BOARD MEETING DATE: January 4, 2013 AGENDA NO. 9

REPORT: Hearing Board Report

SYNOPSIS: This reports the actions taken by the Hearing Board during the period of November 1 through November 30, 2012.

COMMITTEE: No Committee Review

RECOMMENDED ACTION:
Receive and file this report.

Edward Camarena
Chairman of Hearing Board
DP

Two summaries are attached: Rules From Which Variances and Orders for Abatement Were Requested in 2012 and November 2012 Hearing Board Cases.

The total number of appeals filed during the period November 1 to November 30, 2012 is 1; and total number of appeals filed during the period of January 1 to November 30, 2012 is 5 .

| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| \# of HB Actions* |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| Involving |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| Rules |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 109 |  |  |  |  |  |  | 1 |  |  |  |  |  |  | 1 |
| 109(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 109(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 201 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 201.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 202 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 202(a) |  | 4 | 1 |  |  | 1 | 2 |  | 1 | 2 | 2 |  |  | 13 |
| 202(b) |  |  | 1 |  |  | 1 |  |  |  |  |  |  |  | 2 |
| 202(c) |  | 1 |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 203 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 203(a) |  |  | 1 | 2 | 2 | 2 |  | 3 | 2 | 2 |  | 3 |  | 17 |
| 203(b) |  | 6 | 3 | 3 | 2 | 4 | 7 | 5 | 4 | 7 | 8 | 2 |  | 51 |
| 204 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 208 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218.1(b)(4)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218(b)(2) |  |  |  |  | 1 |  |  |  |  |  | 1 |  |  | 2 |
| 218(C)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 218(f)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 221(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 221(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 221(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 222 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(a) |  |  |  |  |  |  |  |  |  |  | 1 |  |  | 1 |
| 401(b) |  |  |  |  |  |  |  |  |  |  | 1 |  |  | 1 |
| 401(b)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 401(b)(1)(B) |  |  |  |  |  |  |  |  |  | 1 |  |  |  | 1 |
| 402 |  |  |  |  |  |  |  |  | 1 |  |  |  |  | 1 |
| 403(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 403(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 403(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 404 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 404(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 405 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 405(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 407(a)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 410(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 430(b)(3)(A)(iv) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(c)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 431.1(d)(1), Att A(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 442 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 444(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461 |  |  |  |  |  |  |  |  |  |  |  | 1 |  | 1 |
| 461(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(F)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(F)(iv) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(F)(v) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(1)(H) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2) |  |  |  |  |  |  |  |  | 2 |  |  |  |  | 2 |
| 461(c)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(D)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(H) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(3)(M) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(c)(4)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(d)(5)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(1) |  |  |  |  |  |  |  |  | 2 |  |  |  |  | 2 |
| 461(e)(2) |  |  |  |  |  |  |  |  |  |  |  | 2 |  | 2 |
| 461(e)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2)(B)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 461(e)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |



| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 468 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 468(a) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 468(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1102(c)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1103(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1105.1(d)(1)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1105.1(d)(1)(A)(iii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1106(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1106.1(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1106.1(c)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1107(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1107(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1107(c)(7) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1107 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2 |  |  |  |  |  |  |  |  |  |  | 1 |  |  | 1 |
| 1110.2(c)(14) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(B)(ii) |  |  |  |  |  |  | 1 |  |  |  | 2 |  |  | 3 |
| 1110.2(d)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(d)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(e)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(e)(1)(B)(i)(II) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(e)(1)(B)(i)(III) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(e)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(f) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(f)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1110.2(f)(1)(A)(iii)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1113(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1113(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(c)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(1)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(1)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(5)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(5)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(10) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(d)(12) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(g)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 1118(g)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(i)(5)(B)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(i)(5)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118())(1)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118())(1)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1118(i)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(6) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(7) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(c)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(e)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(h) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(h)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(h)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1121(h)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| $1122(\mathrm{c})(2)(\mathrm{A})$ |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(c)(2)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| $1122(\mathrm{~d})(1)(\mathrm{B})$ |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| $1122(\mathrm{e})(2)(\mathrm{B})$ |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| $1122(\mathrm{e})(2)(\mathrm{D})$ |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| $1122(\mathrm{e})(4)(\mathrm{A})$ |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(e)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122(g)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1122() |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1124 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1124(c)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1124(c)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1124(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1125(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1125(c)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1125(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1128(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1128(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1130 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1130(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1130(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1131 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1131(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1132(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1132(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1133(d)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 1133.2(d)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(d)(2)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(f) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1134(g)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1135(c)(4)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1136 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1136(c)(1)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1137(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(g)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1145(h)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146(c)(2)(A) |  |  |  |  |  |  |  | 1 |  |  |  |  |  | 1 |
| 1146.1(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(12) |  |  |  |  |  |  |  | 1 |  |  |  |  |  | 1 |
| 1150.1(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146 |  |  |  |  | 1 |  |  |  |  |  |  |  |  | 1 |
| 1146(c)(2)(A) |  |  |  |  |  |  |  |  |  |  |  | 1 |  | 1 |
| 1146(c)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146(c)(1)(1) |  |  |  |  |  |  |  |  |  | 1 |  |  |  | 2 |
| 1146.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(a)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(a)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(b) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(c)(1)(G) |  |  | 1 |  |  |  |  |  |  |  |  |  |  | 1 |
| 1146.1(c)(2) |  | 2 |  |  |  |  |  |  |  |  |  |  |  | 2 |
| 1146.1(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.1(e)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.2 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1146.2(c)(3) |  |  |  |  |  | 1 |  |  |  |  |  |  |  | 1 |
| 1146.2(c)(5) |  |  | 1 |  |  |  |  |  |  |  |  |  |  | 1 |
| 1146.2(e) |  |  |  |  |  | 1 |  |  |  |  |  |  |  | 1 |
| 1147)(c)(1) |  |  |  |  |  |  |  |  |  | 1 |  | 1 |  | 2 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 1147(c)(10) |  |  |  |  |  |  |  |  |  |  |  | 1 |  | 1 |
| 1150.1(d)(C)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(1)(C)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(6) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(d)(12) |  |  |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1150.1(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(1)(B)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151.1(e)(2)(B)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(2)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(3)(B)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(6)(A)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(e)(6)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(f)(1)(A)(iii)(I) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1150.1(f)(1)(H)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(c)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1151(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1153(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1153(c)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1156(d)(5)(C)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(7) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(7)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1158(d)(10) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1164(C)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1164(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1166(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1166(c)(2)(F) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1168 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1168(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1168(h)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 1171 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(1)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(1)(b)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(5)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1171(c)(6) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1173(f)(1)(E) |  |  |  |  |  |  |  |  |  |  |  | 1 |  | 1 |
| 1173(g) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(4)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(4)(B)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(4)(B)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(c)(4)(B)(i)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(b)(1) (C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1175(d)(4)(ii)(II) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(2)(A)(ii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(e)(2)(B)(v) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(1)(A)(xiii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(1)(A)(xiv) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1176(f)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(3)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(3)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(d)(4)(A)(i) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1178(g) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1186.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1186.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1189(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1195 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1195(d)(1)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1303 |  |  |  |  |  | 1 |  |  |  |  |  |  |  | 1 |
| 1303(a)(1) |  |  |  |  |  |  |  |  |  |  |  | 1 |  | 1 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 1303(a)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1401 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1401(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1401(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1401(d)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1405(d)(3)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(d)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(d)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1407(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1415(d)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1418(d)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1420 |  |  |  |  |  |  | 2 |  |  |  |  |  |  | 2 |
| 1420.1(g)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 1421(d) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(d)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(d)(1)(G) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(d)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(e)(2)(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(e)(1)(A)(vii) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(e)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(1)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(1)(E) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(h)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1421(i)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1425(d)(1)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(c)(8) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(c)(11)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(d)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(e)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(g)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(h) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(j)(4)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(j)(4)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1469(k)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1470 |  | 1 | 1 | 2 |  |  |  |  |  |  |  |  |  | 4 |
| 1470(c)(2)(C)(i)(I) |  |  |  |  |  | 1 |  |  |  |  |  |  |  | 1 |
| 1470(c)(2)(C)(iv) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1470(c)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 1470(c)(3)(C)(iii) |  |  | 1 | 1 |  |  |  |  |  | 2 |  |  |  | 4 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 1470(c)(9) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(b)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(b)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(c)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(c)(1)(C) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(f)(1) |  | 6 | 2 | 1 | 2 | 4 | 4 | 4 |  | 4 | 6 | 2 |  | 35 |
| 2004(f)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2004(k) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2005 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009(b)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009(f)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1(c) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1(f)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1(f)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2009.1(f)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011 Attachment C |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(c)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(c)(2)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(c)(3)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(e)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(f)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(g) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(g)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(k) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(k) Appen. A, Chap. 2, except E \& Attach C |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(k) Appen. A, Chap. 2, Section A. 3 a-c, A. 5 and B. 1-4 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| and Appen. A, Chap. 2, Section C.2.a, c \& d |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2011(k) Appen. A, Chap. 2, Sections A.3.,a.-c.,e.g. and B.1.-4 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012.0 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012 Attach. C, B.2.a |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012 Appen. A, Attach. C, Section B.2. |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 2012 Appen. A, Attach. C, Section B.2.a. \& b. |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012 Appen. A |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012 Appen. A, Chap. 2 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012 Appen A, Chap. 2, Sec. A |  |  |  | 1 |  |  |  |  |  |  | 1 |  |  | 2 |
| 2012 Appen A. Chap. 2. Sec. A1.g. |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012 Appen A, Chap. 2, Sec. B |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012, Appen. A, Protocol 2012, Chap. 2, B.5. |  |  |  |  |  |  | 1 |  |  |  |  |  |  | 1 |
| 2012, Appen A, Chap. 2, B.5.a |  |  |  |  |  |  | 1 |  |  |  |  |  |  | 1 |
| 2012, Appen A, Chap. 2, B. 10 |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 2012, Appen A, Chap. 2, B. 11 |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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|  | 2012 | Jan | Feb |  | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| 2012, Appen A, Chap. 2, B. 12 |  |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 2012, Appen A, Chap. 2, B. 17 |  |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 2012, Appen A, Chap.2, B. 18 |  |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 2012, Appen A, Chap.2, B. 20 |  |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 2012 Appen A, Chap. 4.A. 4 |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(c)(2) |  |  |  |  | 1 | 1 |  |  |  |  |  |  |  |  | 2 |
| 2012(c)(2)(A) |  |  |  |  |  |  |  | 1 |  |  |  | 1 |  |  | 2 |
| 2012(c)(2)(B) |  |  |  |  |  |  |  | 1 |  |  |  |  |  |  | 1 |
| 2012(c)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(c)(3)(A) |  |  |  |  |  |  |  |  |  |  |  | 1 |  |  | 1 |
| 2012(c)(3)(B) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(c)(10) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(d)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(d)(2)(A) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(d)(2)(D) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(f)(2)(A) |  | 1 |  |  |  |  |  |  |  |  |  |  |  |  | 1 |
| 2012(g)(1) |  |  |  |  | 1 |  |  |  |  |  |  | 1 |  |  | 2 |
| 2012(g)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(g)(7) |  |  |  |  | 1 |  |  |  |  |  |  |  |  |  | 1 |
| 2012(h)(3) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(h)(4) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(h)(5) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(h)(6) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(i) |  |  |  |  |  |  |  | 1 |  |  |  |  |  |  | 1 |
| 2012()(1) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(j)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012, Protocol (Appen. A) Chap. 2, Part A.1.a |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012, Protocol (Appen. A) Chap. 2, Part B. 4 |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(m) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(m) Appen. A, Chp 2, except Sections E \& Attach C. |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(m) Appen. A, Attach. C |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(m) Appen. A, Chap. 2, Sections 2.A.1 a-c, e.g, |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| and B. 1-4 and Appendix A, Chapter 3, Section C. 2 a, c \& d |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(m) Appen. A, Chap 3, Section (A)(6) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 2012(m) Appen. A, Chap 5, Para G, Table 5B and Att. D |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 3002 |  |  |  |  |  |  |  |  |  | 1 |  |  |  |  | 1 |
| 3002(a) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 3002(c) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| 3002(c)(1) |  | 5 |  | 2 | 1 | 2 | 4 | 3 | 3 | 1 | 4 | 6 | 2 |  | 33 |
| 3002(c)(2) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| Regulation II |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| Regulation IX |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| Regulation IX, 40 CFR Part 60, Subpart J |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| Regulation XI |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| Regulation XIII |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| H\&S 39152(b) |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| H\&S 41510 |  |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |


| Rules from which Variances and Order for Abatements were Requested in 2012 |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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|  | 2012 | Jan | Feb | Mar | Apr | May | Jun | Jul | Aug | Sep | Oct | Nov | Dec | Total Action |
| H\&S 41700 |  |  |  |  |  |  |  |  | 1 |  |  |  |  | 1 |
| H8S 41701 |  |  |  |  |  |  |  |  |  | 1 | 2 |  |  | 3 |
| H\&S 93115.6(c)(2)(C)(1) |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
| HeS 42303 |  |  |  |  |  |  |  |  |  |  |  |  |  | 0 |
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## Report of November 2012 Hearing Board Cases

| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance or Order | Excess Emissions |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 1. ARCO Facility \#1023 Case \#5912-1 (K. Manwaring) | 461 | VRS at GDF failed blockage test. | Not Opposed/Granted | Ex Parte EV granted commencing 11/21/12 and continuing for 30 days or until the EV hearing currently scheduled for $11 / 27 / 12$, whichever comes first. | VOC: TBD by 12/7/12 |
| 2. ARCO Facility \#1023 Case \#5912-1 <br> (K. Manwaring) | 461(e)(5) | VRS at GDF failed blockage test. | Not Opposed/Granted | EV granted commencing 11/29/12 and continuing through 12/21/12. | $\begin{aligned} & \text { VOC: TBD by } \\ & 12 / 14 / 12 \end{aligned}$ |
| 3. Breitburn Operating, LP Case \#4358-9 (Consent Calendar; No Appearance) | $\begin{aligned} & \hline 203(\mathrm{~b}) \\ & 1173(\mathrm{f})(1)(\mathrm{E}) \\ & 1303(\mathrm{a})(1) \\ & 2004(\mathrm{f})(1) \\ & 3002(\mathrm{c})(1) \\ & \hline \end{aligned}$ | VRS must be shut down while new electric main gear is installed. | Not Opposed/Granted | SV granted for a continuous period of time not to exceed 48 hours in a window of time between 11/8/12 and 12/20/12. | $\begin{aligned} & \text { VOC: TBD by } \\ & 12 / 4 / 12 \end{aligned}$ |
| 4. Chevron Products Company Case \#831-360 (K. Manwaring) | $\begin{aligned} & \text { 203(b) } \\ & 2004(f)(1) \\ & 3002(\mathrm{c})(1) \end{aligned}$ | Two NH3 CEMS are at the end of their useful life and must be disconnected to replace them with units of newer and more reliable design. Refinery seeks to continue operations during replacement. | Not Opposed/Granted | SV granted commencing 12/17/12 and continuing through 1/24/13. | None |
| 5. Convenience Retailers LLC 5642 <br> Case \#5909-1 <br> (J. Panasiti) | 461(e)(2) | VRS at GDF failed blockage test. | Not Opposed/Granted | Ex Parte EV granted commencing 11/14/12 and continuing for 30 days or until the EV hearing currently scheduled for 11/27/12, whichever comes first. | $\begin{aligned} & \text { VOC: TBD by } \\ & 11 / 29 / 12 \end{aligned}$ |
| 6. Convenience Retailers LLC 5642 <br> Case \#5909-1 <br> (K. Manwaring) | 461(e)(2) | VRS at GDF failed blockage test. | Not Opposed/Denied | EV denied. | N/A |
| 7. SCAQMD vs. California Hospital Medical Center Case \#5826-1 (Consent Calendar; No Appearance) | 1146(c)(2)(A) | Respondent cannot meet final compliance date due to delay in obtaining OSHPD approval for electrical system. | Stipulated/Issued | Mod. O/A issued commencing 11/29/12; the Hearing Board shall retain jurisdiction over this matter until 1/30/13. | N/A |


| Case Name and Case No. | Rules | Reason for Petition | District Position/ Hearing Board Action | Type and Length of Variance or Order | Excess Emissions |
| :---: | :---: | :---: | :---: | :---: | :---: |
| 8. SCAQMD vs. Elsinore Valley Municipal Water District Case \#5742-2 (N. Sanchez) | 203(a) | Operating portable ICE without permit. | Stipulated/Issued | O/A issued commencing 11/13/12; the Hearing Board shall retain jurisdiction over this matter until 3/31/13. | N/A |
| 9. SCAQMD vs. Exiquio Parra Cazaeres (aka Humberto Parra), an individual, dba Humberto's Tree Service Case \#5898-1 (M. Gardella \& N. Feldman) | 203(a) | Petitioner operating portable diesel ICE without valid CARB registration or District permit. | Not Stipulated/Issued | O/A issued commencing 11/29/12; the Hearing Board shall retain jurisdiction over this matter until 4/30/13. | N/A |
| 10. SCAQMD vs. George Industries, Inc. Case \#5905-2 (T. Barrera) | $\begin{aligned} & \hline 1147(\mathrm{c})(1) \\ & \text { 1147(c)(10) } \end{aligned}$ | Operating powder coating oven in violation of NOx emission limit. | Stipulated/Issued | O/A issued commencing 11/29/12; the Hearing Board shall retain jurisdiction over this matter until 3/31/13. | N/A |
| 11. SCAQMD vs. Sandfrog, LLC Case \#5873-1 <br> (N. Feldman) | 203(a) | Respondent operates 560 bhp diesel ICE without valid permit to operate. | No Position/Denied | Mod. O/A denied. | N/A |

## Acronyms

AOC: Alternative Operating Conditions
CARB: California Air Resources Board
CEMS: Continuous Emissions Monitoring SystemS
ESP: Electrostatic Precipitator
EV: Emergency Variance
FCD: Final Compliance Date
GDF: Gasoline Dispensing Facility
H\&S: Health \& Safety Code
H2S: Hydrogen Sulfide
ICE: Internal Combustion Engine
I/P: Increments of Progress
IV: Interim Variance
MFCD/EXT: Modification of a Final Compliance Date and Extension of a Variance
Mod. O/A: Modification of an Order for Abatement
NH3: Ammonia
NOx: Oxides of Nitrogen
O/A: Order for Abatement
OSHPD: Office of Statewide Health Planning and Development
PM: Particulate Matter
ROG: Reactive Organic Gas

## RV: Regular Variance

SCR: Selective Catalytic Reduction
SO2: Sulfur Dioxide
SOx: Oxides of Sulfur
SV: Short Variance
TBD: To be determined
VOC: Volatile Organic Compounds
VRS: Vapor Recovery System

