

Settlement Offer No. R4-2023-0022
Non-Filer.4 19IN605743

ACCEPTANCE OF CONDITIONAL RESOLUTION
AND WAIVER OF RIGHT TO HEARING; (Proposed) ORDER

F.F. Gomez, Inc.
Settlement Offer No. R4-2023-0022
Non-Filer ID No. 4 19IN605743

By signing below and returning this Acceptance of Conditional Resolution and Waiver of Right to Hearing (Acceptance and Waiver) to the Los Angeles Regional Water Quality Control Board (Regional Board), F.F. Gomez, Inc., (Operator) hereby accepts Settlement Offer No. R4-2023-0022 "Offer to Participate in Expedited Payment Program" and waives the right to a hearing before the Regional Board to dispute the alleged violations described in the Notice of Noncompliance (NNC) and Notice of Violation (NOV), which are attached hereto as Exhibits 1 and 2 and incorporated herein by reference.

The Operator agrees that this Acceptance and Waiver shall serve as an order imposing administrative civil liability pursuant to Article 2.5 of the California Water Code and that no separate complaint is required for the Regional Board to assert jurisdiction over the alleged violations. The Operator agrees to pay the administrative civil liability authorized by California Water Code section 13399.33(a)(1) and 13399.33(d), in the sum of \$5,651, which shall be deemed payment in full of any civil liability that otherwise might be assessed for the violations described in the NNC and NOV. The Operator understands that this Acceptance and Waiver waives its right to contest the allegations in the NNC and NOV and the amount of civil liability for such violations.

The Operator understands that this Acceptance and Waiver does not address or resolve liability for any violation that is not specifically identified in the NNC and NOV.

Upon execution by the Operator, the completed Acceptance and Waiver shall be returned to:

Mr. Enrique Loera, Enforcement Unit II
Expedited Payment Program
Los Angeles Regional Water Quality Control Board
320 West 4th Street, Suite 200
Los Angeles, California 90013

The Operator understands that federal regulations set forth at Title 40, Code of Federal Regulations, section 123.27(d)(2)(iii) require the Regional Board to publish notice of and provide at least thirty (30) days for public comment on any proposed resolution of an enforcement action addressing National Pollutant Discharge Elimination System permit violations. Accordingly, this Acceptance and Waiver, prior to execution by the Regional Board Executive Officer, will be published as required by law for public comment.

If no comments are received within the notice period, the Acceptance and Waiver will be presented to the Regional Board Executive Officer for consideration as a stipulated order assessing the uncontested penalty amount pursuant to Water Code section 13399.33.

