

**STATE OF CALIFORNIA
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SANTA ANA REGION**

In the matter of:

*Ronnie Tabibnia
Tile Tech Pavers
10943 Jasmine Street
Fontana, CA 92337*

*Mandatory Minimum
Penalty

Order No. R8-2013-0037*

1. The California Regional Water Quality Control Board, Santa Ana Region (hereinafter Regional Board), held a hearing on July 19, 2013 to receive testimony and take evidence on the allegations contained in Complaint No. R8-2013-0011, dated February 11, 2013 (and as amended and reissued on April 25, 2013) and on the recommendation for the imposition of penalties and staff costs pursuant to Water Code Sections 13399.33(c) and (d) in the amount of \$1,450. The Regional Board finds as follows:
2. Tile Tech Pavers, owned by Ronnie Tabibnia (hereinafter Discharger), is regulated under the State Water Resources Control Board's Waste Discharge Requirements, Order No. 97-03-DWQ, NPDES No. CAS000002 (General Permit). The General Permit requires submittal of an annual report by July 1 of each year. The Discharger failed to submit the annual report for 2011-12 by the July 1, 2012 deadline.
3. Regional Board staff issued two certified letters reminding the Discharger to submit the annual report. In addition, staff also reminded the Discharger twice through emails. The Discharger was also reminded of the mandatory penalties for non-submittal of the annual report.
4. The Discharger did not respond to the certified mails or the emails. The Water Code specifies that the Regional Board shall impose a minimum penalty of \$1,000 and recover staff costs from dischargers who fail to submit the annual reports. Accordingly, on February 11, 2013, the attached Mandatory Minimum Penalty Complaint (as amended and reissued on April 25, 2013) was issued to the Discharger (Exhibit 1). The Discharger was given an option to pay the assessed amount and waive its right to a hearing. The Discharger neither paid the assessed amount nor waived its right to a hearing.

5. By adopting this order, the Board incorporates the findings in Mandatory Minimum Penalty Complaint No. R8-2013-0011 (as amended and reissued on April 25, 2013) and affirms the penalty specified therein.
6. Issuance of this Order is exempt from the provisions of the California Environmental Quality Act (Public Resources Code Section 2100 et seq.) in accordance with Section 15321, Chapter 3, Title 14, California Code of Regulations.

IT IS HEREBY ORDERED that, pursuant to California Water Code Sections 13399.33(c) and (d), a penalty shall be imposed on Tile Tech Pavers (owner Mr. Ronnie Tabibnia), in the amount of \$1,450, as proposed in Mandatory Minimum Penalty Complaint No. R8-2013-0011 (as amended and reissued on April 25, 2013) for the violations cited, payable as set forth below.

1. Mr. Ronnie Tabibnia, dba Tile Tech Pavers, is liable for the assessed amount and shall pay \$1,450 to the Waste Discharge Permit Funds by August 19, 2013.

The Executive Officer is authorized to refer this matter to the Attorney General for enforcement.

Pursuant to Water Code Section 13320, you may petition the State Water Resources Control Board for review of this Order. If you choose to do so, you must submit the petition to the State Board within 30 days of the Regional Board's adoption of this Order.

I, Kurt V. Berchtold, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, Santa Ana Region, on July 19, 2013.



Kurt V. Berchtold
Executive Officer