

**WAIVER FORM
ACL COMPLAINT No. R2-2017-1039**

By signing this waiver, I affirm and acknowledge the following:

I am duly authorized to represent **Isaias Munoz** (hereinafter "Operator") in connection with Administrative Civil Liability (ACL) Complaint noted above (hereinafter the "Complaint"). I am informed that California Water Code section 13323, subdivision (b), states that, "a hearing before the regional board shall be conducted within 90 days after the party has been served [with the complaint]. The person who has been issued a complaint may waive the right to a hearing."

OPTION 1: PAY THE CIVIL LIABILITY

(Check here if the Operator waives the hearing requirement and will pay the civil liability.)

- a. I hereby waive any right the Operator may have to a hearing before the Regional Water Board.
- b. I certify that the Operator will remit payment for the proposed civil liability of \$14,000 by check to the "State Water Resources Control Board, Waste Discharge Permit Fund" with a copy of payment to the Regional Water Board. The Regional Water Board will send an invoice for payment.
- c. I understand the payment of the above amount constitutes a proposed settlement of the Complaint, and that any settlement will not become final until after the 30-day public notice and comment period. Should the Regional Water Board receive significant new information or comments from any source (excluding the Regional Water Board Prosecution Team) during this comment period, the Regional Water Board's Assistant Executive Officer may withdraw the complaint, return any payment received, and issue a new complaint. I understand that this proposed settlement is subject to approval by the Regional Water Board or its Executive Officer, and that the Regional Water Board may consider this proposed settlement in a public meeting or hearing. I also understand that approval of the settlement will result in the Operator having waived the right to contest the allegations in the Complaint and the imposition of civil liability.
- d. I understand that payment of the above amount is not a substitute for compliance with applicable laws and that continuing violations of the type alleged in the Complaint may subject the Operator to further enforcement, including additional civil liability.
- e. I understand that if timely payment(s) is (are) not received, the Regional Water Board will adopt an ACL order requiring payment.

OPTION 2: REQUEST A TIME EXTENSION

(Check here if the Operator waives the 90-day hearing requirement in order to extend the hearing date and/or hearing deadlines. Attach a separate sheet with the amount of additional time requested and the rationale.)

I hereby waive any right the Operator may have to a hearing before the Regional Water Board within 90 days after service of the Complaint. By checking this box, the Operator requests that the Regional Water Board delay the hearing and/or hearing deadlines so that the Operator may have additional time to prepare for the hearing. It remains within the discretion of the Regional Water Board Advisory Team to approve the extension.

Print Name and Title

Signature

Date