

1 OFFICE OF THE GENERAL COUNSEL
2 SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
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7 Diamond Bar, California 91765-0940
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9 Attorneys for Petitioner
10 South Coast Air Quality Management District

11 **BEFORE THE HEARING BOARD OF THE**
12 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

13 **In the Matter of**

14 SOUTH COAST AIR QUALITY
15 MANAGEMENT DISTRICT,

16 Petitioner,

17 vs.

18 LALO ONSUREZ, individually and dba
19 FIXCARNOW, INC.,

20 [Facility ID No. 171918]

21 Respondents.

CASE No. 6286-1

PETITION FOR AN ORDER
FOR ABATEMENT

District Rule 203(a)

Hearing Date: ~~April 7, 2026~~ *May 12, 2026*
Time: 9:30 a.m.
Place: Hearing Board
South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

22 SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (hereinafter referred to as
23 "District" or "Petitioner") petitions the District Hearing Board for an Order for Abatement directed
24 to Respondent Lalo Onsurez, individually and doing business as FixCarNow, Inc. (hereinafter
25 referred to as "Respondents"), located at 1235 S. Eastern Ave., Los Angeles, CA 90022, with
26 regard to the operation of an auto body and paint facility. The District alleges as follows:
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1 1. Petitioner is a body corporate and politic established and existing pursuant to Health
2 and Safety Code §40000, *et seq.* and §40400, *et seq.*, and is the sole and exclusive local agency
3 with the responsibility for comprehensive air pollution control in the South Coast Basin.

4 2. Respondents operate a paint spray booth located within the jurisdiction of the
5 District, Facility ID No. 171918 (hereinafter "Facility").

6 3. **District Rule 203(a)** requires that a permit be obtained from the District's
7 Executive Officer to operate or use any equipment which causes or controls the issuance of air
8 contaminants into the atmosphere.

9 4. Respondents operate a paint spray booth at the Facility, which causes the issuance
10 of air contaminants into the atmosphere. Respondents are currently in violation of District Rule
11 203(a) in that Respondents do not have a permit to operate the paint spray booth.

12 5. The Facility was issued Permit to Operate G30665 ("Permit") in April 2014 for an
13 air pollution control system consisting of an automotive spray booth with exhaust filters. The
14 Permit became delinquent and subsequently became inactive in February of 2020 for over 1 year
15 of nonpayment of required annual permit renewal fees.

16 6. On May 13, 2022, a District Air Quality Inspector conducted an inspection of the
17 facility. The Inspector the paint spray booth in active operation at the time of the inspection,
18 notwithstanding that the facility's permit application had expired. The Inspector discussed with
19 Mr. Onsurez how he could return to compliance by obtaining a valid permit, and provided Mr.
20 Onsurez with a copy of the application form and the contact information for the District's
21 Permitting Services, which could assist in completing the application and payment. The District
22 Inspector issued the Facility NOV P76502. A true and correct copy of NOV P76502 is attached
23 hereto as **Exhibit 1**.

24 7. As part of negotiating a resolution to NOV P76502, the District's General
25 Counsel's Office worked with Mr. Onsurez to ensure the facility sought and obtained a valid
26 permit to operate the spray booth. On August 29, 2023, the Respondent submitted a permit
27 application for a new Permit to Operate for the paint spray booth. However, the Respondent paid
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1 the Permit application fee, but the annual renewal was not paid and the application expired for
2 non-payment as of February 2024.

3 8. On May 22, 2024, an Inspector conducted an onsite inspection and observed the
4 spray booth installed and functional. The Inspector issued a Notice to Comply (#E55550) to Lalo
5 Onsurez and the facility requesting Respondent to provide, among other valid proof of a permit to
6 operate the spray booth, as well as past records of use of the spray booth. On June 18, 2024, a
7 follow-up onsite inspection was conducted to follow-up on the requirements of Notice to Comply.
8 The Inspector observed the spray booth in operation. Review of past records showed that the paint
9 spray booth had been utilized multiple times since the permit application expired in February 2024,
10 beginning March 11, 2024. Although the Respondent stated he paid the permit processing fees, the
11 South Coast AQMD Inspector explained that the annual renewal fee had not been paid. Notice of
12 Violation P67130 was issued on June 18, 2024, for operating equipment without a valid permit to
13 operate. A true and correct copy of NOV P67130 is attached hereto as **Exhibit 2**.

14 9. Numerous additional attempts from both the District's Compliance Division and its
15 General Counsel's Office have failed to resolve the ongoing violation. On September 24, 2025, a
16 District Inspector again conducted an inspection. The Inspector observed the facility's employees
17 applying tape to a vehicle inside the spray booth to prep it for painting. The employee, Mr. Jesus
18 Hernandez, confirmed that the facility was about to use the spray booth and that the facility used
19 the spray booth on average once per week.

20 10. Respondent continues to operate its spray booth without obtaining a valid permit to
21 operate.

22 11. The District is informed and believes, and thereon alleges, that Respondents are and
23 will be operating in violation of District Rule 203(a) until a permit to operate is obtained.

24 12. The District, by this petition, seeks an Order for Abatement to require Respondents
25 to cease violating District rules by discontinuing the operation of the paint spray booth at the
26 Facility, or in the alternative, comply with District Rule 203(a).

27 13. It is not unreasonable to require Respondents to comply with District rules and
28 regulations.

1 14. The issuance of an Order for Abatement upon a fully noticed hearing would not
2 constitute a taking of property without due process of law.

3 15. This Order for Abatement is not intended to be, nor does it act as a variance.

4 16. The issuance of the prayed for Order for Abatement is not expected to result in the
5 closing or elimination of an otherwise lawful business, but if it does result in such closure or
6 elimination, it would not be without a corresponding benefit in reducing air contaminants.

7 17. It is the District's intention to file proposed Findings and Decision in advance of the
8 hearing.

9 WHEREFORE, the District prays for an Order for Abatement as follows:

10 1. That this Hearing Board issue an Order for Abatement requiring Respondent to
11 cease and desist from operating its Facility in a manner which violates District Rule 203, or, in the
12 alternative, to comply with such conditions as the Board deems appropriate.

13 2. For such other and further relief that this Board deems just and proper.

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16 Dated: February 17, 2026

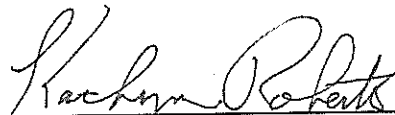
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
OFFICE OF THE GENERAL COUNSEL

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By: _____



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Kathryn Roberts
Principal Deputy District Counsel
Attorneys for Petitioner

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Exhibit 1



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

P 76502

NOTICE OF VIOLATION

DATE OF VIOLATION		
Month	Day	Year
05	13	2022

Facility Name: Fix Car Now, Inc		Facility ID#: 171918	Sector: CA
Location Address: 1235 S Eastern Ave		City: Los Angeles	Zip: 90022
Mailing Address: 1235 S Eastern Ave		City: Los Angeles	Zip: 90022

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	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	203(a)			Operating an automotive spray booth without permit to operate. air pollution control system consisting of an automotive spray booth with exhaust filters without a valid Permit to Operate.
2	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
3	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
4	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
5	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				

Served To: Lalo Onsurcz	Phone: 323 354 4464	Served By: Melissa Araiza	Date Notice Served: 5/13/2022
Title: Owner	Email: onzcustoms@att.net	Phone No: <input type="checkbox"/> 909-396-3518 <input type="checkbox"/> 310-233-	Email: maraiza @ 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	<input checked="" type="checkbox"/> In Person <input type="checkbox"/> Certified Mail
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ORIGINAL

Exhibit 2



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

P 67130

NOTICE OF VIOLATION

DATE OF VIOLATION		
Month:	Day:	Year:
03	11	24

Facility Name: Fixcarnow, Inc		Facility ID#: 171918	Sector: CA
Location Address: 1235 S. Eastern Ave		City: Los Angeles	Zip: 90022
Mailing Address: 1235 S. Eastern Ave		City: Los Angeles	Zip: 90022

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	<input checked="" type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR	Rule 203(a)			Operating equipment without a valid South Coast AQMD Permit to Operate
2	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
3	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
4	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				
5	<input type="checkbox"/> SCAQMD <input type="checkbox"/> CH&SC <input type="checkbox"/> CCR <input type="checkbox"/> CFR				

Served To: Lalo Onsurez	Phone: (909) 972-5482	Served By: Michael Pua	Date Notice Served: 06/18/24
Title: Manager	Email: on2customs@att.net	Phone No.: <input checked="" type="checkbox"/> 909-396-3135 <input type="checkbox"/> 310-233-	Email: mpua@aqmd.gov

*Key to Authority Abbreviations:

SCAQMD - South Coast Air Quality Management District
CCR - California Code of Regulations

CH&SC - California Health and Safety Code
CFR - Code of Federal Regulations

Method of Service:

In Person Certified Mail

ORIGINAL

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9 Attorney for Petitioner
10 South Coast Air Quality Management District

11 **BEFORE THE HEARING BOARD OF THE**
12 **SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

13 **In The Matter Of**

14 **Case No. 6286-1**

15 SOUTH COAST AIR QUALITY
16 MANAGEMENT DISTRICT,

17 **PROOF OF SERVICE – PETITION FOR**
18 **AN ORDER FOR ABATEMENT**

19 Petitioner,

20 vs.

21 District Rule 203(a)

22 LALO ONSUREZ, individually and dba
23 FIXCARNOW, INC.,

24 Hearing Date: ~~April 7, 2026~~ *May 12, 2026*

25 Time:

26 [Facility ID No. 171918],

27 Place:

28 Respondent.

Hearing Board
South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

PROOF OF SERVICE

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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, CA 91765.

On **February 19, 2026**, the document(s) described as **PETITION FOR AN ORDER FOR ABATEMENT**, was served on the interested parties in this action as stated below:

Lalo Onsurez
FixCarNow, Inc.
1235 S. Eastern Ave.
Los Angeles, CA 90022-4809
Email: onzcustoms@att.net

(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 OVERNIGHT DELIVERY) I placed a true copy of the foregoing document(s) in a sealed envelope(s) or package(s) designated by an express service carrier, addressed as set forth above, or on attached service list for overnight delivery, with delivery fees paid or provided for in accordance with ordinary business practices. I am readily familiar with the District's practice of collection and processing of mailings or packages for overnight delivery.

(BY E-MAIL) Pursuant to a court order, or stipulation or agreement of the parties to accept service via email or electronic transmission, I served the above document(s) to the email addresses set forth above, or on attached service list, by transmitting a true .pdf copy of the foregoing document(s) by e-mail transmission from rmendoza@aqmd.gov to each interested party at the e-mail address(es) set forth above. Said transmission was completed on the aforesaid date at the time stated on declarant's e-mail transmission record.

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

Executed on **February 26, 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.

Rachel Mendoza
(Type or print name)


(Signature)

ATTACHMENT 1

James Chavez

From: Kathryn Roberts
Sent: Tuesday, February 17, 2026 1:33 PM
To: Clerk of Board
Cc: [REDACTED]; Rachel Mendoza
Subject: South Coast AQMD v. FixCarNow, Inc (Case No. 6286-1) - Petition for Order for Abatement
Attachments: Petition_FixCarNow_6286-1.pdf

Dear Clerk of the Board,

Attached for filing, please find the South Coast AQMD's Petition for an Order for Abatement directed to Respondents Lalo Onsurez, individually and dba FixCarNow, Inc. (Facility ID 171918) to abate violations of South Coast AQMD Rule 203(a). Pursuant to earlier arrangement, the District respectfully requests this matter be set for hearing on **April 7, 2026**.

Consistent with Hearing Board Rule 2(c), South Coast AQMD shall serve this Petition on Respondents. Respondents' email is included here as a courtesy copy. Proof of Service will be filed with the Clerk subsequently.

Consistent with Hearing Board Rule 2(a), undersigned counsel will file 8 hard copies with the Clerk's Office in advance of the hearing.

Respectfully Submitted,

Kathryn Roberts

Kathryn Roberts, Esq.
Principal Deputy District Counsel
Office of the General Counsel
South Coast Air Quality Management District
Phone: 909.396.2734
Email: kroberts@aqmd.gov

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