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**BEFORE THE HEARING BOARD OF THE
SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

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In the Matter of

EMD Specialty Materials, LLC

[Facility ID No. 194343],

Petitioner,

v.

SOUTH COAST AIR QUALITY
MANAGEMENT DISTRICT.

Respondent.

Case No. 6260-1

**STIPULATION TO PLACE PETITION
FOR REGULAR VARIANCE ON
CONSENT CALENDAR**

Hearing Date: August 13, 2024
Time: 9:30 a.m.
Place: South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

14 We, the undersigned parties, hereby agree and stipulate as follows:

- 15 1. This matter may be placed on the Hearing Board's Consent Calendar for Tuesday
16 August 13, 2024, pursuant to District Hearing Board Rule 4(a)(4).
- 17 2. The Petitioner seeks a Regular Variance from District Rules 1147(d)(1)(a), 203, and
18 3002(c), and Condition 7 of Facility Permit No. G65300 ("Permit") that requires compliance with a
19 nitrogen oxides (NOx) concentration limit of 30ppm NO₂ by volume on a dry basis @ 3% oxygen,
20 averaged over 30 consecutive minutes until the existing natural-gas fired burner associated with the
21 oven for the Fiberglass Cloth Impregnating System No. 1 can be repaired or replaced.
- 22 3. The Petitioner does not anticipate visible emissions during the variance and is not
23 seeking relief from District Rule 401.
- 24 4. The EMD Specialty Materials, LLC Declaration of Richard Corrette (filed
25 concurrently as Exhibit 1 to this Stipulation) is submitted to the Hearing Board in support of
26 Petitioner's request for Regular variance relief.
- 27 5. The parties have agreed on a (Proposed) Findings and Decision Order (filed
28 concurrently as Exhibit 2 with this Stipulation).

1 6. The parties hereby request that the Hearing Board decide the matter based on this
2 Stipulation, Declaration, Findings and Decision, evidence submitted during the Interim Variance
3 hearing on July 9, 2024, and other documents submitted by the parties.

4 7. Operation under the proposed Order is not expected to result in a violation of Health
5 and Safety Code section 41700 (nuisance).

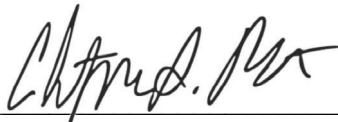
6 8. Based on all the evidence in this case, the District does not oppose consideration of
7 the variance on the Consent Calendar for August 13, 2024, or as soon thereafter as the matter may
8 be heard.

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10 SO STIPULATED

11 Dated: August 7, 2024


FOR PETITIONER

12
13 By: 
14 Christopher G. Foster
15 Attorneys for EMD Specialty Materials, LLC

16

17 Dated: August 7, 2024

FOR RESPONDENT
SOUTH COAST AIR QUALITY
MANAGEMENT DISTRICT

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19
20 By: 
21 Nicholas Dwyer, Esq.
22 Senior Deputy District Counsel
23 SOUTH COAST AIR QUALITY
24 MANAGEMENT DISTRICT
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