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6 Attorneys for Petitioner
7 **B. BRAUN US PHARMACEUTICAL MANUFACTURING LLC**

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

10
11 **In the Matter of**

12 **B. BRAUN US PHARMACEUTICAL**
13 **MANUFACTURING LLC**
[Facility ID No. 117290],

14 Petitioner,

15 vs.

16 **SOUTH COAST AIR QUALITY**
17 **MANAGEMENT DISTRICT,**

18 Respondent.

Case No. 4780-5

STIPULATION TO PLACE MATTER ON
CONSENT CALENDAR

[Filed in Support of Petition for Modification
of an Existing Variance]

Hearing Date: October 24, 2024
Time: 9:30 a.m.
Place: Hearing Board
South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

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22 The parties, the South Coast Air Quality Management District (“South Coast AQMD”
23 or “Respondent”) and B. Braun US Pharmaceutical Manufacturing LLC (“Pharma” or “Petitioner”)
24 do hereby stipulate and agree as follows:

25 1. This matter may be placed on the Hearing Board’s Consent Calendar to be heard on
26 October 24, 2024;

27 2. The Petitioner seeks extension of the compliance deadlines in the Regular
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1 Variance issued by the Hearing Board on December 21, 2023;

2 3. The Declarations of Peter Klaes (President/General Manager, Pharma), Aniekan
3 Udobot (Sr. Project Manager II, Pharma), and Michael Davidek (Sr. Engineer, Yorke Engineering,
4 LLC), as well as the Supplemental Declaration of Aniekan Udobot (Sr. Project Manager II,
5 Pharma), may be submitted to the Hearing Board and entered into evidence in support of
6 Petitioner’s Findings and Order (Stipulated);

7 4. The parties request the Hearing Board to decide this matter based upon the
8 documents submitted by the parties, before the Hearing Board of the South Coast Air Quality
9 Management District; the Declarations of Peter Klaes, Aniekan Udobot, and Michael Davidek, the
10 Supplemental Declaration of Aniekan Udobot, the Proposed Findings, Decision and Order, and
11 prior evidence and testimony before the Hearing Board including, in particular, the Declarations of
12 Peter Klaes, Aniekan Udobot, and Michael Davidek filed with the Hearing Board on December 8,
13 2023, and the Supplemental Declaration of Peter Klaes filed with the Hearing Board on December
14 15, 2023;

15 5. The parties have agreed on the proposed Findings and Decision and Proposed
16 Order (filed concurrently with Stipulation) which may be submitted to the Hearing Board in
17 support of the Petition for Modification of an Existing Variance;

18 6. The parties agree that the granting of the requested extension under the
19 Proposed Order is not expected to result in a violation of Health and Safety Code Section
20 41700; and

21 7. The South Coast AQMD does not oppose the Petitioner’s request for the
22 granting of an extension to comply with the regular variance.


23 8. Based on all of the evidence in this case, the parties stipulate the Hearing Board
24 decide this matter on the Consent Calendar.

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1 **SO STIPULATED:**

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3 DATE: October 21, 2024

B. BRAUN US PHARMACEUTICAL MANUFACTURING
LLC

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5 By: 
6 J. Tom Boer Esq.
7 Hogan Lovells US LLP
8 Attorneys for Petitioner

9
10 DATE: October 21, 2024

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
OFFICE OF THE GENERAL COUNSEL

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12 By: 
13 Mary Reichert, Senior Deputy District Counsel
14 Attorneys for Respondent
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