

BEFORE THE HEARING BOARD OF THE AIR POLLUTION  
CONTROL DISTRICT, COUNTY OF SANTA BARBARA

AERON ARLIN GENET, Control Officer,  
Santa Barbara County Air Pollution  
Control District; PETITIONER

H.B Case No: 2021-01-RE

**NOTICE OF AFFIDAVITS OF: 1) DAVID  
HARRIS and 2) GERARDO DE LOS  
SANTOS**

v.


California Asphalt Production, Inc.;  
RESPONDENT

**Date:** February 3, 2021  
**Time:** 9:30 AM  
**Place:** REMOTE VIRTUAL  
PARTICIPATION ONLY, for  
details see:  
[https://www.ourair.org/apcd/apcd-  
hearing-board-meeting/](https://www.ourair.org/apcd/apcd-hearing-board-meeting/)

The accompanying affidavits of David Harris (Exhibit 1), and Gerardo De Los Santos (Exhibit 2) will be introduced as evidence at the hearing on the Petition for Revocation regarding California Asphalt Production, Inc.'s Permit to Operate 8259-R11, Permit to Operate 11651-R4, Permit to Operate 15241, Permit to Operate 15361, and Authority to Construct 15342.

Mr. Harris and Mr. De Los Santos may not be called to testify but, if called, you will not be entitled to question the affiant unless you deliver a request to cross-examine affiants to District Counsel Jennifer Richardson at [jrichardson@co.santa-barbara.ca.us](mailto:jrichardson@co.santa-barbara.ca.us). To be effective, your request must be delivered to Jennifer Richardson on or before January 19, 2021.

Dated: January 12, 2021

By:   
Jennifer Richardson  
District Counsel

# EXHIBIT 1

BEFORE THE HEARING BOARD OF THE AIR POLLUTION  
CONTROL DISTRICT, COUNTY OF SANTA BARBARA

AERON ARLIN GENET, Control Officer,  
Santa Barbara County Air Pollution  
Control District; PETITIONER

H.B Case No: 2021-01-RE

**AFFIDAVIT OF DAVID HARRIS**

v.

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RESPONDENT

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**AFFIDAVIT OF DAVID HARRIS**

I, David Harris, declare and state as follows:

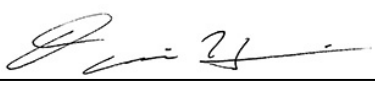
1. I am employed by the Santa Barbara County Air Pollution Control District as Engineering Division Manager. I have personal knowledge of the matters set forth herein and can and will testify thereto if called upon to do so.
2. I make this declaration in support of the Air Pollution Control Officer's "Petition for Revocation" regarding Respondent California Asphalt Production, Inc.'s Permit to Operate 8259-R11, Permit to Operate 11651-R4, Permit to Operate 15241, Permit to Operate 15361, and Authority to Construct 15342 filed with the Clerk of the Hearing Board on January 12, 2021.
3. I declare that a true and correct copy of the evidence cited below is attached to the Petition for Revocation as Exhibits 6g, 6k, and 7a-e:
  - a. October 29, 2020 email titled "Past Due Invoices" (Exhibit 6g to Petition for Revocation).
  - b. January 4, 2021 letter with subject "Past Due Invoices" and associated email (Exhibit 6k to Petition for Revocation).
  - c. Respondent's Permit to Operate 8259-R11 (Exhibit 7a to Petition for Revocation).
  - d. Respondent's Permit to Operate 11651-R4 (Exhibit 7b to Petition for Revocation).

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- e. Respondent's Permit to Operate 15241 (Exhibit 7c to Petition for Revocation).
- f. Respondent's Permit to Operate 15361 (Exhibit 7d to Petition for Revocation).
- g. Respondent's Authority to Construct 15342 (Exhibit 7e to Petition for Revocation).

I declare, under the penalty of perjury under the laws of the State of California that the foregoing is true and correct and that, if sworn as a witness, I could competently testify to the foregoing.

Executed this 12th day of January 2021, in Santa Barbara, California.

By:   
David Harris  
Engineering Division Manager  
Santa Barbara County Air Pollution  
Control District

# EXHIBIT 2

BEFORE THE HEARING BOARD OF THE AIR POLLUTION  
CONTROL DISTRICT, COUNTY OF SANTA BARBARA

AERON ARLIN GENET, Control Officer,  
Santa Barbara County Air Pollution  
Control District; PETITIONER

H.B Case No: 2021-01-RE

**AFFIDAVIT OF GERARDO DE LOS  
SANTOS**

v.

California Asphalt Production, Inc.;  
RESPONDENT

**Date:** February 3, 2021  
**Time:** 9:30 AM  
**Place:** REMOTE VIRTUAL  
PARTICIPATION ONLY, for  
details see:  
[https://www.ourair.org/apcd/apcd-  
hearing-board-meeting/](https://www.ourair.org/apcd/apcd-hearing-board-meeting/)

**AFFIDAVIT OF GERARDO DE LOS SANTOS**

I, Gerardo De Los Santos, declare and state as follows:

1. I am employed by the Santa Barbara County Air Pollution Control District as Accounting Technician. I have personal knowledge of the matters set forth herein and can and will testify thereto if called upon to do so.
2. I make this declaration in support of the Air Pollution Control Officer's "Petition for Revocation" regarding Respondent California Asphalt Production, Inc.'s Permit to Operate 8259-R11, Permit to Operate 11651-R4, Permit to Operate 15241, Permit to Operate 15361, and Authority to Construct 15342 filed with the Clerk of the Hearing Board on January 12, 2021.
3. I declare that a true and correct copy of the evidence cited below is attached to the Petition for Revocation as Exhibits 1-6f, 6h-6j, 8:
  - a. Summary of Invoice Dates and Amounts (Exhibit 1 to Petition for Revocation).
  - b. AQAP. Invoice # 53847 (Exhibit 2a to Petition for Revocation).
  - c. AQAP. 30-Day Past Due Notice (Exhibit 2b to Petition for Revocation).
  - d. AQAP. 60-Day Past Due Notice (Exhibit 2c to Petition for Revocation).
  - e. AQAP. 90-Day Past Due Notice (Exhibit 2d to Petition for Revocation).

- 1 f. AQAP. 120-Day Past Due Notice (Exhibit 2e to Petition for Revocation).
- 2 g. AQAP. 150-Day Past Due Notice (Exhibit 2f to Petition for Revocation).
- 3 h. AQAP. 180-Day Past Due Notice (Exhibit 2g to Petition for Revocation).
- 4 i. LAEF. Invoice # 55758 (Exhibit 3a to Petition for Revocation).
- 5 j. LAEF. 30-Day Past Due Notice (Exhibit 3b to Petition for Revocation).
- 6 k. LAEF. 60-Day Past Due Notice (Exhibit 3c to Petition for Revocation).
- 7 l. LAEF. 90-Day Past Due Notice (Exhibit 3d to Petition for Revocation).
- 8 m. LAEF. 120-Day Past Due Notice (Exhibit 3e to Petition for Revocation).
- 9 n. Source Test Fees. Invoice # 53823 (Exhibit 4a to Petition for Revocation).
- 10 o. Source Test Fees. 30-Day Past Due Notice (Exhibit 4b to Petition for Revocation).
- 11 p. Source Test Fees. 60-Day Past Due Notice (Exhibit 4c to Petition for Revocation).
- 12 q. Source Test Fees. 90-Day Past Due Notice (Exhibit 4d to Petition for Revocation).
- 13 r. Source Test Fees. 120-Day Past Due Notice (Exhibit 4e to Petition for Revocation).
- 14 s. Source Test Fees. 150-Day Past Due Notice (Exhibit 4f to Petition for Revocation).
- 15 t. AB2588 Fees. Invoice # 54326 (Exhibit 5a to Petition for Revocation).
- 16 u. AB2588 Fees. 30-Day Past Due Notice (Exhibit 5b to Petition for Revocation).
- 17 v. AB2588 Fees. 60-Day Past Due Notice (Exhibit 5c to Petition for Revocation).
- 18 w. AB2588 Fees. 90-Day Past Due Notice (Exhibit 5d to Petition for Revocation).
- 19 x. AB2588 Fees. 120-Day Past Due Notice (Exhibit 5e to Petition for Revocation).
- 20 y. AB2588 Fees. 150-Day Past Due Notice (Exhibit 5f to Petition for Revocation).
- 21 z. Julio Corona (CAP) April 22, 2020 E-Mail (Exhibit 6a to Petition for Revocation).
- 22 aa. Gerardo De Los Santos (APCD) April 22, 2020 E-Mail (Exhibit 6b to Petition for
- 23 Revocation).
- 24 bb. Gerardo De Los Santos (APCD) June 1, 2020 E-Mail (Exhibit 6c to Petition for
- 25 Revocation).
- 26 cc. Gerardo De Los Santos (APCD) June 8, 2020 E-Mail (Exhibit 6d to Petition for
- 27 Revocation).
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dd. Gerardo De Los Santos (APCD) June 25, 2020 E-Mail (Exhibit 6e to Petition for Revocation).

ee. Gerardo De Los Santos (APCD) October 22, 2020 E-Mail (Exhibit 6f to Petition for Revocation).

ff. Gerardo De Los Santos (APCD) November 23, 2020 E-Mail (Exhibit 6h to Petition for Revocation).

gg. Gerardo De Los Santos (APCD) December 23, 2020 E-Mail (Exhibit 6i to Petition for Revocation).

hh. Julio Corona (HELT) December 27, 2020 E-Mail (Exhibit 6j to Petition for Revocation).

ii. Return to Sender Not Deliverable As Addressed (Exhibit 8 to Petition for Revocation).

I declare, under the penalty of perjury under the laws of the State of California that the foregoing is true and correct and that, if sworn as a witness, I could competently testify to the foregoing.

Executed this 12th day of January 2021, in Santa Barbara, California.

By: Gerardo De Los Santos  
Gerardo De Los Santos  
Accounting Technician  
Santa Barbara County Air Pollution  
Control District