

1 **CAROL SHIPLEY**  
2 ASSISTANT DISTRICT ATTORNEY  
3 STANISLAUS COUNTY  
4 **Matthew C. Maclear, SBN 209228**  
5 Deputy District Attorney  
6 11<sup>th</sup> and I Streets, Room 200 2<sup>nd</sup> Floor  
7 Modesto, California 95353  
8 (209) 525-5550

Attorneys for People

FILED  
2006 JUL 20 AM 9:51  
CLERK OF THE SUPERIOR COURT  
COUNTY OF STANISLAUS  
BY \_\_\_\_\_  
DEPUTY

9  
10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 FOR THE COUNTY OF STANISLAUS

12 THE PEOPLE OF THE STATE OF  
13 CALIFORNIA

Plaintiff,

vs.

HARVEY RIDENHOUR,

Defendant.

CASE NO.

381546-

STIPULATED JUDGMENT FOR  
INJUNCTION, CIVIL PENALTIES,  
AND OTHER RELIEF

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16  
17 Plaintiff, THE PEOPLE OF THE STATE OF CALIFORNIA, having filed their  
18 complaint herein, CAROL SHIPLEY, Assistant District Attorney for the County of  
19 STANISLAUS, by and through Matthew C. Maclear, Deputy District Attorney of Stanislaus  
20 County, and defendant HARVEY RIDENHOUR, hereby stipulate and consent to the entry of the  
21 Permanent Injunction and Judgment Pursuant to this stipulation. By signing this stipulation, this  
22 named defendant hereby admits the allegations of the complaint. This stipulation is entered into  
23 based in part on representations made and reaffirmed by the named defendant herein, that certain  
24 penalty payments will be made according to the terms of this Stipulated Judgment. This  
25 Stipulated Final Judgment shall constitute evidence of admission or concession by this named  
26 defendant regarding all allegations of law and fact alleged in the complaint on file herein.  
27

28 STIPULATED JUDGMENT FOR  
INJUNCTION, CIVIL PENALTIES, AND  
OTHER RELIEF

1 Upon the consent of the parties hereto, and it appearing to the court that there is good cause  
2 for the entry of this Stipulated Judgment,

3 IT IS ORDERED, ADJUDGED AND DECREED as follows:

4 1. This court has jurisdiction of the subject matter of this action and each of the  
5 parties hereto.

6 2. The injunctive provisions of this Judgment are applicable to defendant, his agents,  
7 employees, representatives and all persons, partners, corporations, or other entities acting by,  
8 through, under, or on behalf of defendant and all persons in concert with or participating with  
9 said defendant with actual or constructive knowledge of this injunction, insofar as they are doing  
10 business in the State of California and confined to defendant's business operations in the County  
11 of STANISLAUS and throughout the State of California.

12 3. Pursuant to Business and Practice Code section 17203, Defendant is hereby  
13 required to:

14 a) Abide by any and all environmental laws, including but not limited to section  
15 25299 of the Health and Safety Code, and sections 2672(e), 2729 and 2729.1 of  
16 the California Code of Regulations, Title 23, Division 3, Chapter 16, Articles 11  
17 and 12.

18 b) Assign his rights as the responsible party to cleanup funds paid by the State of  
19 California to Jon Powers, current owner of record of the property located at 22160  
20 Highway 33, Crows Landing, CA 95313. This assignment of rights by Harvey  
21 Ridenhour to Jon Powers shall occur no later July 15, 2006.

22 4. Defendants shall pay the sum of THIRTY THOUSAND DOLLARS (\$30,000.00)  
23 in civil penalties to be paid as follows:

24 a) Defendants shall pay THIRTY THOUSAND DOLLARS (\$30,000.00), as civil  
25 penalties, including partial cost recovery, pursuant to Health and Safety Code § 25299.

26 This civil penalty amount shall be made payable to the Stanislaus County Treasurer

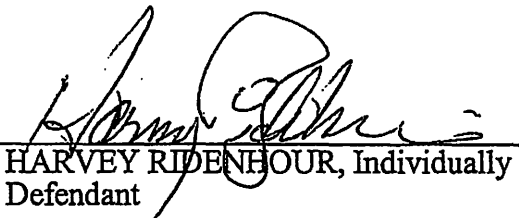
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28 STIPULATED JUDGMENT FOR  
INJUNCTION, CIVIL PENALTIES, AND  
OTHER RELIEF

1 7. Defendants waive all objections to employees from the California State Water  
2 Resources Board, CSWRCB, and the Stanislaus County Department of Environmental Resources  
3 from entering upon their business operations in the State of California, for the purpose of  
4 inspection and enforcement of the terms of this agreement.

5 8. All checks shall be sent to the Stanislaus County District Attorney's Office,  
6 attention: Donna Robinson, Stanislaus County Courthouse, P.O. Box 442, Modesto, CA 95353,  
7 (209) 558-8563. By September 1, 2006, defendant will pay FIVE THOUSAND DOLLARS  
8 (\$5,000.00), and then will pay ONE THOUSAND ONE HUNDRED ELEVEN DOLLARS AND  
9 ELEVEN CENTS (\$1,111.11) on the first of each month thereafter, starting October 1, 2006.  
10 The final payment due no later than March 1, 2008.

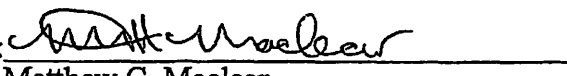
11 9. This Judgment shall go into effect immediately upon entry hereof. Entry is  
12 authorized immediately upon filing.

13  
14 Dated: 6/29/2006

15 By:   
16 HARVEY RIDENHOUR, Individually  
17 Defendant

18 CAROL SHIPLEY  
19 STANISLAUS COUNTY  
20 ASSISTANT DISTRICT ATTORNEY

21 Dated: 6/29/06

22 By:   
23 Matthew C. Maclear  
24 DEPUTY DISTRICT ATTORNEY

25 IT IS ORDERED, ADJUDGED AND DECREED.

26 Dated: JUL 17 2006

27 DAVID G. VANDER WALL  
28 JUDGE OF THE SUPERIOR COURT

STIPULATED JUDGMENT FOR  
INJUNCTION, CIVIL PENALTIES, AND  
OTHER RELIEF