

STATE OF CALIFORNIA
ENVIRONMENTAL PROTECTION AGENCY
DEPARTMENT OF TOXIC SUBSTANCES CONTROL

In the Matter of:

Federal Aviation Administration
4199 Convair Liner Road
Mather, California 95655

EPA ID No. CAL 000 215 010

Respondent.

Docket No. HWCA 2006 1192

ADMINISTRATIVE RESOLUTION/
WRITTEN FINDINGS

Health and Safety Code
Section 25187.8

The State Department of Toxic Substances Control (Department) and the Federal Aviation Administration (FAA, or Respondent) enter into this Administrative Resolution. The following are the Department's Findings:

1. Site. Respondent generated PCBs contaminated oil at 4199 Convair Liner Road, Mather, California 95655 (Site).
2. The Department inspected the Site on January 5, 2006.
3. Based on the inspections conducted, the Department finds the following:
 - 3.1.1. The Respondent deviated from the requirements of Health and Safety Code, section 25189.2(c), in that on or about November 3, 2005, PCBs contaminated oil was offered for transport to a facility that was not authorized to receive said waste.
 - 3.1.2. The Respondent deviated from the requirements of California Code of Regulations, title 22, section 66262 20(a), in that on or about November 3, 2005, PCBs contaminated oil was transported without the use of a hazardous waste manifest.

4. A dispute exists regarding the Department's findings.
5. The parties wish to avoid the expense of litigation and to ensure prompt compliance.
6. Jurisdiction exists pursuant to Health and Safety Code section 25187.8.
7. The Respondent waives any right to a hearing in this matter.
8. This Administrative Resolution/Written Findings shall constitute full resolution of the Departments' findings above.
9. Respondent does not admit to the minor violations or the Department's findings of deviation from the State requirements.

SCHEDULE FOR COMPLIANCE

10.1. The Federal Aviation Administration agrees to send one person whose duties include the handling of waste oil, to the California Compliance School within 180 days of the effective date of this Administrative Resolution/Written Findings. If the Federal Aviation Administration fails to submit a Certificate of Satisfactory Completion issued by the California Compliance School to the Department, a stayed administrative penalty of \$5,000.00 becomes due and payable to the Department. The 180-day period may be extended by the Department for good cause upon request by the FAA.

10.2. Submittals: All submittals from Respondent pursuant to this Administrative Resolution/Written Findings shall be sent to:

Robert Kou, Unit Chief
Department of Toxic Substances Control
1011 N. Grandview Avenue
Glendale, California 91201

10.12. Extension Requests: If Respondent is unable to perform any activity or submit any document within the time required under this Administrative Resolution/Written Findings, the Respondent may, prior to expiration of the time, request an extension of time. The extension request shall include a justification for the delay.

10.13. Extension Approvals: If the Department determines that good cause exists for an extension, it will grant the request and specify in writing a new compliance schedule.

PAYMENTS

11.0 Within 60 days of the effective date of this Administrative Resolution/Written Findings, Respondent shall pay the Department a total sum of \$2,000.00, of which \$2,000.00 is a settled penalty. An administrative penalty of \$5,000.00 is being stayed in accordance with the terms of paragraph 10.1. Respondent's check shall be made payable to Department of Toxic Substances Control, and shall identify the Respondent and Docket Number No. HWGA 2006-1192. Respondent shall deliver the penalty payment together with the attached Payment Voucher to:

Department of Toxic Substances Control
Accounting Office
1001 I Street, 21st floor
P. O. Box 806
Sacramento, California 95812-0806

A photocopy of the check shall be sent to:

Robert Kou, Unit Chief
Department of Toxic Substances Control
1011 N. Grandview Avenue
Glendale, California 91201

OTHER PROVISIONS

12.1. Additional Enforcement Actions: By agreeing to this Administrative Resolution/Written Findings, the Department does not waive the right to take further enforcement actions concerning other violations, not referenced in this Administrative Resolution/Written Findings.

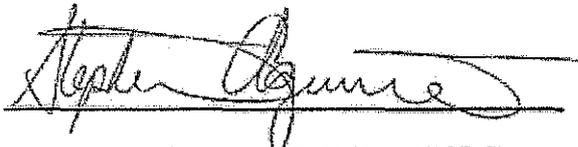
12.2. Parties Bound: This Administrative Resolution/Written Findings shall apply to and be binding upon Respondent and its officers, directors, agents, receivers, trustees, employees, contractors, consultants, successors, and assignees, including but not limited to individuals, partners, and subsidiary and parent corporations, and upon the Department and any successor agency that may have responsibility for and jurisdiction over the subject matter of this Administrative Resolution/Written Findings.

12.3. Effective Date: The effective date of this Administrative Resolution/Written Findings is the date it is signed by the Department.

12.4. Integration: This agreement constitutes the entire agreement between the parties and may not be amended, supplemented, or modified, except as provided in this agreement.

Dated: _____

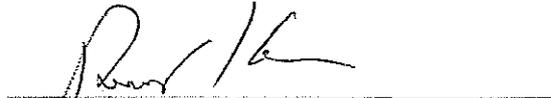
12/4/07



Manager, San Joaquin Valley GHAS Group

Dated: _____

Dec 18 2007



Robert Kou, Unit Chief
Department of Toxic Substances Control