

1 California Integrated Waste Management Board
2 Marie W. Carter, Chief Counsel, State Bar No. 070403
3 Wendy Breckon, Staff Counsel, State Bar No. 182952
4 Attorneys for Petitioner
5 1001 I Street, 23rd Floor
6 Sacramento, CA 95814
7 Telephone: (916) 341-6068

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

BEFORE THE
CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD
STATE OF CALIFORNIA

In the Matter of:)
VIRGILIO CARRERA) CASE NO.
OWNER & OPERATOR) ADMINISTRATIVE DECISION
RE: /d.b.a. VILLY TIRE'S)
RESPONDENT.)

17 The California Integrated Waste Management Board ("CIWMB") served
18 an Administrative Complaint and Request for Hearing form on VIRGILIO
19 CARRERA, ("RESPONDENT"), on November 29, 2004. RESPONDENT did
20 not file a Request for Hearing. The matter shall be determined as a default
21 pursuant to Government Code section 11520. The CIWMB takes action
22 against RESPONDENT based upon evidence and affidavits that may be used
23 without any notice to RESPONDENT.

24 **FACTUAL FINDINGS**

25 1. The Administrative Complaint was executed by WENDY
26 BRECKON, Staff Counsel, CIWMB, acting in her official capacity.
27

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

4. No evidence of mitigation, extenuation or rehabilitation is offered.

ORDER

Good cause appearing, Complainant's motion to take action in accordance with the provisions of Public Resources Code 42851, subdivision (b) and Government Code Section 11520, subdivision (a) is granted.

THE FOLLOWING ORDER is hereby made:

RESPONDENT, VIRIGILO CARRERA, is ordered to pay an administrative penalty of \$1,000.00 (One thousand dollars) to the California Integrated Waste Management Board within 30 (thirty) days of the date of this decision.

This DECISION shall become effective February 15, 2005.

Dated: 2/15/05



ROSARIO MARIN
Chair
California Integrated Waste
Management Board