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

In the Matter of  
UNITED STATES NAVY,  
[Facility I.D. No. 800263]

Petitioner,

vs.

SOUTH COAST AIR QUALITY MANAGEMENT  
DISTRICT,  
Respondent.

**Case No. 4518-10  
STIPULATION**

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

1. The Petitioner and the District agree to have this matter placed on the Hearing Board’s Consent Calendar on October 31, 2024.
2. The Petitioner seeks a regular variance from the provisions of Permit Condition C1.1 and District Rule 3002(c)(1) for two Emergency Internal Combustion Engines operating pursuant to Permit to Operate 161208 and Permit to Operate 392660.
3. On August 2, 2024, the Hearing Board granted an Ex Parte variance and on August 29, 2024, the Hearing Board granted an Interim variance, heard on the Consent Calendar, collectively to last up to 90 days.
4. The Petitioner rented, and has been operating since August 16, 2024, two tier 4 PERP engines (PERP 193287 and PERP 20334) that are CARB registered, and further, has a registered tier 3 engine (PERP 163377) currently in storage and available to provide power as needed.

1 5. The parties agree to have the Declaration of Craig Haverstick, Air Program Compliance  
2 Specialist for the Petitioner, admitted into evidence regarding this matter.

3 6. The parties have agreed on a set of (Proposed) Findings and Decision and a (Proposed) Order  
4 (which includes proposed conditions), which is submitted concurrently with this Stipulation.

5 7. The District does not oppose the Petitioner's request for the granting of a variance for the  
6 Petitioner.

7 8. The variance sought by the Petitioner is not expected to result in a violation of Health and Safety  
8 Code Section 41700.

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11 **SO STIPULATED**

12 **FOR PETITIONER:**

13 **REVIEWED AND APPROVED BY:**

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*David Silverstein*

Dated: October 29, 2024

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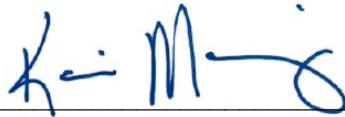
By: David Silverstein, Associate Counsel, NAVFAC  
16 Southwest

17 **FOR RESPONDENT:**

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By:



Dated: October 29, 2024

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Karin Manwaring  
21 Senior Deputy District Counsel  
South Coast Air Quality Management District

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