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

11 **In the Matter of**

12 COLTON POWER, LP – CENTURY [Facility ID
13 No. 182561]

14 Petitioner.

15 vs.

16 SOUTH COAST AIR QUALITY
17 MANAGEMENT DISTRICT.

18 Respondent.

CASE NO. 6167-4

**STIPULATION TO PLACE
MATTER ON CONSENT
CALENDAR**

Hearing Date: January 11, 2024
Time: 9:30 a.m.
Place: Hearing Board
South Coast Air Quality
Management District
21865 Copley Drive
Diamond Bar, CA 91765

19 **STIPULATION**

20 The Parties, the South Coast Air Quality Management District (“South Coast AQMD”)
21 and Colton Power, LP (“Petitioner”), do hereby stipulate and agree as follows:

- 22 1. This matter may be placed on the Hearing Board of the South Coast AQMD’s
23 (“Hearing Board”) Consent Calendar for Thursday, January 11, 2024 under Hearing
24 Board Rule 4.
- 25 2. The Declaration of Joseph Shephard, Plant Manager for the Colton Power, LP –
26 Century electric power generating facility (“Facility”) (filed concurrently herewith),
27 is submitted to the Hearing Board to be entered and considered as evidence regarding
28 this matter.

- 1 3. Parties agree on the [Proposed] Findings and Decision and Order, which includes
2 proposed conditions, which are filed concurrently herewith.
- 3 4. South Coast AQMD does not oppose the Petitioner's request to grant a short variance
4 as described in the [Proposed] Order for the Facility.
- 5 5. Parties request that the Hearing Board decide this matter based upon this Stipulation,
6 the Declaration of Joseph Shepard, and any other documents submitted by the
7 Parties. The Parties agree to incorporate all prior evidence as submitted in the short
8 variance petition for Unit D15 submitted December 19, 2023.
- 9 6. Neither Party expects the granting of the short variance requested by Petitioner, Case
10 No. 6164-4, to result in a violation of California Health and Safety Code section
11 41700 (nuisance).

12 So stipulated.

13
14 DATED: January 9, 2024

15 By: Jon Boyer
16 Jonathan Boyer
17 Environmental Health & Safety
Colton Power, LP ~~XXXXXX~~

18 DATED: January 9, 2024

19 By: Mary Reichert
20 Mary Reichert
21 South Coast Air Quality
22 Management District
23 Office of General Counsel
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