

California Regional Water Quality Control Board

Los Angeles Region

Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

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EXECUTIVE ORDER

STANDARD ACL COMPLAINT HEARING NOTICE AND PROCESS

March 5, 2008

In order to ensure that all parties have the same information regarding the complaint hearing procedures, the attached Notice of Public Hearing template (Attachment 1) shall be used whenever the Regional Board issues a complaint for an administrative civil liability (ACL). This document is a "standard" notice and should not be changed or modified in any manner.

The Notice of Public Hearing sets forth a standard process and the timelines to be used for various procedural requirements. Attachment 2 to this order describes the timeline and the tasks/filings due at those times. There is also a short explanation about those critical dates. The duties and obligations of the Prosecution Team, the Discharger, and any other parties and interested persons are set forth in the Notice.

The Case Manager of the Prosecution Team, as identified in the hearing notice template, shall be responsible for inserting the correct dates and other information in the notice, based upon the date of the scheduled hearing on the ACL Complaint. This notice shall be served on the discharger with the ACL Complaint.

Although only ten days notice prior to the hearing date is required by state law (Gov. Code § 11125), these procedures are being adopted on a trial basis in the interests of providing consistent procedures and as much notice and time as feasible for the discharger and the public to review the complaint and develop responses. This process may prove infeasible due to the statutory requirement that hearings occur within 90 days of the filing of the complaint. If appropriate, the notice and process may be revised by further order of the Executive Officer. The issuance of this order and use of the process it establishes shall not be construed as suggesting that any more than the statutorily required 10 days notice is necessary or appropriate in any given case. This order shall remain in effect until modified or revoked.

Questions regarding this Order should be directed to Senior Staff Counsel Jeff Ogata, at jogata@waterboards.ca.gov, or (916) 341-5190.

IT IS SO ORDERED.

Tracy Egoscue, Executive Officer
Attachments

California Environmental Protection Agency



Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.