

1 ELLIOT BLOCK SBN 116999  
Chief Counsel  
2 HEATHER L. HUNT SBN 225861  
3 CATHERINE V. NYSTROM SBN 278265  
Attorneys for Complainant  
4 DEPARTMENT OF RESOURCES RECYCLING & RECOVERY  
1001 I Street, 24<sup>th</sup> Floor  
5 P. O. Box 4025  
6 Sacramento, CA 95812-4025  
Telephone: (916) 341- 6068  
7 Facsimile: (916) 319-7804

8  
9 STATE OF CALIFORNIA

10 DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY

11 In the matter of:

12  
13 CHASSIS & TIRES REPAIR, INC.

14  
15 RESPONDENT

16  
17 TPID NO.: 1208904-01

STIPULATION FOR ISSUANCE OF  
ADMINISTRATIVE DECISION FOR  
WASTE TIRE HAULER  
ADMINISTRATIVE PENALTIES

PUBLIC RESOURCES CODE  
SECTION 42950, ET SEQ.

18 AGENCY NO: 2015-011178-ADC

19 INTRODUCTION AND PROCEDURAL HISTORY

20 The parties to this STIPULATION FOR ISSUANCE OF ADMINISTRATIVE DECISION  
21 FOR WASTE TIRE HAULER ADMINISTRATIVE PENALTIES (Stipulation) are CALRECYCLE  
22 and Chassis & Tires Repair, Inc. (RESPONDENT) (hereafter, referred to collectively as "the  
23 Parties"). On February 25, 2016, CALRECYCLE issued RESPONDENT an ADMINISTRATIVE  
24 COMPLAINT FOR WASTE TIRE HAULER ADMINISTRATIVE PENALTIES (Administrative  
25 Complaint), which included penalties in the amount of \$47,000.00. RESPONDENT was  
26 served the Administrative Complaint on March 7, 2016. RESPONDENT was provided with 15  
27 days from the date of receipt of the Administrative Complaint to request a hearing and file a  
28 "Notice of Defense/Request for Hearing" with CALRECYCLE to refute the allegations

1 contained therein. RESPONDENT did not file a "Notice of Defense/Request for Hearing;"  
2 constituting a default pursuant to Government Code section 11520. CALRECYCLE issued  
3 RESPONDENT an Administrative Decision For Waste Tire Hauler Administrative Penalties  
4 (Administrative Decision) on March 28, 2016. On April 5, 2016, RESPONDENT was served  
5 the Administrative Decision. A Motion Requesting The Vacating Of Administrative Decision  
6 For Waste Tire Hauler Administrative Penalties dated April 12, 2016 was issued to  
7 CALRECYCLE from Cathy Pham Zotti, RESPONDENT's attorney. On July 15, 2016,  
8 CALRECYCLE issued RESPONDENT a Stipulation And Decision On Motion Requesting The  
9 Vacating Of Administrative Decision For Waste Tire Hauler Administrative Penalties and was  
10 served to RESPONDENT's attorney on July 18, 2016. On July 19, 2016, RESPONDENT's  
11 attorney requested a hearing. A hearing was scheduled for October 13, 2016, in Riverside  
12 California. On September 28, 2016, a Notice Of Hearing Officer Assignment & Informal  
13 Hearing Procedures were issued to the Parties; and a Notice of Telephonic Status Conference  
14 was scheduled for September 28, 2016, for the Parties to discuss the status of the case. On  
15 September 28, 2016, an Order On Continuance & Final Resolution Process was issued to the  
16 Parties and a Telephonic Status Conference was scheduled for October 13, 2016.

17 In order to avoid the time, expense, and uncertainties attendant with litigation, the  
18 Parties hereby submit this Stipulation as final resolution of this matter. In submitting this  
19 Stipulation, the Parties understand, acknowledge, and agree to the facts and terms of  
20 Stipulation as set forth herein.

21  
22 **STIPULATED FACTUAL FINDINGS**

- 23 1. The Administrative Complaint was executed by Heather L. Hunt, Attorney III for  
24 CALRECYCLE, acting in her official capacity.
- 25 2. CALRECYCLE has authority to regulate and conduct enforcement actions  
26 regarding Waste Tire Facilities and Waste and Used Tire Haulers within the State of California  
27 under PRC sections 42800 et seq., 42950 et seq., and attendant regulations contained in Title  
28 14 of the California Code of Regulations (CCR).

1           3.     A "Waste or Used Tire Hauler" or "Hauler" is defined as, "any person engaged in  
2 the transportation of waste or used tires, or tire casings, including haulers that the  
3 [CALRECYCLE] approved as exempt from registration pursuant to PRC section 42954." (14  
4 CCR section 18450(a)(37).)

5           4.     PRC section 42951(a) states, "[e]very person who engages in the transportation  
6 of waste or used tires shall hold a valid waste and used tire hauler registration (waste tire  
7 hauler registration), unless exempt as specified in Section 42954."

8           5.     Pursuant to PRC section 42956(b), "any person who operates a vehicle . . . that  
9 transports 10 or more tires without a valid and current waste and used tire hauler registration,  
10 as issued by [CALRECYCLE] . . . , shall be subject to the enforcement actions specified in  
11 Article 4 (commencing with [PRC] Section 42962)."

12           6.     Title 14 CCR section 18454(a) requires that, "any person hauling 10 or more  
13 used or waste tires shall apply for a waste tire hauler registration, unless exempt." Subsections  
14 (c) and (d) further provide that, "the initial waste tire hauler registration is valid from [sic] the  
15 date of issuance to January 1 of the following year . . . ." "The waste tire hauler is not  
16 authorized to haul used or waste tires after the January 1 expiration date unless the waste tire  
17 hauler has applied to renew the waste tire hauler registration prior to expiration and has  
18 received the [CALRECYCLE] issued renewal registration card(s) and vehicle decal(s)."

19           7.     Pursuant to PRC section 42955(d), A waste tire hauler registration application  
20 shall include:

21                                 (d) A bond in favor of the State of California in the amount of ten thousand  
22 dollars (\$10,000). Proof of bond renewal shall be submitted with the application  
23 for annual renewal of a waste and used tire hauler registration.

24           8.     Pursuant to 14 CCR section 18456.1(b), "The surety bond shall remain in full  
25 force and effect during all registration periods. Failure to maintain an adequate bond pursuant  
26 to [PRC] section 42955(d), shall result in automatic cancellation of the waste tire hauler  
27 registration. The cancelled registration may be reinstated by [CALRECYCLE] when a new  
28 surety bond is posted."

1 9. PRC section 42961.5(c)(2) requires:

2 Any waste and used tire hauler hauling waste or used tires for offsite  
3 handling, altering, storage, disposal, or any combination thereof, shall  
4 complete the California Uniform Waste and Used Tire Manifest as  
required by [CALRECYCLE].

5 10. The "California Uniform Waste and Used Tire Manifest" is a form developed by  
6 CALRECYCLE pursuant to PRC section 42961.5 and is also referred to as the  
7 "Comprehensive Trip Log" or "CTL." The CTL form is incorporated in the regulations by 14  
8 CCR section 18450(a)(11), and must be filled out completely and accurately, including  
9 providing the Tire Program Identification (TPID) number for the location of delivery or pick-up  
10 of each load of waste tires.

11 11. Title 14 CCR section 18460.2, subsections (b), (d), (e), and (h), provide that a  
12 registered waste tire hauler shall complete a new CTL for each pick-up or delivery of any  
13 waste or used tires, shall not transport waste or used tires without a properly completed CTL  
14 form, shall not transport waste or used tires without having a completed copy of the CTL form  
15 in the vehicle transporting the waste or used tires, shall leave one completed copy of the CTL  
16 form with the waste or used tire generator or end-use facility, and shall keep a copy of the  
17 completed CTL form.

18 12. Title 14 CCR section 18463, subsections (a), (b) and (d), provide that any waste  
19 tire hauler who intentionally or negligently violates any permit, rule, regulation, standard,  
20 requirement, or allows any violation or noncompliance with any permit, rule, regulation,  
21 standard, or requirement pursuant to PRC section 42950 et seq. relating to the generation,  
22 transportation, or disposal of used or waste tires, shall be liable for a civil penalty.

23 13. RESPONDENT became a registered waste tire hauler on April 22, 2004, and  
24 remained a registered waste tire hauler through 2015, until CALRECYCLE cancelled  
25 RESPONDENT's waste tire hauler registration.

26 14. At the time CALRECYCLE issued RESPONDENT its initial hauler registration,  
27 and subsequently during the annual hauler registration renewal process, RESPONDENT was  
28 provided with instructions regarding the proper completion, retention, and delivery of CTL

1 forms or "manifest forms". At the time of RESPONDENT's initial registration and annually  
2 during the hauler registration renewal process, RESPONDENT was sent a hauler package  
3 containing the following: (1) instructions on transporting waste/used tires; (2) a complete list of  
4 hauler and manifesting regulations (Title 14, California Code of Regulations, Chapter 6); and  
5 (3) a training compact disc on the proper storage and transportation of waste/used tires.  
6 RESPONDENT was also sent a CTL Guidance Manual, explaining in detail how to properly  
7 complete the CTL form, including the requirement to "manifest" (to document on the CTL form)  
8 all waste and used tire pickups and deliveries.

9 15. RESPONDENT has received multiple Letters of Violation (LOVs), specifically  
10 LOV's dated June 8, 2004, June 15, 2004, July 3, 2013 and September 25, 2013, regarding  
11 the non-submission of CTLs to CALRECYCLE and for errors and omissions.

12 16. On April 22, 2015, RESPONDENT received notification from CALRECYCLE that  
13 its waste tire hauler registration had been cancelled for failing to maintain the required surety  
14 bond. Said letter informed RESPONDENT that CALRECYCLE had received a "Notice to  
15 Cancel Bond Insurance" letter from SAFECO INSURANCE COMPANY OF AMERICA  
16 indicating that RESPONDENT's Bond had been cancelled on April 14, 2014. The letter  
17 reminded RESPONDENT not to haul waste or used tires until re-applying for a new waste tire  
18 hauler registration and receiving his new decal(s) for his vehicle(s). The letter also reminded  
19 RESPONDENT of the potential for enforcement and punitive actions for a failure to comply,  
20 including the imposition of civil penalties and/or citation by law enforcement.

21 17. On August 17, 2015, CALRECYCLE received a new Waste Tire Surety Bond  
22 issued by Lexon Insurance Company with an effective date of July 14, 2015, from  
23 RESPONDENT. At that time, CALRECYCLE reinstated RESPONDENT's waste tire hauler  
24 registration.

25 18. Between April 24, 2015 and July 14, 2015, RESPONDENT illegally hauled at  
26 least 39 loads of 10 or more waste or used tires as an unregistered waste tire hauler, as  
27 documented on CTLs listed in the table below:

28 ///

Comprehensive Trip Log	Violation	Passenger Tire Equivalent	Load Date	Penalty Assessed
5375605-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	51	June 16, 2015	\$500
5375606-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	80	June 10, 2015	\$500
5375607-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	64	June 09, 2015	\$500
5375608-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	74	June 11, 2015	\$500
5375611-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	82	May 22, 2015	\$500
5375611-C	Unregistered Tire Hauling, 41-100 Waste/Used Tires	62	May 29, 2015	\$500
5375612-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	50	May 29, 2015	\$500
5375613-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	87	June 02, 2015	\$500
5375614-B	Unregistered Tire Hauling, more than 100 Waste/Used Tires	103	June 01, 2015	\$1,000
5375616-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	71	June 4, 2015	\$500
5375616-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	92	June 12, 2015	\$500
5375623-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	63	May 6, 2015	\$500
5375624-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	50	May 8, 2015	\$500
5375625-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	50	May 12, 2015	\$500
5375625-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	60	May 13, 2015	\$500
5375625-C	Unregistered Tire Hauling, more than 100 Waste/Used Tires	110	May 13, 2015	\$1,000
5375627-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	64	May 11, 2015	\$500
5375628-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	60	May 26, 2015	\$500
5375629-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	50	May 20, 2015	\$500
5375630-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	41	May 15, 2015	\$500
5375630-C	Unregistered Tire Hauling, 41-100 Waste/Used Tires	91	May 15, 2015	\$500
5375631-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	45	May 19, 2015	\$500
5375633-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	94	May 08, 2015	\$500
5375635-C	Unregistered Tire Hauling, 41-100 Waste/Used Tires	65	May 20, 2015	\$500
5375648-A	Unregistered Tire Hauling, more than 100 Waste/Used Tires	105	April 24, 2015	\$1,000
5375648-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	70	April 30, 2015	\$500
5684601-B	Unregistered Tire Hauling, more than 100 Waste/Used Tires	104	June 19, 2015	\$1,000

Comprehensive Trip Log	Violation	Passenger Tire Equivalent	Load Date	Penalty Assessed
5684602-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	60	July 01, 2015	\$500
5684602-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	49	July 02, 2015	\$500
5684603-A	Unregistered Tire Hauling, 21-40 Waste/Used Tires	34	June 26, 2015	\$500
5684603-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	60	June 29, 2015	\$500
5684604-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	70	June 24, 2015	\$500
5684605-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	48	June 23, 2015	\$500
5684606-B	Unregistered Tire Hauling, 41-100 Waste/Used Tires	70	June 29, 2015	\$500
5684608-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	46	July 6, 2015	\$500
5684609-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	50	July 9, 2015	\$500
5684609-B	Unregistered Tire Hauling, 21-40 Waste/Used Tires	21	July 10, 2015	\$500
5684613-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	75	July 10, 2015	\$1,000
5684614-A	Unregistered Tire Hauling, 41-100 Waste/Used Tires	54	July 13, 2015	\$500

19. Between February 13, 2015 and June 29, 2015, CALRECYCLE conducted an audit of RESPONDENT's manifest forms and determined that RESPONDENT maintained an approximate 94% error rate on his manifest forms. The table below provides the manifesting violations by RESPONDENT:

Comprehensive Trip Log	Violation	Load date	Penalty Assessed
5375606-A 5375606-B 5375606-C	Load type missing, pickup and delivery not checked Load type missing Load type missing	June 5, 2015 (Receipt A)	\$1,500
5375608-A 5375608-B 5375608-C	Load type missing Load type missing, pickup and delivery not checked Load type missing	June 11, 2015 (Receipt A)	\$1,500
5375611-A	Load type missing	May 22, 2015 (Receipt A)	\$1,500
5375616-A 5375616-B 5375616-C	Load type missing Load type missing Load type missing	June 4, 2015 (Receipt A)	\$1,500

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Comprehensive Trip Log	Violation	Load date	Penalty Assessed
5375626-A 5375626-B 5375626-C	Load type missing, pickup and delivery not checked Load type missing, pickup and delivery not checked Load type missing	June 19, 2015 (Receipt A)	\$1,500
5375637-A 5375637-B 5375637-C	Load type missing Load type missing Load type missing, both pickup and delivery checked	April 17, 2015 (Receipt A)	\$1,500
5375638-A 5375638-B 5375638-C	Load type missing Load type missing Load type missing	April 22, 2015 (Receipt A)	\$1,500
5375644-A 5375644-B 5375644-C	Load type missing, pickup and delivery not checked Load type missing Load type missing	April 1, 2015 (Receipt A)	\$1,500
5375663-A 5375663-B 5375663-C	Load type missing, pickup and delivery not checked Load type missing, pickup and delivery not checked Load type missing, pickup and delivery not checked	March 19, 2015 (Receipt A)	\$1,500
5375664-A 5375664-B 5375664-C	Load type missing, pickup and delivery not checked Load type missing, pickup and delivery not checked Load type missing, pickup and delivery not checked	March 23, 2015 (Receipt A)	\$1,500
5375673-C	Load type and facility business name and address missing,	April 20, 2015 (Receipt C)	\$1,500
5375674-B 5375674-C	Load type missing, pickup and delivery not checked Load type missing, pickup and delivery not checked	March 12, 2015 (Receipt B)	\$1,500
5375681-A 5375681-B 5375681-C	Load type missing, pickup and delivery not checked Load type missing, pickup and delivery not checked Load type missing, pickup and delivery not checked	March 6, 2015 (Receipt A)	\$1,500
5375684-A 5375684-B 5375684-C	Load type missing Load type missing Load type missing	February 20, 2015 (Receipt A)	\$1,500
5375685-A 5375685-B 5375685-C	Load type missing Load type missing Load type missing	February 13, 2015 (Receipt A)	\$1,500
5375694-A 5375694-B	Missing facility TPID Missing facility telephone number	February 19, 2015 (Receipt A)	\$1,500
5684606-B	Load type missing	June 29, 2015 (Receipt B)	\$1,500

1 **STIPULATED CONCLUSIONS OF LAW**

2 The Parties stipulated to the following conclusions of law:

3 20. RESPONDENT knowingly violated PRC section 42951(a) by hauling at least 39  
4 loads of 10 or more waste or used tires between April 24, 2015 and July 14, 2015 without  
5 possessing a valid waste tire hauler registration.

6 21. RESPONDENT knowingly violated PRC section 42961.5(c)(2) by submitting at  
7 least 17 manifest forms with errors and or omissions to CALRECYCLE between February 13,  
8 2015 and June 29, 2015.

9  
10 **STIPULATED ORDER**

11 The Parties stipulate to the following terms and conditions in full and complete  
12 settlement of this matter:

13 22. Pursuant to the terms and conditions of this Stipulation, and subject to the  
14 limitations hereunder, RESPONDENT stipulates to an administrative penalty against  
15 RESPONDENT and in favor of CALRECYCLE in the sum of \$47,000.00 for the violations set  
16 forth in this Stipulation. Payment of the penalty shall be satisfied in the following manner:

17 (a) RESPONDENT shall pay \$13,000.00 to CALRECYCLE in accordance with the  
18 following:

- 19 i. RESPONDENT shall make installment payments to CALRECYCLE of  
20 \$450.00, each month with the first payment due on the 60<sup>th</sup> day after the  
21 effective date of the Administrative Decision issued pursuant to this  
22 Stipulation, until the total amount of said payment totals \$13,000.00.
- 23 ii. If any payment by RESPONDENT is not mailed to CALRECYCLE by the due  
24 date, and if RESPONDENT fails to cure the missed payment(s) within twenty  
25 (20) days of said missed payment RESPONDENT shall be found in partial  
26 default of this Stipulation. The partial default amount due shall be calculated  
27 to include the amount owed from the missing payment(s) plus a 10% late  
28 penalty and interest. CALRECYCLE may seek recovery of this amount

1 through RESPONDENT's Waste and Used Tire Hauler Registration Bond.

2 iii. All payments shall be made to CALRECYCLE, Attn: Richard Guess, at P. O.  
3 Box 4025, Sacramento, CA 95812-4025, or to such other person and/or  
4 place as CALRECYCLE or its agent may from time to time designate in  
5 writing.

6 iv. \$34,000.00 of this administrative penalty shall be stayed and held in  
7 abeyance for a period of three years. The stayed penalty shall be deemed  
8 terminated and shall not be paid by RESPONDENT to CALRECYCLE  
9 following the three-year period absent a default as described.

10 23. RESPONDENT shall, within 30 days of the issuance of the Administrative  
11 Decision enroll in the electronic data transfer (EDT) for submitting CTLs to CALRECYCLE.

12 24. RESPONDENT shall comply with all other laws related to waste tire storage and  
13 waste tire haulers set forth in PRC section 42800 et seq., PRC section 42950 et seq., and Title  
14 14 of the CCR. A violation of any law related to waste tire storage and waste tire haulers that  
15 is not described by a separate provision of this Stipulation shall constitute a partial default of  
16 this Stipulation.

17 25. If CALRECYCLE determines that RESPONDENT has hauled waste and or used  
18 tires without being in possession of a bond, CALRECYCLE shall immediately issue the partial  
19 penalty of suspending RESPONDENT's waste tire hauler registration for a period of 3 months.

20 The Parties agree the following shall apply to a full default or partial default of this  
21 Stipulation:

22 26. **Default:** If RESPONDENT defaults under any of the terms of this Stipulation, it  
23 shall be deemed a partial default. CALRECYCLE shall send a Notice of Default to  
24 RESPONDENT; said Notice of Default shall state the paragraphs or provisions of this  
25 Stipulation of which RESPONDENT is in default and the abeyance amount owed.  
26 RESPONDENT shall have 30 days from the date of the issuance of the Notice of Default to  
27 provide evidence refuting CALRECYCLE's claim of default. After a review of the evidence  
28 provided by RESPONDENT, CALRECYCLE shall make a determination regarding the default  
and, if appropriate, shall issue a Supplemental Decision

1  
2 regarding any remaining penalties due.

3       ii. **Partial Default:** In the event of a partial default, CALRECYCLE shall state the  
4 amount of abeyance due, in accordance with the penalty amounts prescribed in  
5 Public Resources Code sections 42850, 42850.1, 42962 and 14 CCR sections  
6 18429 and 18464, when it sends its default notice. Upon review of counter  
7 arguments, CALRECYCLE shall either advise RESPONDENT that it has  
8 determined no default occurred, or shall issue an invoice ordering  
9 RESPONDENT to pay the specific penalty within 30 days. A partial default shall  
10 apply to any violations of waste tire storage or waste tire hauler laws not  
11 specifically stated as a full default above set forth in PRC section 42800 et seq.,  
12 PRC section 42950 et seq., and Title 14 of the CCR. Penalties for partial default  
13 shall be calculated as a "second offense." Failure to remit payment of a partial  
14 default shall constitute a full default.

15       27. Nothing shall be implied in this Stipulation that shall preclude CALRECYCLE  
16 from using any enforcement mechanism, whether administrative, civil, or criminal, should  
17 RESPONDENT commit future violation of waste tire storage laws or waste tire hauler laws.

18       28. RESPONDENT shall abide by all of the terms and conditions set forth in this  
19 Stipulation.

20       29. No covenant, promise, term, condition, breach or default of or under this  
21 Stipulation shall be deemed to have been waived except as expressly so stated in writing  
22 by CALRECYCLE. A waiver by CALRECYCLE of any breach or default by RESPONDENT  
23 under this Stipulation shall not be deemed a waiver of any preceding or subsequent breach or  
24 default by RESPONDENT.

25       30. RESPONDENT has freely and voluntarily entered into this Stipulation and have  
26 been afforded the opportunity to consult with counsel prior to entering into this Stipulation. It is  
27 expressly understood and agreed that no representations or promises of any kind, other than  
28 as contained herein, have been made by any party to induce any other party to enter into this

1 Stipulation, and that said Stipulation may not be altered, amended, modified or otherwise  
2 changed except by a writing executed by each of the parties hereto. Each party hereto agrees  
3 to execute and deliver any and all documents and to take any and all actions necessary or  
4 appropriate to consummate this Stipulation and to carry out its terms and provisions.

5 31. Except as expressly provided herein, RESPONDENT waives the right in the  
6 entitled matter to a hearing, any and all appeals, and any and all rights that may be  
7 afforded pursuant to the PRC, the Administrative Procedure Act, or any other provision of law  
8 regarding the express provisions of this Stipulation.

9 32. This Stipulation shall be binding and inure to the benefit of the successors, heirs  
10 and assigns of the respective parties hereto.

11 33. This Stipulation and the corresponding Administrative Decision to be issued  
12 constitute the entire understanding of the parties concerning the settlement of this proceeding.  
13 There are no restrictions, promises, warranties, covenants, undertakings, or representations  
14 other than those expressly set forth herein or contained in separate written documents  
15 delivered or to be delivered pursuant hereto, and each party expressly acknowledges that it  
16 has not relied upon any restrictions, promises, warranties, covenants, undertakings, or  
17 representations other than those expressly contained herein.

18 34. For purposes of this Stipulation, facsimile signatures will be treated as originals  
19 until the applicable page(s) bearing non-facsimile signatures have been received by

20 CALRECYCLE

21 35. The effective date of this Stipulation is the date of issuance of the Administrative  
22 Decision.

23  
24  
25  
26 Dated: 11/4/16

  
27 MARK DE BIE  
28 Deputy Director  
DEPARTMENT OF RESOURCES, RECYCLING AND  
RECOVERY (CALRECYCLE)

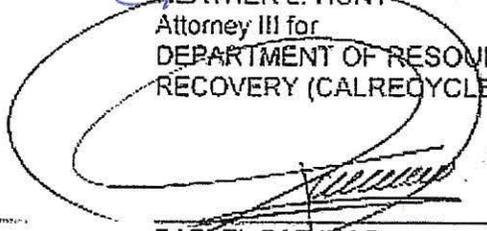
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Dated: 11-3-16



HEATHER L. HUNT  
Attorney III for  
DEPARTMENT OF RESOURCES RECYCLING AND  
RECOVERY (CALRECYCLE)

Dated: 10/19/16



RAFAEL BARAJAS  
CHASSIS & TIRES REPAIR CO., INC.,

Dated: 10/19/16



CATHY PHAM ZOTTI  
Attorney for  
CHASSIS & TIRES REPAIR CO., INC.,