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8 **BEFORE THE HEARING BOARD OF THE**
9 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**
10

11 **In the Matter of**

Case No.: 5139-3

12 USA Waste of California, Inc. dba El
13 Sobrante Landfill
14 [Facility ID No. 113674],

**STIPULATION TO PLACE PETITION
FOR MODIFICATION OF AN
EXISTING VARIANCE ON CONSENT
CALENDAR**

15 Petitioner,

16
17 v.

Date: July 14, 2026

Time: 9:30 a.m.

Place: South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

18 South Coast Air Quality Management
19 District,

20 Respondent.
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22 With regard to USA Waste of California, Inc.'s ("Petitioner") El Sobrante
23 Landfill (Facility ID No. 113674), located at 10910 Dawson Canyon Road, Corona,
24 CA 92883, Petitioner and the South Coast Air Quality Management District
25 ("District") (collectively, "Parties") hereby request that the Petition for Modification
26 of an Existing Variance ("Petition") in Case No. 5139-3, scheduled for a public
27 hearing on July 14, 2026 at 9:30 a.m., be placed on that date's Consent Calendar.
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1 Pursuant to Hearing Board Rule 4, the Parties agree and stipulate to the
2 following:

3 1. Petitioner seeks an extension of the final compliance deadline in the
4 Regular Variance issued by the Hearing Board in Case No. 5139-3 ("Regular
5 Variance").

6 2. The Parties agree that the Petition may be placed on the Hearing Board's
7 Consent Calendar for Wednesday, July 14, 2026.

8 3. The Parties agree that the declarations of Christian Colline and Peter
9 Homsey (filed concurrently) shall be admitted into evidence.

10 4. The Parties agree on the [Proposed] Findings and Decision and
11 [Proposed] Order (filed concurrently) submitted to the Hearing Board in support of
12 the Petition.

13 5. The District did not oppose the granting of the Regular Variance.

14 6. The District does not oppose Petitioner's request to modify the final
15 compliance date for the Regular Variance.

16 7. The Parties agree that all evidence and testimony offered in support of
17 Petitioner's request for an Interim Variance (including all evidence and testimony
18 presented at the August 6, 2024 hearing on the Interim Variance), the Regular
19 Variance (including all evidence and testimony associated with or presented at the
20 October 3, 2024 hearing on the Regular Variance), and Petition for Modification of an
21 Existing Variance (submitted on June 12, 2025) shall be incorporated herein by
22 reference.

23 8. Petitioner's operation under the [Proposed] Order is not expected to
24 result in a violation of District Rule 401 (Visible Emissions), District Rule 402
25 (Nuisance) or Health and Safety Code Section 41700 (Nuisance).
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1 9. The Parties hereby request that the Hearing Board decide the matter
2 based on this Stipulation, Declarations of Christian Colline and Peter Homsey, and all
3 other documents submitted by the Parties.

4 10. Based on all the evidence in this case, the Parties stipulate to the Hearing
5 Board's consideration of the Petition on the Consent Calendar for July 14, 2026.

6
7 SO STIPULATED

8
9 Dated: July 2, 2026

FOR PETITIONER

USA Waste of California, Inc. dba El Sobrante
Landfill

11
12 By: Malcolm Weiss

Malcolm C. Weiss

HUNTON ANDREWS KURTH LLP

Counsel to Petitioner

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16 Dated: July 1, 2026

FOR RESPONDENT

South Coast Air Quality Management District

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18 By: Mary Reichert

Mary Reichert

Counsel to Respondent

