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6 Attorneys for Petitioner
7 THE CITY OF LOS ANGELES, acting by and through
THE LOS ANGELES DEPARTMENT OF
8 WATER AND POWER

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

12 In the Matter of
13 THE CITY OF LOS ANGELES, acting by
and through ITS LOS ANGELES
14 DEPARTMENT OF WATER AND POWER,

15 [Facility I.D. No. 800074]

16 Petitioner,

17 vs.

18 SOUTH COAST AIR QUALITY
MANAGEMENT DISTRICT,

19 Respondent.
20

Case No. 1263-80

**JOINT STIPULATION TO PLACE
MATTER ON CONSENT CALENDAR**

Date: February 8, 2024
Time: Consent Calendar

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

- 23 1. The Petitioner and Respondent agree to have this matter placed on the Hearing
24 Board's Consent Calendar on Thursday, February 8, 2024.
- 25 2. Petitioner was granted an interim variance from District Rules 3002(c)(1), 203(b),
26 2004(f)(1), and Permit Condition D28.3 for Combustion Turbine Unit 2 (Device ID No. 24) for
27 the period commencing January 1, 2024 and continuing through February 8, 2024. Petitioner
28

1 now seeks a regular variance for the period commencing February 9, 2024 and ending on
2 December 31, 2024, as presented in the attached (Proposed) Order.

3 3. The parties agree to have the Declaration of Ian Guthrie, Plant Manager for
4 Haynes Generating Station, for the Petitioner admitted into evidence regarding this matter. The
5 parties further agree to incorporate prior testimony and evidence from the hearing of the interim
6 variance on this matter.

7 4. The parties have agreed on a set of Proposed Findings and Decision and a
8 Proposed Order that are attached.

9 5. The parties request the Hearing Board to decide this matter based upon the
10 documents submitted by the parties.

11 6. Respondent does not oppose the Petitioner's request for the granting of a
12 modification to extend the regular variance period for the Petitioner.

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

15 **SO STIPULATED**

16 **REVIEWED AND APPROVED BY:**

17 **FOR PETITIONER:**

18 Dated: February 6, 2024

19

20 By: Nick Karno
21 Nicholas J. Karno, Deputy City Attorney
22 Attorney for Petitioner

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24 **FOR RESPONDENT:**

25 Dated: _____

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28 By: _____
Brian Tomasovic
Principal Deputy District Counsel
South Coast Air Quality Management District

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