

I, Lauren Doucette, declare:

1. I am the Regulatory Environmental Specialist with San Bernardino County – Fleet Management (Petitioner). If called as a witness, I could testify to the following based upon my personal knowledge.
2. I am familiar with and have reviewed the Petition filed in support of Case No. 6070-15 and specifically with the equipment at issue in this petitioner, Internal Combustion (IC) Engine (P/O No. G4555), located at 13910 San Sevaine Rd., Lytle Creek, CA 92358 (Facility ID # 161265)
3. San Bernardino County – Fleet Management (Petitioner) is a public entity that provides vehicles, equipment, and services to the officials and employees of San Bernardino County. Petitioner owns and operates the engine that is subject to the regular variance request in Case No. 6070-15.
4. In support of the 6 findings required to grant this Regular Variance:
 - a. On or about December 28, 2025, an unforeseen power loss from Southern California Edison (SCE) required operation of the emergency engine. On January 9, 2026, the engine exceeded 200 operating hours. The petitioner eventually learned that the power outage was caused by inclement weather.
 - b. Petitioner had done their due diligence by applying for the variance before the engine hit 200 hours. On January 8, 2026, the Petition for Variance was filed. An ex parte variance was granted January 9, 2026. Interim Variance was granted February 3, 2026. As of February 25, 2026, hours are 755.5.
 - c. The direct cause of the noncompliance was due to a third party when SCE' s equipment failed, causing an outage to their customers, including

at the location of the emergency engine. It was beyond reasonable control.

- d. The benefit of keeping the engine operational outweighs turning it off due to air contaminants. The engine keeps crucial communication open, and the generator is a far distance from any residential or business area.
- e. The engine will only run 1 hour for maintenance or when power supply is cut for emergencies. A GPS unit is on the engine to see when it is running.
- f. If not granted, the area along with the greater San Bernardino area and other parts of California will lose critical communication that is needed by first responders.

5. “State of Emergency” Fee Waiver

- g. Consistent with Rule 303 (p), Petitioner San Bernardino County - Fleet Management Department hereby requests that excess emission fees beginning with the Emergency Ex Parte Variance granted on January 9, 2026, and through December 31, 2026, be waived due to the “state of emergency” that caused the power outage.
- h. Governor Newsom declared a “state of emergency” starting on December 23, 2025 (Attached as Exhibit 1). This “state of emergency” was called due to inclement weather in the mountain regions that was dangerous to the community.
- i. It was because of this inclement weather and “state of emergency” that the Petitioner had to file for a variance for the engine.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 24th day of February 2026 at San Bernardino, California.

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Lauren Doucette

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

PROCLAMATION OF A STATE OF EMERGENCY

WHEREAS beginning on or about December 23, 2025, a series of atmospheric rivers began to impact California ("2025 Late December Storms"), including Los Angeles, Orange, Riverside, San Bernardino, San Diego, and Shasta Counties; and

WHEREAS high intensity rainfall on saturated soils will create a major risk for rockslides, mudslides, landslides, urban flooding, rapid rises in small streams, and significant river flooding, particularly urban/roadway flooding and rapid rises in local creeks and rivers across multiple counties; and

WHEREAS due to recently burned areas in Southern California, including the Airport, Bridge, Line, Palisades, and Eaton Fire burn scars, heavy rain rates from the 2025 Late December Storms may trigger debris flows; and

WHEREAS in anticipation of the potential threats from flooding, debris flows, and other hazards attendant to heavy rainfall and winds that these storms threaten, I have directed state agencies, including my Office of Emergency Services, to pre-deploy various resources throughout counties across the state, including 55 fire engines, 10 swiftwater rescue teams, five hand crews, five dozers, four loaders, three helicopters, an incident management team, an Urban Search and Rescue Team, and over 300 personnel; and

WHEREAS under the provisions of Government Code section 8558(b), I find that conditions of extreme peril to the safety of persons and property exist due to the 2025 Late December Storms; and

WHEREAS under the provisions of Government Code section 8558(b), I find that the conditions caused by the 2025 Late December Storms, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single local government and require the combined forces of a mutual aid region or regions to appropriately respond; and

WHEREAS under the provisions of Government Code section 8625(c), I find that local authority is inadequate to cope with the magnitude of the extreme peril posed by the 2025 Late December Storms; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this Proclamation would prevent, hinder, or delay the mitigation of the effects of the 2025 Late December Storms.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes, including the California Emergency Services Act, and in particular, Government Code section 8625, **HEREBY PROCLAIM A STATE OF EMERGENCY** to exist in Los Angeles, Orange, Riverside, San Bernardino, San Diego, and Shasta Counties due to the 2025 Late December Storms.

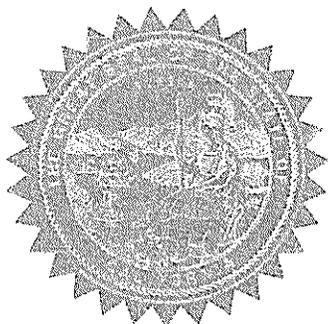
IT IS HEREBY ORDERED THAT:

1. All agencies of the state government are to utilize and employ state personnel, equipment, and facilities for the performance of any and all activities consistent with the direction of the Governor's Office of Emergency Services and the State Emergency Plan. Also, to protect their safety, all residents are to obey the direction of emergency officials with regard to this emergency in order to protect their safety.
2. The Governor's Office of Emergency Services shall provide assistance to local governments, if appropriate, under the authority of the California Disaster Assistance Act, Government Code section 8680 et seq., and California Code of Regulations, Title 19, section 2900 et seq.
3. The California National Guard may be mobilized under Military and Veterans Code section 146 to support disaster response and relief efforts, as directed by the Office of Emergency Services, and to coordinate with all relevant state agencies and state and local emergency responders and law enforcement within the impacted areas. Sections 147 and 188 of the Military and Veterans Code are applicable during the period of participation in this mission, exempting the California Military Department from applicable procurement rules for specified emergency purchases, and those rules are hereby suspended.
4. The California Department of Transportation shall, if appropriate, formally request immediate assistance through the Federal Highway Administration's Emergency Relief Program, United States Code, Title 23, section 125, in order to obtain federal assistance for local roads and highway repairs or reconstruction that are needed due to the 2025 Late December Storms.

I FURTHER DIRECT that as soon as hereafter possible, this Proclamation be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Proclamation.

This Proclamation is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 24th day of December 2025.



GAVIN NEWSOM
Governor of California

ATTEST:

SHIRLEY N. WEBER, Ph.D.
Secretary of State