



Department of Toxic Substances Control

Matthew Rodriguez
Secretary for
Environmental Protection

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Edmund G. Brown Jr.
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Certified Mail: 7014 1200 0001 4195 1985

August 25, 2014

Mr. Jon L. Bennett, Jr., President
Filter Recycling Services, Inc.
180 Monte Avenue
Bloomington, California 92316-2947

**ORDER GRANTING PETITION FOR REVIEW OF PERMIT MODIFICATION
DECISION FOR FILTER RECYCLING SERVICES, INC., 180 MONTE AVENUE,
RIALTO, SAN BERNARDINO COUNTY, CALIFORNIA, EPA ID. NO. CAD982444481**

Dear Mr. Bennett:

The Department of Toxic Substances Control (DTSC) has completed analysis of one petition for review (appeal), dated May 27, 2014, of the permit modification decision issued by DTSC on April 21, 2014, for the Filter Recycling Services, Inc. Facility. DTSC has determined that the five (5) appeal comments raised in the petition for review meet the procedural and substantive criteria for granting a review. Please find enclosed an order, HWCA Docket Number PAT-FY14/15-001, to set a briefing period for the issues granted review.

Shortly, DTSC will issue a public notice announcing this decision and scheduling a briefing period during which interested parties may submit written arguments on the five (5)-appeal comments granted review. After considering the arguments submitted during the briefing period, DTSC will issue a second order setting forth a final decision on the five (5) appeal comments granted review. DTSC has determined as a whole that the five (5) appeal comments granted review are not separable from the permit modification decision. Therefore, the stay of the permit modification decision shall remain in effect.

As DTSC's Permit Appeals Officer, I must remain neutral throughout the process. Therefore, I must refrain from discussing with all parties or their representatives the substance of the permit decision and the appeal. Please feel free to continue to communicate with DTSC's Office of Permitting staff and I encourage you to review the Permit Appeal FAQ's at the following link:

<http://www.dtsc.ca.gov/HazardousWaste/AppellingPermit.cfm>.

Mr. Jon L. Bennett, Jr., President
August 25, 2014
Page 2

If you have any further procedural questions regarding this appeal, please contact Mr. Paul Ruffin, Engineering Geologist at (916) 255-6677 or via email at appeals@dtsc.ca.gov.

Sincerely,

// original signed by //

Pauline Batarseh
Permit Appeals Officer

Enclosure

cc: **Receiving Certified Mail**

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Mr. Jon L. Bennett, Jr., President
August 25, 2014
Page 3

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Mr. Jon L. Bennett, Jr., President
August 25, 2014
Page 4

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