissions.

20. All records required by this permit shall be retained at the facility for a minimum of five years and shall be made available to any South Coast AQMD representative upon request.

21. Pertaining to the operation of this equipment, the operator shall comply with all applicable requirements of the following Code of Federal Regulations: Title 40 Part 60 Subpart JJJJ - Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, Title 40 Part 60 Subpart WWW - Standards of Performance for Municipal Solid Waste Landfills; Title 40 Part 63 Subpart AAAA - National Emission Standards for Hazardous Air Pollutants for Municipal Solid Waste Landfills; and Title 40 Part 63 Subpart ZZZZ - National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

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22. This permit shall expire if construction of this equipment is not completed within one year from the date of issuance unless an extension is granted by the Executive Officer.

NOTICE

In accordance with Rule 206, this Permit to Operate or copy shall be posted on or within 8 meters of the equipment.

This permit does not authorize the emission of air contaminants in excess of those allowed by Division 26 of the Health and Safety Code of the State of California or the applicable Rules and Regulations of the South Coast Air Quality Management District (SCAQMD). This permit cannot be considered as permission to violate existing laws, ordinances, regulations or statutes of other government agencies.

Executive Officer

Amir Dejbakhsh

BY AMIR DEJBAKHSH/JJ01
1/28/2021

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ATTACHMENT 2

South Coast Air Quality Management District
21865 COPLEY DRIVE, DIAMOND BAR, CA 91765-4178

NOTICE OF VIOLATION

P 68897

DATE OF VIOLATION		
Month	Day	Year
01	22	2026

Facility Name	Facility ID#	Sector
Green Gen CA LLC	192014	WB

Location Address	City	Zip
5050 mt. Hollywood Dr	Los Angeles	90027

Mailing Address	City	Zip
1228 E Grand Ave	El Segundo	90245

YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.

EACH DAY A VIOLATION OCCURS MAY BE HANDLED AS A SEPARATE OFFENSE REGARDLESS OF WHETHER OR NOT ADDITIONAL NOTICES OF VIOLATION ARE ISSUED.

DESCRIPTION OF VIOLATIONS

#	Authority*	Code Section or Rule No.	SCAQMD Permit to Operate or CARB Registration No.	Condition No. (If Applicable)	Description of Violation
1	☐ SCAQMD ☐ CH&SC ☐ CCR ☒ CFR	40 CFR Part 60 Section 60.8			Failed to conduct performance tests within 180 days after intial startup
2	☒ SCAQMD ☐ CH&SC ☐ CCR ☐ CFR	Rule 11501 (d)(1)(C)			Failed to conduct annual source test
3	☒ SCAQMD ☐ CH&SC ☐ CCR ☐ CFR	Rule 11102 (f)(1)(C)			Failed to conduct source test
4	☒ SCAQMD ☐ CH&SC ☐ CCR ☐ CFR	Rule 218(c)(1)(A)			Failed to submit an "Application for CEMS" for initial approval prior to installation of new Continuous Emissions Monitoring System (CEMS)
5	☒ SCAQMD ☐ CH&SC ☐ CCR ☐ CFR	Rule 203(b)			Operated equipment contrary to the conditions specified in the permit to operate

Served To:	Phone:	Served By:	Date Notice Served:
Michael Mazur	(310) 939-1783	Daniel Rosas	04/14/2026

Title:	Email:	Phone No:	Email:
Principal Engineer	MMazur@renewables 3 phases .com	☒ 909-396- 2080 ☐ 310-233-	drosas @aqmd.gov

*Key to Authority Abbreviations:
SCAQMD – South Coast Air Quality Management District
CH&SC – California Health and Safety Code
CCR – California Code of Regulations
CFR – Code of Federal Regulations

Method of Service:
☐ In Person ☒ Certified Mail
& electronic mail

ORIGINAL

PROOF OF SERVICE

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 21865 Copley Drive, Diamond Bar, California 91765.

On **November 10, 2026,** the documents(s) described as DECLARATION OF DANIEL ROSAS IN SUPPORT OF A STIPULATED ORDER FOR ABATEMENT was served on the interested parties in this action as stated below:

Michael Mazur
Green Gen LA LLC
1228 E. Grand Ave.
El Segundo, CA 90245
mmazur@3pr.energy
mmazur@3PhasesRenewables.com

☐ (BY PERSONAL SERVICE) I caused a true copy of the foregoing documents(s) to be delivered in a sealed envelope by hand to the above addressee(s). **SEE ATTACHEMENT 1.**

☐ (BY MAIL) I placed a true copy of the foregoing document(s) in a sealed envelope addressed as set forth above, or on attached service list. I placed each such envelope for collection and mailing following ordinary business practices. I am readily familiar with the District's practice for collection and processing of correspondence for mailing. Under that practice, the correspondence would be deposited with the United States Postal Service, with postage thereon fully prepaid at Diamond Bar California, in the ordinary course of business.

☒ (BY E-MAIL) By transmitting a true .pdf copy of the foregoing document(s) by electronic transmission. Said transmission(s) were completed on the foresaid date at the time stated on declarant's electronic mail transmission record.

Executed on **November 10, 2026** at Diamond Bar, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Nathan Wong
(Type or print name)

Nathan Wong
(Signature)