

ENDORSED FILED
SAN MATEO COUNTY

FEB 16 2010

Clerk of the Superior Court
by DANIEL SHUA
CLERK

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN MATEO

THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,

v.

ROMIC ENVIRONMENTAL TECHNOLOGIES
CORPORATION,
Defendant.

No. CIV-492022

**STIPULATED
FINAL JUDGMENT**

Plaintiff, the People of the State of California, having filed the complaint herein, and plaintiff appearing through its attorneys James P. Fox, District Attorney of San Mateo County and Elizabeth Hill, Deputy District Attorney, and defendant Romic Environmental Technologies Corporation, a California corporation, appearing through its attorneys, Dongell, Lawrence, Finney, LLP by Tim Swickard; and

All parties having stipulated and consented to this final judgment prior to the taking of any proof and without trial or adjudication of any issue of law or fact and without this judgment constituting evidence of or an admission by the defendant regarding any issue of law or fact alleged in said complaint; and

1 The court having considered the pleadings and the parties having stipulated that the complaint
2 states a claim upon which relief may be granted against said defendant;

3 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:**

4 1. This court has jurisdiction over the subject matter of this lawsuit and over the parties
5 hereto.

6 2. This judgment is applicable to defendant Romic Environmental Technologies Corporation,
7 and to its officers, directors, current employees, and successor corporations of Romic Environmental
8 Technologies Corporation (hereinafter collectively referred to as "defendants").

9 3. Pursuant to Business and Professions Code section 17203 and Health and Safety Code
10 section 25181, defendants are hereby permanently enjoined and restrained from:

11 A. Disposing of hazardous waste at any unauthorized point or in any unlawful
12 manner, in violation of California Health and Safety Code section 25189;

13 B. Violating any provision of the Hazardous Waste Control Law, Chapter 6.5 of the
14 Health and Safety Code, sections 25100 et seq.

15 4. Pursuant to Business and Professions Code section 17203, defendant Romic
16 Environmental Technologies Corporation and any of its successor corporations are hereby
17 permanently enjoined and restrained from owning or operating any business or facility participating
18 in the handling, storage or treatment of hazardous waste in the State of California.

19 5. Pursuant to Business and Professions Code section 17206, defendant Romic
20 Environmental Technologies Corporation shall pay plaintiff the sum of Two Hundred Seventy Five
21 Thousand Dollars (\$275,000) as civil penalties.

22 6. Defendant Romic Environmental Technologies Corporation shall also pay an additional
23 sum of Seventy Five Thousand Dollars (\$75,000) as reimbursement of enforcement costs, divided as
24 follows:
25

1 (A) Forty Nine Thousand Nine Hundred Sixty Four Dollars and Five Cents (\$49,964.05) to
2 the Department of Toxic Substances Control;

3 (B) Twelve Thousand Nine Hundred Twenty Six Dollars and Twenty-Five Cents
4 (\$12,926.25) to the San Mateo County Health Department, Environmental Health Services Division;

5 (C) Six Thousand One Hundred Nine Dollars and Seventy Cents (\$6,109.70) to the Menlo
6 Park Fire Protection District;

7 (D) Six Thousand Dollars (\$6000) to the East Palo Alto Police Department.

8 7. All sums described above shall be paid by cashier's check payable to the District Attorney
9 of San Mateo County and delivered to the District Attorney's Office, Attention: Elizabeth Hill,
10 Deputy District Attorney, 400 County Center, Redwood City, California 94063 on or before the
11 effective date of this judgment.

12 8. Defendant Romic Environmental Technologies Corporation shall pay a first appearance
13 fee in the sum of Three Hundred Fifty Five dollars (\$355.00) as required by the San Mateo County
14 Superior Court fee schedule. This shall be in the form of a cashier's check payable to the Clerk of the
15 San Mateo County Superior Court and shall be delivered to Elizabeth M. Hill, Deputy District
16 Attorney, District Attorney's Office, 400 County Center, 3rd Floor, Redwood City, California 94063
17 on or before the date of entry of this judgment.

18 9. The parties waive the right to appeal this judgment both as to form and content.

19 10. Jurisdiction is retained for purpose of enabling any party to this judgment to apply to the
20 court at any time for such further orders and directions as are necessary or appropriate for carrying
21 out this judgment, for the modification of any of the injunctive provisions herein, for the enforcement
22 of compliance herewith and for punishment of violations hereof.

23 11. This judgment shall take effect immediately upon entry hereof.

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1 Dated: _____

2 _____
3 JUDGE OF THE SUPERIOR COURT

4 Approved as to form and content.

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7 Dated: 2/12/10

Original signed by Elizabeth M. Hill

Elizabeth M. Hill, Attorney for Plaintiff

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9 Original signed by Tim Swickard

10 Dated: 2-12-10

11 _____
12 Tim Swickard, Esq.,
13 Dongell, Lawrence, Finney LLP
14 Attorney for Defendant,
15 Romic Environmental Technologies Corporation

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25 Dated: _____

Wayne Kiso
President
Romic Environmental Technologies Corporation

Original signed by Judge of the Superior Court

~~JUDGE OF THE SUPERIOR COURT~~

2-16-10

Approved as to form and content.

Dated: _____

Elizabeth M. Hill, Attorney for Plaintiff

Dated: _____

Tim Swickard, Esq.,
Dongell, Lawrence, Finney LLP
Attorney for Defendant,
Romic Environmental Technologies Corporation

Original signed by Wayne Kiso

Dated: 16 February 2010

Wayne Kiso
President
Romic Environmental Technologies Corporation