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## San Francisco Bay Regional Water Quality Control Board

### Waiver Form: ACL Complaint No. R2-2024-1032

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

I am duly authorized to represent SODA LLC (Discharger) in connection with the Administrative Civil Liability (ACL) Complaint No. R2-2024-1032 (Complaint). I am informed that that California Water Code section 13323(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.”

### Discharger Agrees to Pay the Civil Liability

- a. I hereby waive any right Discharger may have to a hearing before the Regional Water Board.
- b. I certify that Discharger will remit payment for the proposed civil liability in the full amount of \$2,910.00 by check that references “ACL Complaint No. R2-2024-1032” made payable to the “San Francisco Bay Regional Water Quality Control Board.” Payment must be received by the Regional Water Board by (August 15, 2024) or the Regional Water Board may adopt an Administrative Civil Liability Order requiring 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 payment, 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 Discharger 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 Discharger to further enforcement, including additional civil liability.

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(Print Name and Title)

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(Signature and Date)