



**OFFICE OF THE DISTRICT ATTORNEY
SAN JOAQUIN COUNTY**

ENVIRONMENTAL PROSECUTIONS UNIT
222 East Weber Avenue, Suite 202, Stockton, California 95202
P.O. Box 990, Stockton, California 95201
Telephone: (209) 468-2400 Fax: (209) 468-0314

JAMES P. WILLETT
DISTRICT ATTORNEY

EDWARD J. BUSUTTIL
ASSISTANT DISTRICT ATTORNEY

October 26, 2006

Sally M. Knox, Deputy Attorney General
Office of the Attorney General
Sacramento Office
P.O. Box 944255
Sacramento, CA 94244-2550

Re: People v. Shalini Kumar Lata, et al., CV 027016

Dear Ms. Knox:

Please find enclosed a copy of the Judgment and other related documents pertaining to the joint action filed by the Attorney General's Office, through Deputy Attorney General Reed Sato, and San Joaquin County District Attorney's Office in the San Joaquin County Superior Courts.

Sincerely,

OFFICE OF THE DISTRICT ATTORNEY

CELESTE KAISCH
Deputy District Attorney

cc: Reed Sato, Dir. of the Office of Enforcement, SWRCB (w/encl)

1 JAMES P. WILLETT (SBN 88837)
District Attorney
2 San Joaquin County
DAVID J. IREY (SBN 142864)
3 Supervising Deputy District Attorney
CELESTE KAISCH (SBN 234174)
4 Deputy District Attorney
Environmental Prosecutions Unit
5 P.O. Box 990
Stockton, CA 95201
6 Phone: (209) 468-2400
7 Attorneys for Plaintiff
8

FILED
SUPERIOR COURT-STOCKTON
06 OCT 25 PM 1:25
ROSA JUNQUEIRO, CLERK
BY JACKIE SEXTON
DEPUTY

9 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN JOAQUIN

10 THE PEOPLE OF THE STATE OF
CALIFORNIA,

11 Plaintiff,

12 vs.

13 SHALINI KUMAR LATA, et al.

14 Defendants.
15

Case No. CV027016

NOTICE OF ENTRY OF DEFAULT
JUDGMENT (B&P §17200, et al)

16 TO ALL PARTIES APPEARING HEREIN AND THEIR ATTORNEYS:

17 PLEASE TAKE NOTICE that a Default Judgment in the above action was entered by the San
18 Joaquin County Superior Court Clerk's Office on September 27, 2006. A copy of this Default
19 Judgment is attached to this Notice of Entry of Default Judgment.
20

21 Dated: October 25, 2006

JAMES P. WILLETT
DISTRICT ATTORNEY

22
23
24 By: Celeste Kaisch
CELESTE KAISCH
25 Deputy District Attorney
26
27
28

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, title, bar number, and address): JAMES P. WILLETT, District Attorney (SBN 88837) County of San Joaquin By: DAVID IREY, Supervising Deputy DA (SBN 142864) 222 E. Weber Ave., Room 202, Stockton, CA 95202 TELEPHONE NO.: (209) 468-2400 FAX NO. (Optional): (209) 468-0314 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Plaintiff	FOR COURT USE ONLY <div style="font-size: 24pt; font-weight: bold; margin: 10px 0;">FILED</div> <div style="font-size: 18pt; font-weight: bold; margin: 5px 0;">06 SEP 27 AM 8:1</div> <div style="font-size: 14pt; font-weight: bold; margin: 5px 0;">R. M. LINQUEIRO, CLERK</div> <div style="font-size: 14pt; font-weight: bold; margin: 5px 0;">WILLIE WISE</div> BY _____ DEPUTY						
SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Joaquin STREET ADDRESS: 222 E. Weber Ave., Room 303 MAILING ADDRESS: CITY AND ZIP CODE: Stockton, CA 95202 BRANCH NAME: Stockton Branch							
PLAINTIFF: THE PEOPLE OF THE STATE OF CALIFORNIA DEFENDANT: SHALINI KUMAR LATA, et al,							
<div style="text-align: center; font-weight: bold;">JUDGMENT</div> <table style="width:100%; border: none;"> <tr> <td style="width:33%;"><input type="checkbox"/> By Clerk</td> <td style="width:33%;"><input checked="" type="checkbox"/> By Default</td> <td style="width:33%;"><input type="checkbox"/> After Court Trial</td> </tr> <tr> <td><input checked="" type="checkbox"/> By Court</td> <td><input type="checkbox"/> On Stipulation</td> <td><input type="checkbox"/> Defendant Did Not Appear at Trial</td> </tr> </table>	<input type="checkbox"/> By Clerk	<input checked="" type="checkbox"/> By Default	<input type="checkbox"/> After Court Trial	<input checked="" type="checkbox"/> By Court	<input type="checkbox"/> On Stipulation	<input type="checkbox"/> Defendant Did Not Appear at Trial	CASE NUMBER: CV027016
<input type="checkbox"/> By Clerk	<input checked="" type="checkbox"/> By Default	<input type="checkbox"/> After Court Trial					
<input checked="" type="checkbox"/> By Court	<input type="checkbox"/> On Stipulation	<input type="checkbox"/> Defendant Did Not Appear at Trial					

JUDGMENT

1. BY DEFAULT

- a. Defendant was properly served with a copy of the summons and complaint.
- b. Defendant failed to answer the complaint or appear and defend the action within the time allowed by law.
- c. Defendant's default was entered by the clerk upon plaintiff's application.
- d. **Clerk's Judgment** (Code Civ. Proc., § 585(a)). Defendant was sued only on a contract or judgment of a court of this state for the recovery of money.
- e. **Court Judgment** (Code Civ. Proc., § 585(b)). The court considered
 - (1) plaintiff's testimony and other evidence.
 - (2) Plaintiff's written declaration (Code Civ. Proc., § 585(d)).

2. ON STIPULATION

- a. Plaintiff and defendant agreed (stipulated) that a judgment be entered in this case. The court approved the stipulated judgment and
- b. the signed written stipulation was filed in the case.
- c. the stipulation was stated in open court the stipulation was stated on the record.

3. AFTER COURT TRIAL. The jury was waived. The court considered the evidence.

- a. The case was tried on (date and time) :
before (name of judicial officer) :
- b. Appearances by:

<input type="checkbox"/> Plaintiff (name each) :	<input type="checkbox"/> Plaintiff's attorney (name each) :
(1)	(1)
(2)	(2)
<input type="checkbox"/> Continued on Attachment 3b.	
<input type="checkbox"/> Defendant (name each) :	<input type="checkbox"/> Defendant's attorney (name each) :
(1)	(1)
(2)	(2)
<input type="checkbox"/> Continued on Attachment 3b.	
- c. Defendant did not appear at trial. Defendant was properly served with notice of trial.
- d. A statement of decision (Code Civ. Proc., § 632) was not was requested.

1 THE PEOPLE OF THE STATE OF
2 CALIFORNIA,

3 Plaintiff,

4 vs.

5 SHALINI KUMAR LATA, et al.

6 Defendants.

) Case No. CV027016

) **PROOF OF SERVICE BY MAIL**
) **(CCP 1013, 2015.5)**

7 I, CHERYL BROWN, declare that:

8 I am employed in the County of San Joaquin, I am over the age of eighteen years and not a
9 party to the within entitled cause; my business address is: 222 East Weber Avenue, Room 202,
10 Stockton, California, 95202.

11 On October 25, 2006, I served the **NOTICE OF ENTRY OF DEFAULT JUDGMENT**
12 by placing a true copy thereof enclosed in a sealed envelope following ordinary business practices
13 for collection in San Joaquin County's outgoing mail system addressed as follows:

14 SHALINI KUMAR LATA, indiv. and as a sole
15 proprietor dba CENTRAL VALLEY UST,
16 Environmental Services
17 1721 Dominion Drive
18 Stockton, CA 95206.

19 I am readily familiar with San Joaquin County's business practice for collection and
20 processing of mail with the United States Postal Service and said mail would be deposited with the
21 United States Postal Service sealed and postage fully paid at Stockton, California that same day in
22 the ordinary course of business.

23 I declare under penalty of perjury that the foregoing is true and correct, and that this
24 declaration was executed on October 25 2006, at Stockton, California.

25 Cheryl Brown
26 CHERYL BROWN
27
28

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): JAMES P. WILLETT, District Attorney SBN 88837 County of San Joaquin BY: DAVID IREY, Supervising Deputy DA (SBN 142864) 222 E. Weber Ave., Room 202, Stockton, CA 95202 TELEPHONE NO.: (209) 468-2400 FAX NO.(Optional): (209) 468-0314 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): PLAINTIFF PEOPLE OF THE STATE OF CALIFORNIA	FOR COURT USE ONLY FILED SUPERIOR COURT-STOCKTON 06 SEP 18 PM 2:17 ROSA JUNQUEIRO, CLERK BY THERESA CARLETON DEPUTY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN JOAQUIN STREET ADDRESS: 222 E. Weber Ave., Room 202 MAILING ADDRESS: CITY AND ZIP CODE: Stockton, CA 95202 BRANCH NAME: Stockton Judicial District	
PLAINTIFF/PETITIONER: THE PEOPLE OF THE STATE OF CALIFORNIA DEFENDANT/RESPONDENT: SHALINI KUMAR LATA, et al,	
REQUEST FOR <input type="checkbox"/> Entry of Default <input type="checkbox"/> Clerk's Judgment (Application) <input checked="" type="checkbox"/> Court Judgment	CASE NUMBER: CV027016

1. TO THE CLERK: On the complaint or cross-complaint filed
- a. on (date): JULY 22, 2005
 - b. by (name): Davud IreY, Supervising Deputy DA
 - c. Enter default of defendant (names): SHALINI KUMAR LATA, individually and as a sole proprietor d.b.a. CENTRAL VALLEY UST ENVIRONMENTAL SERVICES
 - d. I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):

(Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)

- e. Enter clerk's judgment
 - (1) for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)
 Include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The Prejudgment Claim of Right to Possession was served in compliance with Code of Civil Procedure section 415.46.
 - (2) under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 5).)
 - (3) for default previously entered on (date): March 9, 2006

2. Judgment to be entered.

	<u>Amount</u>		<u>Credits acknowledged</u>	<u>Balance</u>
a. Demand of complaint..PENALTIES. \$	50,000.00	\$	\$	50,000.00
b. Statement of damages *				
(1) Special	\$	\$	\$	
(2) General	\$	\$	\$	0.00
c. Interest	\$	\$	\$	
d. Costs (see reverse)	\$ 323.47	\$	\$	323.47
e. Attorney fees	\$	\$	\$	
f. TOTALS	\$ 50,323.47	\$	\$	50,323.47

g. Daily damages were demanded in complaint at the rate of: \$ _____ per day beginning (date): _____
 (* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)

3. (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).

Date: September 16th, 2006

DAVID IREY, Supervising Deputy DA
 (TYPE OR PRINT NAME)

(SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

FOR COURT USE ONLY	(1) <input type="checkbox"/> Default entered as requested on (date): (2) <input type="checkbox"/> Default NOT entered as requested (state reason):
Clerk, by _____, Deputy	

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): JAMES P. WILLETT, District Attorney (SBN 88837) County of San Joaquin By: DAVID IREY, Supervising Deputy DA (SBN 142864) 222 E. Weber Ave., Room 202, Stockton, CA 95202 TELEPHONE NO.: (209) 468-2400 FAX NO. (Optional): (209) 468-0314 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Plaintiff	FOR COURT USE ONLY						
SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Joaquin STREET ADDRESS: 222 E. Weber Ave., Room 303 MAILING ADDRESS: CITY AND ZIP CODE: Stockton, CA 95202 BRANCH NAME: Stockton Branch							
PLAINTIFF: THE PEOPLE OF THE STATE OF CALIFORNIA DEFENDANT: SHALINI KUMAR LATA, et al,							
<div style="text-align: center;">JUDGMENT</div> <table style="width:100%; border: none;"> <tr> <td style="width:33%;"><input type="checkbox"/> By Clerk</td> <td style="width:33%;"><input checked="" type="checkbox"/> By Default</td> <td style="width:33%;"><input type="checkbox"/> After Court Trial</td> </tr> <tr> <td><input checked="" type="checkbox"/> By Court</td> <td><input type="checkbox"/> On Stipulation</td> <td><input type="checkbox"/> Defendant Did Not Appear at Trial</td> </tr> </table>	<input type="checkbox"/> By Clerk	<input checked="" type="checkbox"/> By Default	<input type="checkbox"/> After Court Trial	<input checked="" type="checkbox"/> By Court	<input type="checkbox"/> On Stipulation	<input type="checkbox"/> Defendant Did Not Appear at Trial	CASE NUMBER: CV027016
<input type="checkbox"/> By Clerk	<input checked="" type="checkbox"/> By Default	<input type="checkbox"/> After Court Trial					
<input checked="" type="checkbox"/> By Court	<input type="checkbox"/> On Stipulation	<input type="checkbox"/> Defendant Did Not Appear at Trial					

JUDGMENT

1. **BY DEFAULT**
 - a. Defendant was properly served with a copy of the summons and complaint.
 - b. Defendant failed to answer the complaint or appear and defend the action within the time allowed by law.
 - c. Defendant's default was entered by the clerk upon plaintiff's application.
 - d. **Clerk's Judgment** (Code Civ. Proc., § 585(a)). Defendant was sued only on a contract or judgment of a court of this state for the recovery of money.
 - e. **Court Judgment** (Code Civ. Proc., § 585(b)). The court considered
 - (1) plaintiff's testimony and other evidence.
 - (2) Plaintiff's written declaration (Code Civ. Proc., § 585(d)).

2. **ON STIPULATION**
 - a. Plaintiff and defendant agreed (stipulated) that a judgment be entered in this case. The court approved the stipulated judgment and
 - b. the signed written stipulation was filed in the case.
 - c. the stipulation was stated in open court the stipulation was stated on the record.

3. **AFTER COURT TRIAL.** The jury was waived. The court considered the evidence.
 - a. The case was tried on (date and time) :
before (name of judicial officer) :
 - b. Appearances by:

<input type="checkbox"/> Plaintiff (name each) :	<input type="checkbox"/> Plaintiff's attorney (name each) :
(1)	(1)
(2)	(2)
<input type="checkbox"/> Continued on Attachment 3b.	
<input type="checkbox"/> Defendant (name each) :	<input type="checkbox"/> Defendant's attorney (name each) :
(1)	(1)
(2)	(2)
<input type="checkbox"/> Continued on Attachment 3b.	
 - c. Defendant did not appear at trial. Defendant was properly served with notice of trial.
 - d. A statement of decision (Code Civ. Proc., § 632) was not was requested.

1 BILL LOCKYER, Attorney General
of the State of California
2 THOMAS M. GREENE
Chief Assistant Attorney General
3 THEODORA P. BERGER
Senior Assistant Attorney General
4 REED SATO, SBN 087685
Deputy Attorney General
5 P.O. Box 944255
Sacramento, California 94244-2550
6 Telephone: (916) 324-8630
Facsimile: (916) 327-2319

7 JAMES P. WILLETT, District Attorney
of the County of San Joaquin
8 DAVID J. IREY, SBN 142864
Supervising Deputy District Attorney
9 CELESTE KAISCH, SBN 234174
Deputy District Attorney
10 Environmental Prosecutions Unit
222 E. Weber Ave, Room 202
11 Stockton, California 95202
12 Telephone: (209) 468-2400
Facsimile: (209) 468-0314

13 Attorneys for Plaintiff

14 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN JOAQUIN**
15 **STOCKTON JUDICIAL DISTRICT**

17 The People Of The State Of California,
18 Plaintiff,

19 v.

20 SHALINI KUMAR LATA, individually and as a sole
proprietor d.b.a. CENTRAL VALLEY UST
21 ENVIRONMENTAL SERVICES
22 Defendant(s),

) No. CV027016
)
) DECLARATION OF
) DAVID J. IREY
) IN SUPPORT OF PLAINTIFF'S
) REQUEST FOR ENTRY OF
) DEFAULT JUDGMENT

23 I, DAVID J. IREY, declare as follows:

- 24 1. I am an attorney duly licensed to practice law in the State of California and am a
25 Supervising Deputy District Attorney in the Environmental Prosecutions Unit with the
26 San Joaquin County District Attorney's Office, in Stockton, California, one of the
27 attorneys of record for Plaintiff, THE PEOPLE OF THE STATE OF CALIFORNIA in
28 the above-referenced matter.

FILED
SUPERIOR COURT-STOCKTON
06 SEP 18 PM 2:17
DOSSA J. GONCALVES, CLERK
BY THERESA CARLETON
DEPUTY

- 1 2. This declaration is offered by Plaintiff, THE PEOPLE OF THE STATE OF
2 CALIFORNIA, by and through their attorneys, BILL LOCKYER, Attorney General of
3 the State of California, and JAMES P. WILLETT, District Attorney of the County of San
4 Joaquin ("Plaintiff"), in support of its pending Request for Court Judgment against the
5 Defendant, SHALINI KUMAR LATA, individually and as a sole proprietor d.b.a.
6 CENTRAL VALLEY UST ENVIRONMENTAL SERVICES.
- 7 3. I am presently one of the attorneys of record, and as such have reviewed the contents of
8 Plaintiff's file in this matter. I have personal knowledge of the following facts and am
9 competent to testify as to the truth of these facts, if called to testify.
- 10 4. Defendant, SHALINI KUMAR LATA ("Defendant"), at all times mentioned, is/was the
11 owner of the above-listed CENTRAL VALLEY UST ENVIRONMENTAL SERVICES
12 business, and is/was conducting business in San Joaquin County, Lake County, Sonoma
13 County, Yolo County, Sacramento County, Stanislaus County, and elsewhere within the
14 State of California.
- 15 5. On or about January 3, 2005, the San Joaquin County District Attorney's Office was
16 notified that the Environmental Health Department of San Joaquin County received a
17 submission from a business listing their Designated Underground Storage Tank Operator
18 as Defendant. After reviewing the records provided to them, San Joaquin County
19 Environmental Health Department discovered that Defendant took the California
20 Underground System Operator Exam on October 3, 2004 and on November 22, 2004 and
21 failed both times. From this information, it was determined that she was not certified to
22 work as a Designated Underground Storage Tank Operator in San Joaquin County or
23 elsewhere within the State of California. (Exhibit 1)
- 24 6. On or about January 4, 2006, Michele Le, San Joaquin County Environmental Health
25 Department received a memo from International Code Council stating that "as of
26 [January 4, 2005], [their] records reflect that Shalini Lata is not currently certified with
27 ICC." (Exhibit 2)
- 28 7. Between January 3, 2005 and July 15, 2006, Plaintiff began investigating Defendant's
International Code Council certification status and disclosures and submissions to
business and regulatory agencies in California.

- 1 8. From the investigation Plaintiff learned the following:
- 2 a. Shalini Kumar Lata falsified the "International Code Council Computer Exam
- 3 Report" generated by LaserGrade Computer Testing ("ICC Exam Report") to
- 4 read: "Grade: Pass" instead of "Grade: Fail." Additionally, the Computer Test
- 5 Result was falsified to read:
- 6 "We are pleased to inform you that you have passed the exam. You
- 7 should be getting you [*sic*] National Certification from ICC for the UST
- 8 Designated Operator within sixty days. Candidates may check with ICC if
- 9 you don't get your license within sixty days. For further inquiries you
- 10 could log on to our website at
- 11 <http://www.iccsafe.org/certification/renewals/.com> The table below is
- 12 provided as a general indication of how well you answered the questions
- 13 in each content area of exam. The exam is not designed to determine your
- 14 strengths and weaknesses in each content area. The table is not to scale
- 15 and cannot be used to calculate your total exam score." (Exhibit 3)
- 16 instead of the actual language found on personalized ICC Exam Report results for
- 17 Defendant, which was as follows:
- 18 "We regret to inform you that you have not passed the exam. The table
- 19 below shows your performance on each of the content areas. Please refer to
- 20 the Candidate Bulletin for a complete description of the exam content areas.
- 21 Candidates may take this examination through LaserGrade twice in any six
- 22 (6) month period. If you would like to register to retake the exam, please
- 23 call LaserGrade at (800) 211-2754. The table below is provided as a
- 24 general indication of how well you answered the questions in each content
- 25 area of the exam. The exam is not designed to determine your strengths
- 26 and weaknesses in each content area. The table is not to scale and cannot be
- 27 used to calculate your total exam score. Please refer to the the [*sic*]
- 28 Candidate Bulletin for information on exam scoring." (Exhibit 4)
- b. Falsified ICC Exam Report results was submitted to San Joaquin County
- Environmental Health Department. "Owner Statements of Designated
- Underground Storage Tank (UST) Operator and Understanding of and
- Compliance with UST Requirements" for Morada Chevron/Fast & Easy Mart in
- San Joaquin County, listing Shalini Kumar Lata, Central Valley UST
- Environmental Services was submitted via fax on December 31, 2004 from
- Morada Chevron to San Joaquin County Environmental Health Department along
- with a copy of the ICC Exam Report results referenced in subsection (a). The
- "Owner Statements of Designated Underground Storage Tank (UST) Operator

1 and Understanding of and Compliance with UST Requirements” form was
2 originally faxed on December 29, 2004 from Oak Ridge Winery, Shalini Kumar
3 Lata’s former place of employment. (Exhibit 5)

4 c. “Owner Statements of Designated Underground Storage Tank (UST) Operator
5 and Understanding of and Compliance with UST Requirements” for Morada
6 Chevron in San Joaquin County, listing Shalini Lata, Shawn Corp., were
7 submitted via fax on January 3, 2005 from Oak Ridge Winery, Shalini Kumar
8 Lata’s former place of employment, to San Joaquin County Environmental Health
9 Department along with a handwritten cover letter asserting that the attached
10 documentation is the correct information for designated operator and a copy of the
11 ICC Exam Report results referenced in subsection (a). (Exhibit 6)

12 d. Falsified ICC Exam Report results were submitted to businesses and/or business
13 owners in the State of California. An individual going by the name of Pushpa
14 from, Shawn Corp./Aasim Enterprises/California Wholesale, owner of FastMart:
15 Convenient Neighborhood Food Stores, was provided a copy of the ICC Exam
16 Report results referenced in subsection (a). (Exhibit 7)

17 e. Falsified “Owner Statements of Designated Underground Storage Tank (UST)
18 Operator and Understanding of and Compliance with UST Requirements” were
19 submitted to Lake County Environmental Health Department. On January 12,
20 2005, Ken Williams, Lake County Environmental Health Department, received a
21 fax from Oak Ridge Winery, Shalini Kumar Lata’s former place of employment
22 stating that the Designated Operator for Fast and Easy Mart in Lake County was
23 Michael Sahlin and also included a copy of Michael Thomas Sahlin’s Designated
24 UST Operator exam results from Computer Test Result from LaserGrade
25 Computer Testing. (Exhibit 8)

26 f. During the time of this investigation, Michael Thomas Sahlin was a Sanitary
27 Engineering Associate with the Underground Storage Tank Enforcement Unit of
28 the State Water Resources Control Board. California Code of Regulations, Title
23, Section 2715(b) – (f) require designated underground storage tank operators
to possess a current California Underground System Operator certification, issued

1 by the International Code Council; Mr. Sahlin possessed such certification.

2 g. San Joaquin County District Attorney's Office and San Joaquin County
3 Environmental Health Department spoke with Michael Sahlin over the telephone
4 in January 2005 and learned that: (1) Sahlin received a passing ICC Exam Report,
5 (2) Sahlin did not provide a copy of his ICC Exam Report to Shalini Kumar Lata,
6 (3) Sahlin did not permit Shalini Kumar Lata to provide a copy of his ICC Exam
7 Report to distribute to businesses and regulatory agencies in California, (4) Sahlin
8 had not agreed to enter into any business arrangement with Shalini Kumar Lata,
9 and (5) Sahlin had not agreed to or entered into a business arrangement with a
10 business in the State of California to provide Designated Operator services.
11 Additionally, on January 27, 2005, Julie Berrey, State Water Resource Control
12 Board, received an email from Michael Sahlin stating that: (1) he has not entered
13 into an agreement to be a Designated Operator at any facility within California,
14 and (2) the contract that Sahlin uses prohibits the use or likeness of his name.
(Exhibit 9)

15 h. Falsified "Owner Statements of Designated Underground Storage Tank (UST)
16 Operator and Understanding of and Compliance with UST Requirements" for
17 Morada Chevron in San Joaquin County, listing Michael Sahlin as Designated
18 Operator, were submitted via fax on January 12, 2005 from Oak Ridge Winery,
19 Shalini Kumar Lata's former place of employment, to San Joaquin County
20 Environmental Health Department along with a copy of Michael Sahlin's ICC
21 Exam Report results. (Exhibit 10)

22 i. Falsified "Owner Statements of Designated Underground Storage Tank (UST)
23 Operator and Understanding of and Compliance with UST Requirements" for
24 Winter Chevron/Fast & Easy Mart in Yolo County, listing Shalini Kumar Lata,
25 Central Valley UST Environmental Service as Designated Operator, was
26 submitted via fax in January or February of 2005 to Yolo County Health
27 Department along with a copy of the ICC Exam Report results referenced in
28 subsection (a). (Exhibit 11)

j. Falsified "Owner Statements of Designated Underground Storage Tank (UST)

1 Operator and Understanding of and Compliance with UST Requirements” for Fast
2 and Easy Mart in Yolo County, listing Michael Sahlin as Designated Operator,
3 was submitted via fax on or about January 12, 2005 from Oak Ridge Winery,
4 Shalini Kumar Lata’s former place of employment, to Yolo County
5 Environmental Health Department along with a copy of Michael Sahlin’s ICC
6 Exam Report results. (see Exhibit 12)

7 k. Falsified “Owner Statements of Designated Underground Storage Tank (UST)
8 Operator and Understanding of and Compliance with UST Requirements” for
9 Winter Chevron in Yolo County, listing Michael Sahlin as Designated Operator,
10 was submitted via fax on or about January 12, 2005 from Oak Ridge Winery,
11 Shalini Kumar Lata’s former place of employment, to Yolo County
12 Environmental Health Department along with a copy of Michael Sahlin’s ICC
13 Exam Report results. (see Exhibit 12)

14 l. On January 13, 2005, Yolo County received a handwritten fax from Oak Ridge
15 Winery, Shalini Kumar Lata’s former place of employment, informing the
16 regulatory agency that there has been a change in the name of the Designated
17 Operator to a Michael Sahlin and signed S. Kumar. (Exhibit 12)

18 m. Falsified “Owner Statements of Designated Underground Storage Tank (UST)
19 Operator and Understanding of and Compliance with UST Requirements” for Fast
20 & Easy Mart in Sonoma County, listing Michael Sahlin as Designated Operator,
21 was submitted via fax on or about January 12, 2005 from Oak Ridge Winery,
22 Shalini Kumar Lata’s former place of employment, to the County of Sonoma
23 Department of Emergency Services along with a copy of Michael Sahlin’s ICC
24 Exam Report results. (Exhibit 13)

25 n. Shalini Kumar Lata handwrote a letter, dated January 21, 2005, and addressed to
26 her attorney at that time, Mr. Kleinfeld, listing three names of business owners
27 who she was working for as a Designated Operator; one in Stainslaus County, one
28 in Sacramento County, and one in a location unknown. The letter also indicates
that she faxed a letter to each owner and informed them that she is no longer in
business. (Exhibit 14)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

- o. Shalini Kumar Lata typed a letter dated January 21, 2005 to “Whom it may concern”, informing the recipients that she won’t be able to work as a Designated Operator for their company. (Exhibit 15)
- p. Shalini Kumar Lata handwrote a letter, undated, to her attorney, Oscar Budd Kleinfeld, referencing the letter addressed to “Whom it may concern” and indicating that she has “faxed another letter to Mike Ali,” owner of Morada Chevron/Fast & Easy Market. (Exhibit 16)
- q. Falsified “Owner Statements of Designated Underground Storage Tank (UST) Operator and Understanding of and Compliance with UST Requirements” for Chevron Station #30152 in Sonoma County, listing Shalini Lata, Central Valley UST Environmental as the Designated Operator, was submitted via fax to the City of Petaluma in January or February of 2005. (Exhibit 17)
- r. An “Enforcement Alert” was sent out by the State Water Resources Control Board informing all recipients that ICC has confirmed that Shalini Kumar Lata has taken the Designated Operator exam, however has not passed and is not ICC certified. Additionally the letter indicates that Michael Sahlin has not contracted with any UST owner to be a Designated Operator and no Underground Storage Tank owner has Mr. Sahlin’s authorization to identify him as a Designated Operator. (Exhibit 18)

9. Between January 17, 2005, and July 15, 2005, Plaintiffs’ and Defendant, by and through her attorney at that time, Oscar Budd Kleinfeld, engaged in pre-filing settlement negotiations.

10. On or about July 15, 2005, settlement negotiations broke down and Plaintiff was notified that the Defendant had decided not to retain Oscar Budd Kleinfeld to review the Complaint for Injunction, Civil Penalties and Other Relief, Stipulation for Final Judgment, and Permanent Injunction and Final Judgment Pursuant to Stipulation provided to the Defendant during the course of good-faith settlement negotiations. Additionally the Plaintiff was informed that Mr. Kleinfeld, Esq. had decided not to represent the Defendant in this matter. (Exhibit 19)

11. On July 22, 2005, Plaintiffs’ filed the Complaint for Injunction, Civil Penalties and Other

1 Relief, Case Number CV027016, in the Superior Court of California, the County of San
2 Joaquin, Stockton Branch. The Complaint alleges that the Defendants engaged in acts of
3 unlawful and/or unfair competition within San Joaquin County, Lake County, Sonoma
4 County, Yolo County, Sacramento County, Stanislaus County, and elsewhere within the
5 State of California, in violation of Business and Professions Code section 17200 et seq.,
6 by committing the following acts:

- 7 a. Falsifying International Code Counsel (ICC) California Underground Storage
8 Tank (UST) Operator Exam Results;
- 9 b. Submitting Falsified ICC California UST Operator Exam Results to businesses in
10 the State of California, including but not limited to Lake County, Sacramento
11 County, San Joaquin County, Sonoma County, Stanislaus County, and Yolo
12 County;
- 13 c. Submitting Falsified ICC California UST Operator Exam Results to Certified
14 Unified Program Agency's (CUPAs) in the State of California, including but not
15 limited to Lake County, San Joaquin County, Sonoma County, and Yolo County.
(Exhibit 20)

- 16 12. On or about July 27, 2005, the Office of the District Attorney contracted with Attorney's
17 Diversified Services ("ADS") for the service of process on the Defendants. ADS
18 attempted service on the Defendants at their last known addresses of 1918 Rosemarie
19 Lane, Apt. #108., Stockton, California, without success. ADS informed the Office of the
20 District Attorney that the given address was vacant and was, at that time, for sale by Jan
21 Jones, (209) 951-5570.
- 22 13. On or about August 16, 2005, the Office of the District Attorney requested the Office of
23 the District Attorney, Bureau of Investigation, complete the service of process on the
24 Defendant, SHALINI KUMAR LATA, at her last known employer's address of Oak
25 Ridge Winery, 6100 E. Highway 12, Lodi, CA 95240. This attempt was unsuccessful as
26 the District Attorney Investigator was told that Defendant, SHALINI KUMAR LATA
27 was not longer employed at Oak Ridge Winery.
- 28 14. On September 22, 2005, the Defendant, SHALINI KUMAR LATA was served at her
home, 1721 Dominion Drive, Stockton, CA 95206, with a true and correct copy of the

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Summons, Complaint and Civil Case Cover Sheet from the instant case.

15. On October 24, 2005, the Office of the District Attorney filed a Request for Entry of Default on the instant case, with the Superior Court of California, San Joaquin County, which was entered on the same date. On October 24, 2005, the listed Defendant, SHALINI KUMAR LATA, was mailed first-class, postage prepaid, in a sealed envelope, a copy of the Request for Entry of Default at their last known addresses of 1721 Dominion Drive, Stockton, CA 95206.
16. As of the date of the signing of this declaration, no Answer to Plaintiff's Complaint for Injunction, Civil Penalties and Other Relief has been filed with the court or received by this office.
17. As of the date of the signing of this declaration, there has been no contact or communication from or on behalf of the Defendant, SHALINI KUMAR LATA, after the service of the Complaint. Additionally, Plaintiff has not agreed to or received a signed Stipulation for Final Judgment.
18. Sections 2715 (a) and (b), Chapter 16, Title 23, California Code of Regulations requires Underground Storage Tank owners, by January 1, 2005, to identify a UST Designated Operator and for that Designated Operator to possess a current certificate issued by the International Code Council. The Designated Operator is responsible for performing monthly visual inspections of all UST systems for which they are designated, including, but not limited to the following: (1) Reviewing the alarm history report or log for the previous month, and checking that each alarm condition was documented and responded to appropriately. A copy of the alarm history report or log, along with documentation describing action taken in response to any alarm(s), shall be attached to the monthly visual inspection record, (2) Inspecting for the presence of hazardous substance, water, or debris in spill containers, (3) Inspecting for the presence of hazardous substance, water, or debris in under-dispenser containment areas, and checking that the monitoring equipment in these areas is located in the proper position to detect a leak at the earliest possible opportunity, (4) Inspecting for the presence of hazardous substance, water, or debris in containment sumps that, in the past month, have had an alarm for which there is no record of a service visit, and checking that the monitoring equipment in these

1 containment sumps is located in the proper position to detect a leak at the earliest
2 possible opportunity, (5) Checking that all required testing and maintenance for the
3 underground storage tank system have been completed, and documenting the dates these
4 activities occurred, (6) Verifying that all facility employees have been trained in
5 accordance with subdivision 2715(f).

6 19. In San Joaquin County and elsewhere in the State of California, businesses and/or their
7 Designated Operator are required to submit an "Owner Statement of Designated
8 Underground Storage Tank (UST) Operator and understanding of Compliance with UST
9 Requirements" form, as well as a copy of the ICC Exam Report results for the California
10 UST System Operator exam.

11 20. In the action before the court, Defendant was not certified by ICC as a California
12 Underground Storage Tank System Operator or Designated Operator, Defendant falsified
13 ICC Exam Report results to show that Defendant had passed the California UST System
14 Operator exam, Defendant submitted falsified copies of letters on ICC letterhead
15 indicating that Defendant received a passing ICC Exam Report result for the California
16 UST System Operator exam to UST owners and local agencies and/or CUPAs, Defendant
17 has represented herself to UST owners and local agencies and/or CUPAs that she is an
18 certified by ICC to work as a Designated Operator, and Defendant prepared and
19 submitted to UST owners, local agencies and/or CUPAs "Owner Statements of
20 Designated Underground Storage Tank (UST) Operator and Understanding of and
21 Compliance with UST Requirements" form.

22 21. Plaintiff in this matter has incurred costs in the sum of TWO HUNDRED AND NINETY
23 SIX DOLLARS AND FIFTY CENTS (\$296.50) for the clerk's filing fee in this matter.
24 Additionally, Plaintiff has incurred costs in the sum of TWENTY SIX DOLLARS AND
25 NINETY-SEVEN CENTS (\$26.97) for the process server fees in this matter. Plaintiff
26 therefore requests judgment for costs of suit incurred herein in the sum of THREE
27 HUNDRED AND TWENTY-THREE DOLLARS AND FORTY-SEVEN CENTS
28 (\$323.47). (Exhibit 21)

29 22. Acts of unfair/unlawful competition may give rise to civil penalties of up to TWO
30 THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) per violation.

- 1 23. By virtue of the acts of unfair/unlawful competition alleged herein, Defendant has
2 secured a competitive advantage in that Defendant has not had to pass the ICC exam as
3 required by the State of California of other individuals in the industry, Defendant has not
4 has the requisite training or knowledge to monitor UST systems in the State of California
5 although purporting herself to be ICC Certified so as to charge competitive rates for
6 service or prevent ICC Certified Designated Operators from obtaining contracts with
7 UST owners, Defendant has not had the requisite training or knowledge to inspect for the
8 presence of hazardous substances, water, or debris within the UST system although
9 purporting herself to be ICC Certified so as to charge competitive rates for service or
10 prevent ICC Certified Designated Operators from obtaining contracts with UST owners
11 for services, Defendant has not had the requisite training or knowledge to ensure that the
12 required testing and maintenance for the UST systems is complete although purporting to
13 be ICC Certified so as to charge competitive rates for service or prevent ICC Certified
14 Designated Operators from obtaining contracts with UST owners for services, and
15 Defendant has not had the requisite training or knowledge to train employees as required
16 by the laws of the State of California.
- 17 24. In addition, these acts of unlawful/unfair competition cause risk to the general public in
18 that the designated operator is (1) not trained and/or knowledgeable to recognize and
19 inspect for the presence of hazardous substances, water, or debris within the UST system,
20 (2) does not know how to properly test and provide maintenance for UST systems, and
21 (3) does not know how to properly train employees as required by law to safeguard the
22 employees of the UST owners and the general public at large.
- 23 25. Defendant has falsified documents which were mandatory to work in the particular
24 industry and has submitted such documents to businesses in the State of California as
25 well as local agencies and/or CUPAs in the State of California. Plaintiff is
26 knowledgeable of falsified documents being submitted to business in the State of
27 California, including but not limited to Lake County, Sacramento County, San Joaquin
28 County, Sonoma County, Stanislaus County, and Yolo County, and to CUPAs in the
State of California, including but not limited to Lake County, San Joaquin County,
Sonoma County, and Yolo County. Based on the diverse areas in which documents were

1 submitted, it is quite reasonable to extrapolate that additional businesses, local agencies
2 and/or CUPAs were deceived by Defendant or there was an attempt by Defendant to
3 deceive businesses, local agencies and/or CUPAs. Additionally, based on the quantity
4 and seriousness of the acts and Defendant's disregard for the laws of the State of
5 California, her track record indicates that Defendant is likely to continue to falsify
6 documents and submit such documents in the future. Therefore, plaintiff requests that
7 judgment herein include a PERMANENT INJUNCTION which prohibits Defendant
8 from violating Business and Professions Code sections 17200 et seq. as prayed for in the
9 First Cause of Action in the Complaint on file herein, and permanently enjoined from:

- 10 a. Falsifying International Code Counsel (ICC) California Underground Storage
11 Tank (UST) Operator Exam Results;
 - 12 b. Submitting Falsified ICC California UST Operator Exam Results to businesses in
13 the State of California, including but not limited to Lake County, Sacramento
14 County, San Joaquin County, Sonoma County, Stanislaus County, and Yolo
15 County;
 - 16 c. Submitting Falsified ICC California UST Operator Exam Results to Certified
17 Unified Program Agency's (CUPAs) in the State of California, including but not
18 limited to Lake County, San Joaquin County, Sonoma County, and Yolo County.
- 19 26. Plaintiff requests that injunctive relief be applicable to Defendant and any agent,
20 employee, or representative acting by or on behalf of Defendant insofar as they are doing
21 business in the State of California and engaging in Designated UST Operator activities in
22 the State of California.
- 23 27. Plaintiff requests that the court impose civil penalties of FIVE THOUSAND DOLLARS
24 (\$5,000.00) per business, local agency and/or CUPA which Defendant submitted falsified
25 ICC Exam Report results or falsified "Owner Statements of Designated Underground
26 Storage Tank (UST) Operator and Understanding of and Compliance with UST
27 Requirements." This figure is roughly equivalent to a penalty of ONE HUNDRED AND
28 SEVENTY-FIVE DOLLARS (\$175.00) per day for the acts of unfair/unlawful
competition during the month of January 2005.
- 28 28. The Defendant herein was never certified by ICC to work as a Designated UST Operator,

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

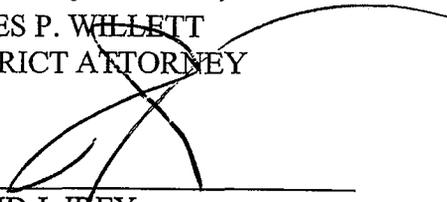
as required by the laws of the State of California and Plaintiff therefore requests judgment in the amount of FIFTY THOUSAND FIVE DOLLARS (\$50,000.00) for civil penalties and that the penalties be ordered as follows:

- a. TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) to the Treasurer of San Joaquin County, pursuant to Business and Professions Code section 17206,
- b. TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) to the General Fund, pursuant to Business and Professions Code section 17206,

I declare under penalty of perjury, under the law of the State of California, that the foregoing is true and correct. Served and executed at Stockton, California.

Dated: 9/19/06

Respectfully submitted,
JAMES P. WILLETT
DISTRICT ATTORNEY



DAVID J. IREY
Supervising Deputy District Attorney
Environmental Prosecutions Unit

EXHIBIT 1



ENVIRONMENTAL HEALTH DEPARTMENT

SAN JOAQUIN COUNTY

Donna K. Heran, R.E.H.S.
Director
Al Olsen, R.E.H.S.
Program Manager
Laurie A. Cotulla, R.E.H.S.
Program Manager

304 East Weber Avenue, Third Floor
Stockton, California 95202-2708
Telephone: (209) 468-3420
Fax: (209) 464-0138

Unit Supervisors
Carl Borgman, R.E.H.S.
Mike Huggins, R.E.H.S., R.D.I.
Douglas W. Wilson, R.E.H.S.
Margaret Lagorio, R.E.H.S.
Robert McClellon, R.E.H.S.
Mark Barcellos, R.E.H.S.

January 3, 2005

RE: Shalini Kumar Lata- ICC California UST System Operator Exam Results

San Joaquin County Environmental Health Department received the owner statement of Designated UST Operator for Morada Chevron located at 10878 HWY 99 in Stockton this day.

Shalini Kumar Lata with Central Valley UST Environmental Services was listed as the designated operator. A copy of Ms. Lata's results were attached. Dennis Catayag examined the results and realized the format did not match others received by this office.

Michelle Le called the International Code Council and spoke with Carol Mudrick (Certification Supervisor). Ms. Mudrick reviewed Ms. Lata's information and found that Ms. Lata took the California UST System Operator Exam on October 3, 2004 and failed. She also re-attempted to take the exam on November 22, 2004 and failed.

Contact Information:

Central Valley UST Environmental Services

Shalini Kumar Lata
Phone: (209) 513-4513

International Code Council

Contact: Carol Mudrick
Phone: (562) 669-0541 EXT 3208
Fax: (562) 692-2845

Morada Chevron

Owner: Ashraf Mike Ali
10878 N. Hwy 99, Stockton
(707) 747-2955

EXHIBIT 2



Setting the Standard for Building Safety™

Los Angeles District Office
4360 Workman Mill Road • Whittier, CA 90601-2298 U.S.A.
Tel: +1 (562) 699-0541 • Fax: +1 (562) 699-4322
www.iccnbc.org

To: Michele Le
From: ICC Certification Department
Date: January 4, 2003
Subject: Shalini Lata

MEMO -

Dear Michele,

As of today, our records reflect that Shalini Lata is not currently certified with ICC.

Sincerely,

A handwritten signature in cursive script that reads 'Carol Mudrick'.

Carol Mudrick
Certification Program Supervisor
ICC Certification Department

EXHIBIT 3



Computer Test Report

International Code Council

Computer Exam Report

DATE: 10/03/2004

EXAM TITLE: California Underground Storage Tank System Operator (CU)

NAME: LATA, SHALINI

GRADE: PASS

PASSING SCORE: 75%

SCORE: 84%

We are pleased to inform you that you have passed the exam. You should be getting your National Certification from ICC for the UST Designated Operator within sixty days.

Candidates may check with ICC if you don't get your license within sixty days. For further inquiries you could log on to our website at <http://www.iccsafe.org/certification/renewals/.com>

The table below is provided as a general indication of how well you answered the questions in each content area of exam. The exam is not designed to determine your strengths and weaknesses in each content area. The table is not to scale and cannot be used to calculate your total exam score.

DO NOT LOSE THIS REPORT

SCORES BY SECTION:

UST Systems	75%
Operating Requirements	89%
Release Detection	73%
Record Keeping	60%
Release Reporting and Confirmation	40%

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Testing provided by: LAS95803
Sky Walk, Inc.
6151 Freeport Blvd. Suite 158
Sacramento, CA 95822
916-391-1957

EXHIBIT 4



Computer Test Report

International Code Council

Computer Exam Report

DATE: 11/22/2004

EXAM TITLE: CA Underground Storage Tank System Operator - UC (CUO)

NAME: LATA, SHALINI

LOCATOR: LAKO0019

EXAMINATION RESULT: FAIL

PASSING SCORE: 75

YOUR SCORE: 73

We regret to inform you that you have not passed the exam. The table below shows your performance on each of the content areas. Please refer to the Candidate Bulletin for a complete description of the exam content areas.

Candidates may take this examination through LaserGrade twice in any six (6) month period. If you would like to register to retake the exam, please call LaserGrade at (800) 211-2754.

The table below is provided as a general indication of how well you answered the questions in each content area of the exam. The exam is not designed to determine your strengths and weaknesses in each content area. The table is not to scale and cannot be used to calculate your total exam score. Please refer to the the Candidate Bulletin for information on exam scoring.

DO NOT LOSE THIS REPORT

SCORES BY SECTION:

UST Systems	75%
Operating Requirements	89%
Release Detection	73%
Record Keeping	60%
Release Reporting and Confirmation	40%

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Applicant Locator: LAKO0019
Testing provided by: LAS95803
Sky Walk, Inc.
6151 Freeport Blvd. Suite 158
Sacramento, CA 95822
916-391-1957

EXHIBIT 5

**Owner Statements of Designated Underground Storage Tank (UST) Operator
and Understanding of and Compliance with UST Requirements**

Facility Name: MORADA CHEVRON	Facility ID #: 207084
Facility Address: FAST & EASY MART 10878 N. HIGHWAY 99, STOCKTON CA 95212	Reason for Submitting this Form (Check One) <input type="checkbox"/> Change of Designated Operator <input type="checkbox"/> Update Certificate Expiration Date
Facility Phone #: 209 931 6154	

Designated UST Operator(s) for this Facility

PRIMARY

Designated Operator's Name: SHALINI KUMAR LATA	Relation to UST Facility (Check One) <input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Employee <input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
Business Name (If different from above): CENTRAL VALLEY UST & ENVIRONMENTAL SERVICES	
Designated Operator's Phone #: 209 513 4513	Expiration Date:
International Code Council Certification #:	

ALTERNATE 1 (Optional)

Designated Operator's Name:	Relation to UST Facility (Check One) <input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee <input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
Business Name (If different from above):	
Designated Operator's Phone #:	Expiration Date:
International Code Council Certification #:	

ALTERNATE 2 (Optional)

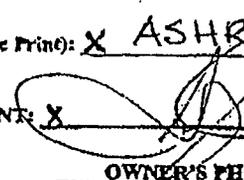
Designated Operator's Name:	Relation to UST Facility (Check One) <input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee <input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
Business Name (If different from above):	
Designated Operator's Phone #:	Expiration Date:
International Code Council Certification #:	

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE.

I certify that, for the facility indicated at the top of this page, the individual(s) listed above will serve as Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 23, section 2715(c) - (f).

Furthermore, I understand and am in compliance with the requirements (statutes, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF TANK OWNER OR OWNER'S AGENT (Please Print): **X ASHRAF H. ALI**

SIGNATURE OF TANK OWNER OR OWNER'S AGENT: **X** 

DATE: **12-29-04** OWNER'S PHONE #: **707-747 2955**

September 2004



Computer Test Report

International Code Council

Computer Exam Report

DATE: 10/03/2004

EXAM TITLE: California Underground Storage Tank System Operator (CU)

NAME: LATA, SHALINI

GRADE: PASS

PASSING SCORE: 75%

SCORE: 84%

We are pleased to inform you that you have passed the exam. You should be getting you National Certification from ICC for the UST Designated Operator within sixty days.

Candidates may check with ICC if you don't get your license within sixty days. For further inquiries you could log on to our website at <http://www.iccsafe.org/certification/renewals.com>

The table below is provided as a general indication of how well you answered the questions in each content area of exam. The exam is not designed to determine your strengths and weaknesses in each content area. The table is not to scale and cannot be used to calculate your total exam score.

DO NOT LOSE THIS REPORT

SCORES BY SECTION:

UST Systems	75%
Operating Requirements	89%
Release Detection	73%
Record Keeping	60%
Release Reporting and Confirmation	40%

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Testing provided by: LAS95803
Sky Walk, Inc.
6151 Freeport Blvd. Suite 158
Sacramento, CA 95822
916-391-1957

EXHIBIT 6

There was some errors made while filling out The Designated Operator form.

The fax that was sent earlier had another employee's information.

It is now corrected and signed by the owner.

We are re-faxing The correct information about our designated Operator.

Should you have any questions you could leave a message for Pushpa @ ~~707~~ 747 2955.

Thank you.

**Owner Statements of Designated Underground Storage Tank (UST) Operator
and Understanding of and Compliance with UST Requirements**

Facility Name: <u>MORAN A CREYKON</u>	Facility ID #: <u>207 084</u>
Facility Address: <u>10878 A HWY 99 STOCKTON, CA 95212</u>	Reason for Submitting this Form (Check One) <input type="checkbox"/> Change of Designated Operator <input type="checkbox"/> Update Certificate Expiration Date
Facility Phone #: <u>209 931 6154</u>	

Designated UST Operator(s) for this Facility

PRIMARY

Designated Operator's Name: <u>SHARON LATA</u>	Relation to UST Facility (Check One)
Business Name (If different from above): <u>SHARON CORP.</u>	<input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #: <u>707 747 2955</u>	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

ALTERNATE I (Optional)

Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (If different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

ALTERNATE II (Optional)

Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (If different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE.

I certify that, for the facility indicated at the top of this page, the individual(s) listed above will serve as Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 23, section 2715(c) - (f).

Furthermore, I understand and am in compliance with the requirements (statutes, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF TANK OWNER
OR OWNER'S AGENT (Please Print): X ASHRAF H. ALI

SIGNATURE OF TANK
OWNER OR OWNER'S AGENT: X

DATE: 09/02/04 OWNER'S PHONE #: 707-747-2955

September 2004

002/002

12/29/2004 WED 13:02 FAX 209 369 0202 OAK RIDGE WINERY

002/003

01/03/2006 MON 12:33 FAX 209 369 0202 OAK RIDGE WINERY



Computer Test Report

International Code Council
Computer Exam Report

DATE: 10/03/2004

EXAM TITLE: California Underground Storage Tank System Operator (CU)

NAME: LATA, SHALINI

GRADE: PASS

PASSING SCORE: 75%

SCORE: 84%

We are pleased to inform you that you have passed the exam. You should be getting you National Certification from ICC for the UST Designated Operator within sixty days.

Candidates may check with ICC if you don't get your license within sixty days. For further inquiries you could log on to our website at <http://www.iccsafe.org/certification/renewals/com>

The table below is provided as a general indication of how well you answered the questions in each content area of exam. The exam is not designed to determine your strengths and weaknesses in each content area. The table is not to scale and cannot be used to calculate your total exam score.

DO NOT LOSE THIS REPORT

SCORES BY SECTION:

UST Systems	75%
Operating Requirements	89%
Release Detection	73%
Record Keeping	60%
Release Reporting and Confirmation	40%

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Testing provided by: LAS95803
Sky Walk, Inc.
6151 Freepoint Blvd. Suite 158
Sacramento, CA 95822
916-391-1957

EXHIBIT 7

SHAWN CORPORATION



CONVENIENT NEIGHBORHOOD FOOD STORES

Fax Cover Sheet

Total Pages: 2+1

Date: 1/10/05

Sent To:
Name of Company: Lake County

Dept/Person: Ken Williams

Telephone: _____

Fax: (707) 263-1681

From: Pushpa
Shawn Corp./Aastu Enterprises/California Wholesale
6840 Goodyear Road # C, Benicia, CA 94510
Tel: (707) 747-2955
Fax: (707) 747-2957

Dept: _____

Message: Hello Mr. Williams

I've asked Shalini to call me
and once I get in touch I'll ask
her to talk to you regarding
setting up the meeting.

Thank you,
Pushpa

6840 Goodyear, Building C, Benicia, California 94510 • (707) 747-2955 • FAX (707) 747-2957



Computer Test Report

International Code Council
Computer Exam Report

DATE: 10/03/2004

EXAM TITLE: California Underground Storage Tank System Operator (CU)

NAME: LATA, SHALINI

GRADE: PASS

PASSING SCORE: 75%

SCORE: 84%

We wish to inform you that you have passed the exam . You will be getting your National Certificate and License from ICC , for UST Designated Operator within four to six weeks.

Candidates may check with ICC should your license doesn't arrive within the designated timeframe. For further inquiries you could also log on to <http://www.icc-safe.org/certification/renewals/>.

The table below is provided as a general indication of how well you answered the questions in each content area of exam. The exam is not designed to determine your strengths and weaknesses in each content area. The table is not to scale and cannot be used to calculate your total exam score.

DO NOT LOSE THIS REPORT

SCORES BY SECTION:

UST System	584
Operating Requirements	613
Release Detection	473
Record Keeping	604
Release Reporting and Confirmation	604

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Testing provided by: LAS95803
Sky Walk, Inc.
6151 Freeport Blvd. Suite 158
Sacramento, CA 95822
916-391-1957

KNOWLEDGE EXAM CONFIRMATION and RECEIPT

Thank you for choosing LaserGrade as your test provider. We are pleased to confirm the following information regarding the knowledge test you have requested:

Date of Registration: September 30, 2004
LaserGrade Locator

Candidate Information: SHALINI LATA
1918 ROSEMARIE LN APT 108
STOCKTON, CA 95207

Test Name: California Underground Storage
Tank System Operator
Test Date: Sun 10-03-04
Test Time: 09:00-10:30
Test Location: Sky Walk, Inc. - Sacramento
6151 Freeport Blvd. Suite
158
Sacramento Executive
Airport

Click on the link below for a map of the testing centers location or copy and paste the link into your web browser.

<http://maps.yahoo.com/py/maps.py?addr=6151+Freeport+Bld.+Suite+158&csz=Sacramento>

Test Site Telephone: 916-391-1957

The \$ 75 fee for this exam has been charged to credit card number XXXXXXXX-5885-3078/E0607.

For your privacy, we have printed the first eight numbers as XXXXXXXX.

Please bring with you to the Testing Center:

- THIS CONFIRMATION LETTER.
- Identification showing your photo, signature, and residential address. More than one form of identification may be used, but you MUST show all three items.
- All allowable Code books

Materials used for this exam:
CALIFORNIA UST SYSTEM OPERATOR EXAM REFERENCES (PROVIDED BY SITE)

Please arrive 15 minutes prior to your scheduled testing time. If you are in need of directions to the Testing Center, please contact the Testing Center directly using the phone number listed above.

Changes to your scheduled testing time or cancellation of this reservation MUST be

http://us.f538.mail.yahoo.com/ym/ShowLetter?MsgId=7623_5473438_497_1237_1333_0... 10/1/2004

EXHIBIT 8

RECEIVED
JAN 12 2005
LAKE COUNTY
ENVIRONMENTAL HEALTH

Lake County
Attn: KEN WILLIAMS

Fax # 707 263 1681

Owner Statement of Designated Underground Storage Tank (UST) Operator
and Understanding of and Compliance with UST Requirements

Facility Name: <u>PEST & ECGU MARK</u>	Facility ID #: _____
Facility Address: <u>107 EAST WILSON WAY UPPER LAKE, CA 95475</u>	Reason for Submitting this Form (Check One) <input type="checkbox"/> Change of Designated Operator <input type="checkbox"/> Update Current Registration Date
Facility Phone #: <u>707 275 0522</u>	

Designated UST Operator(s) for this Facility:

PRIMARY	Designated Operator's Name: <u>MICHAEL SARTAIN</u>	Relation to UST Facility (Check One) <input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Employee <input type="checkbox"/> Service Technician <input type="checkbox"/> Other Party
	Business Name (if different from above): _____	Expiration Date: <u>1-9-05-07</u>
	Designated Operator's Phone #: <u>209-513-4573</u>	
	International Code Council Certification #: <u>*</u>	

ALTERNATE 1 (Optional)	Designated Operator's Name: _____	Relation to UST Facility (Check One) <input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee <input type="checkbox"/> Service Technician <input type="checkbox"/> Other Party
	Business Name (if different from above): _____	Expiration Date: _____
	Designated Operator's Phone #: _____	
	International Code Council Certification #: _____	

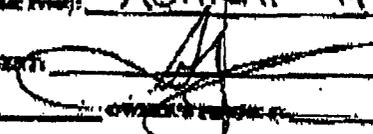
ALTERNATE 2 (Optional)	Designated Operator's Name: _____	Relation to UST Facility (Check One) <input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee <input type="checkbox"/> Service Technician <input type="checkbox"/> Other Party
	Business Name (if different from above): _____	Expiration Date: _____
	Designated Operator's Phone #: _____	
	International Code Council Certification #: _____	

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE.

I certify that for the facility indicated at the top of this page, the individual(s) listed above will serve as Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 23, section 2713(a) - (f).

Furthermore, I understand and am in compliance with the requirements (statistics, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF TANK OWNER OR OWNER'S AGENT (Print Name): ASHRAF H. ALI

SIGNATURE OF TANK OWNER OR OWNER'S AGENT: 

DATE: _____

* SEE LETTER FOR LATER GRADE
NO CERTIFICATION # ISSUED YET.

September 2004

002/002

01/12/2005 WED 9:32 FAX 209 269 8202 OAK RIDGE WINERY

P.02

JAN-12-2005 16:26

001/002
PAGE 01

01/12/2005 WED 9:32 FAX 209 269 8202 OAK RIDGE WINERY

TOP P.02



Computer Test Report

International Code Council
Computer Exam Report

DATE: 01/09/2005

EXAM TITLE:
CA Underground Storage Tank System Operator - UC (CUO)

NAME: SAHLIN, MICHAEL THOMAS

LOCATOR: SAK00253

EXAMINATION RESULT: PASS

Congratulations! You have passed the CA Underground Storage Tank System Operator - UC (CUO). Your ICC certificate and wallet card will be mailed to you within six weeks after the end of the month in which you passed the exam.

Your name as it appears above on this notice will be printed on your certificate and wallet card. It is very important that you notify LaserGrade and ICC of any changes in your name and/or address.

ICC requires a change of address in writing. Please fax your change of address to ICC at (562) 692-2845 or mail it to:

ICC Certification Services
5360 Workman Mill Road
Whittier, CA 90601-2188

DO NOT LOSE THIS REPORT

Sincerely,
LaserGrade

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Applicant Locator: SAK00253
Testing provided by: XAS94504
Wollard Aviation dba. Ahart Aviation S
186 Airway Blvd.
Livermore, CA 94550
925-449-2142

EXHIBIT 9

From: Julie Berrey
To: Sahlin, Michael
Date: 1/27/05 10:11AM
Subject: RE: Designated UST Operator

Thanks for the info. I'll try to check with Deanna to make sure you are on the Interested Party list. We haven't started an alert letter at this point, but if we send one out, I will make sure you get a copy (unless legal tells me otherwise).

--Julie

>>> Michael Sahlin <MSahlin@dir.ca.gov> 01/27/05 09:14AM >>>
Nope. One person asked me if I was qualified and I sent him my initial letter from the test agency along with a very detailed contract for him to sign (Ashraf Ali). In my contract it specifically states that the use and/or any likeness of my name is strictly prohibited!!! And must be approved by myself in writing. Mr. Ashraf has not contacted me or signed this contract. So, if he sent this to anyone, it is without permission from me. I heard that he may have sent this to SJ and Lake Counties. Let me know if there are any others. Also, are you issuing an Enforcement Alert on this issue? If you do, please forward a copy to me (I tried to get on the Interested Party list, but I don't know that I am or not).

Thanks, let me know if I can help out in any way.

-----Original Message-----

From: Julie Berrey [<mailto:jberrey@waterboards.ca.gov>]
Sent: Thursday, January 27, 2005 9:04 AM
To: Michael Sahlin
Subject: Designated UST Operator

Hi Mike,

I understand that you have passed the ICC UST Operator examination and are now certified to be a designated UST operator (DO) at UST facilities within California. To date, have you agreed to be a DO at any facilities within California? Have you sent any local implementing agencies notification that you will act as DO for those facilities? Have you authorized anybody else to submit notification to local implementing agencies that you will be their DO?

thanks,

--Julie

Julie Berrey

EXHIBIT 10

Fax

Attn: Michelle

To: DAN JOAQUIN COUNTY	From: Michael Sahlin
Fax: (209) 4683433	Pages: 3, including cover page
Phone:	Date: 1/12/2005
Re: Designated Operator Form	CC: N/A

Urgent
 For Review
 Please Comment
 Please Reply
 Please Recycle

The attached letter from LaserGrade will be sufficient evidence for now, the ICC will issue my certification number in the coming weeks and we can update this information. Please have the Local Agency call me at 209-513-4513 if they have any questions.

Thanks,

Michael Sahlin

Owner Statement of Designated Underground Storage Tank (UST) Operator and Understanding of and Compliance with UST Requirements

Facility Name: MORADA CHEVRON	Facility ID #: 207084
Facility Address: 10878 N. HIGHWAY 99 Stockton, CA 95212	Reason for Submitting this Form (Check One)
Facility Phone #: 209 931 6154	<input type="checkbox"/> Change of Designated Operator <input type="checkbox"/> Update Certificate Expiration Date

Designated UST Operator(s) for this Facility

PRIMARY	
Designated Operator's Name: MICHAEL SAYLON	Relation to UST Facility (Check One)
Business Name (if different from above):	<input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #: 209-513-4513	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #: *	Expiration Date:

ALTERNATE 1 (Optional)	
Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (if different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

ALTERNATE 2 (Optional)	
Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (if different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE.

I certify that, for the facility indicated at the top of this page, the individual(s) listed above will serve as Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 23, section 2715(c) - (e).

Furthermore, I understand and am in compliance with the requirements (statutes, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF TANK OWNER OR OWNER'S AGENT (Please Print): **ASHRAF H. ALI**

SIGNATURE OF TANK OWNER OR OWNER'S AGENT: 

DATE: _____ OWNER'S PHONE #: _____

* SEE LETTER FOOT LASER GRADE
NO CERTIFICATION # ISSUED YET.

September 2004

002/002

01/12/2005 WED 9:32

P. 02

JAN-12-2005 16:36

002/003

INVERTED MIRROR

TOTAL P.03



Computer Test Report

International Code Council
Computer Exam Report

DATE: 01/09/2005

EXAM TITLE:
CA Underground Storage Tank System Operator - UC (CUO)

NAME: SAHLIN, MICHAEL THOMAS

LOCATOR: SAK00253

EXAMINATION RESULT: PASS

Congratulations! You have passed the CA Underground Storage Tank System Operator UC (CUO). Your ICC certificate and wallet card will be mailed to you within six weeks after the end of the month in which you passed the exam.

Your name as it appears above on this notice will be printed on your certificate and wallet card. It is very important that you notify LaserGrade and ICC of any changes in your name and/or address.

ICC requires a change of address in writing. Please fax your change of address to ICC at (562) 692-2845 or mail it to:

ICC Certification Services
5360 Workman Mill Road
Whittier, CA 90601-2288

DO NOT LOSE THIS REPORT

Sincerely,
LaserGrade

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Applicant Locator: SAK00253
Testing provided by: LAS94504
Wollard Aviation dba. Ahart Aviation S
186 Airway Blvd.
Livermore, CA 94550
925-449-2142

EXHIBIT 11

Owner Statements of Designated Underground Storage Tank (UST) Operator and Understanding of and Compliance with UST Requirements

Facility Name: <u>WINTER CHEVRON (PST & GRV) UNIT</u>	Facility ID #: <u>90543</u>
Facility Address: <u>999 E GRANT AVENUE</u>	Reason for Submitting this Form (Check One)
<u>WINTER, CA 95694</u>	<input type="checkbox"/> Change of Designated Operator
Facility Phone #: <u>(530) 795 8271</u>	<input type="checkbox"/> Update Certificate Expiration Date

Designated UST Operator(s) for this Facility

PRIMARY	
Designated Operator's Name: <u>SHALINI KUMAR LATA</u>	Relation to UST Facility (Check One)
Business Name (If different from above): <u>CENTRAL VALLEY UST & TRANSDUCER/VALVE SERVICES</u>	<input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #: <u>209 513 4513</u>	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

ALTERNATE 1 (Optional)	
Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (If different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

ALTERNATE 2 (Optional)	
Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (If different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE.

I certify that, for the facility indicated at the top of this page, the individual(s) listed above will serve as Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 23, section 2715(e) - (f).

Furthermore, I understand and am in compliance with the requirements (statutes, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF TANK OWNER OR OWNER'S AGENT (Please Print): X ASHRAF A. ALI

SIGNATURE OF TANK OWNER OR OWNER'S AGENT: X

DATE: 12-29-04 OWNER'S PHONE #: 707 - 747 2955

September 2004

002/002

12/29/2004 WED 13:02 FAX 209 369 0202 OAK RIDGE WINERY



Computer Test Report

International Code Council
Computer Exam Report

DATE: 10/03/2004

EXAM TITLE: California Underground Storage Tank System Operator (CU)

NAME: LATA, SHALINI

GRADE : PASS

PASSING SCORE: 75%

SCORE: 84%

We are pleased to inform you that you have passed the exam. You should be getting your National Certification from ICC for the UST Designated Operator within sixty days.

Candidates may check with ICC if you don't get your license within sixty days. For further inquiries you could log on to our website at <http://www.iccsafe.org/certification/renewals.com>

The table below is provided as a general indication of how well you answered the questions in each content area of exam. The exam is not designed to determine your strengths and weaknesses in each content area. The table is not to scale and cannot be used to calculate your total exam score.

DO NOT LOSE THIS REPORT

SCORES BY SECTION:

UST Systems	75%
Operating Requirements	89%
Release Detection	73%
Record Keeping	60%
Release Reporting and Confirmation	40%

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Testing provided by: LAS95803
Sky Walk, Inc.
6151 Freeport Blvd, Suite 158
Sacramento, CA 95822
916-391-1957

EXHIBIT 12

1/13/05

Attn: to UST Department

I wish to inform you that we have change in our designated Operator. His name is Michael Sahlko.

I have checked the change of Operator box on the form and also I have enclosed a copy of ICC examination Report of the new designated operator.

Should there be any changes in future ^{about our DO} I surely will inform you and keep you posted about it.

Should you have any questions or concerns please feel free to contact me at 209 513 4513.

Sincerely,

S. Kumar.

Jan 19 05 09:37a

p.1

Fax

To:	From: Michael Sahlin
Fax:	Pages: 2, including cover page
Phone:	Date: 1/12/2005
Re: Designated Operator Form	CC: N/A
<input type="checkbox"/> Urgent <input type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input type="checkbox"/> Please Reply <input type="checkbox"/> Please Recycle	

The attached letter from LaserGrade will be sufficient evidence for now, the ICC will issue my certification number in the coming weeks and we can update this information. Please have the Local Agency call me at 209-513-4513 if they have any questions.

Thanks,
Michael Sahlin

P.01

JAN-12-2005 16:35

2002/005

01/13/2005 THU 13:19 FAX 209 369 0202 OAK RIDGE WINERY

Jan 13 08 08:37a

P.3

Jan 18 08 11:12a

P.2

Yolo County
fax 530 666 8664

Owner Statements of Designated Underground Storage Tank (UST) Operator and Understanding of and Compliance with UST Requirements

Facility Name: <u>WINTER CHEROKEE</u>	Facility ID #: <u>90543</u>
Facility Address: <u>999 E. GRANT AVE.</u>	Reason for Submitting this Form (Check One)
Facility Phone: <u>530-729-3071</u>	<input checked="" type="checkbox"/> Change of Designated Operator
	<input type="checkbox"/> Update Certificate/Expiration Date

Designated UST Operator(s) for this Facility

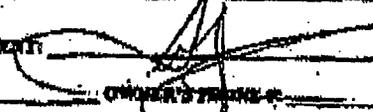
OPERATOR	RELATION TO UST FACILITY (Check One)
Designated Operator's Name: <u>MICHAEL SARRIN</u>	<input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Employee
Business Name (if different from above):	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
Designated Operator's Phone #: <u>209-513-4513</u>	Expiration Date:
International Code Council Certification #:	
ALTERNATE 1 (Optional)	
Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (if different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:
ALTERNATE 2 (Optional)	
Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (if different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE.

I certify that, for the facility indicated at the top of this page, the individual(s) listed above will serve as Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 23, section 2715(c) - (f).

Furthermore, I understand and am in compliance with the requirements (statutes, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF TANK OWNER OR OWNER'S AGENT (Please Print): ASHRAF H. ALI

SIGNATURE OF TANK OWNER OR OWNER'S AGENT: 

DATE: _____ OWNER'S PHONE #: _____

* SEE LETTER FOR LASER GRADE
NO CERTIFICATION # ISSUED YET.

September 2004

002/002

01/12/2005 WED 9:32 FAX 209 369 8202 OAK RIDGE WINERY

P.02

JAN-12-2005 15:35

003/005

01/13/2005 THU 13:19 FAX 209 369 8202 OAK RIDGE WINERY

Jan 13 05 09:37a

p.3

Jan 18 05 11:12a

p.2

Yolo County
Ax 530 666 8664

Owner Statement of Designated Underground Storage Tank (UST) Operator and Understanding of and Compliance with UST Requirements

Facility Name: <u>POST & GARY MARK</u>	Facility ID #: <u>205716</u>
Facility Address: <u>1601 RECREATION PARK DR DAVIS CA 95616</u>	<input type="checkbox"/> Reason for Submitting this Form (Check One)
Facility Phone #: <u>530 750 0799</u>	<input checked="" type="checkbox"/> Change of Designated Operator
	<input type="checkbox"/> Update Certificate Expiration Date

Designated UST Operator(s) for this Facility

PRIMARY	
Designated Operator's Name: <u>MICHAEL SALLIN</u>	Included in UST Facility (Check One)
Residence Status (If different from above):	<input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #: <u>209-513-4513</u>	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

ALTERNATE 1 (If any)	
Designated Operator's Name:	Included in UST Facility (Check One)
Residence Status (If different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

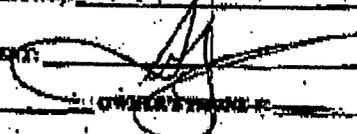
ALTERNATE 2 (If any)	
Designated Operator's Name:	Included in UST Facility (Check One)
Residence Status (If different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification #:	Expiration Date:

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE.

I certify that, for the facility indicated at the top of this page, the individual(s) listed above will serve as Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 22, section 2715(c) - (f).

Furthermore, I understand and am in compliance with the requirements (statutes, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF TANK OWNER OR OWNER'S AGENT (Print): ASHRAF H. ALI

SIGNATURE OF TANK OWNER OR OWNER'S AGENT: 

DATE: _____

* SEE LETTER FOR LASER GRADE
NO CERTIFICATION # ISSUED YET.

September 2004

002/002

01/12/2005 WED 9:32 FAX 209 369 0202 OAK RIDGE WINERY

P.02

JAN-12-2005 16:35

004/005

01/13/2005 THU 13:19 FAX 209 369 0202 OAK RIDGE WINERY

Jan 13 05 09:37a

P.2

TOTAL P.03



Computer Test Report

International Code Council
Computer Exam Report

DATE: 01/09/2005

EXAM TITLE:
CA Underground Storage Tank System Operator - UC (CUO)

NAME: SAHLIN, MICHAEL THOMAS

LOCATOR: SAK00253

EXAMINATION RESULT: PASS

Congratulations! You have passed the CA Underground Storage Tank System Operator - UC (CUO) Your ICC certificate and wallet card will be mailed to you within six weeks after the end of the month in which you passed the exam.

Your name as it appears above on this notice will be printed on your certificate and wallet card. It is very important that you notify LaserGrade and ICC of any changes in your name and/or address.

ICC requires a change of address in writing. Please fax your change of address to ICC at (562) 692-2845 or mail it to:

ICC Certification Services
5360 Workman Mill Road
Whittier, CA 90601-2288

DO NOT LOSE THIS REPORT

Sincerely,
LaserGrade

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Applicant Locator: SAK00253
Testing provided by: LAS94504
Wollard Aviation dba. Ahart Aviation S
186 Airway Blvd.
Livermore, CA 94550
925-445-2142

P.03

JAN-12-2005 16:37

005/005

01/13/2005 THU 13:20 FAX 209 369 0202 OAK RIDGE WINERY

EXHIBIT 13

Jan 19 05 08:37a

P.3

Jan 12 05 11:12a

Attn: Andrew Parsons
SONOMA COUNTY
fax 707 565.1172

P.2

Owner Statements of Designated Underground Storage Tank (UST) Operator and Understanding of and Compliance with UST Requirements

Facility Name: <u>FOOT LOCKER MART</u>	Facility ID #: <u>2402876</u>
Facility Address: <u>555 BONDURA HIGHWAY SANTA ROSA CA 95409</u>	Reason for Submitting this Form (Check One)
Facility Phone #: <u>707 538 7288</u>	<input type="checkbox"/> Change of Designated Operator
	<input type="checkbox"/> Update Current State Registration Data

Designated UST Operator(s) for this Facility:

PRIMARY	
Designated Operator's Name: <u>MICHAEL SAYLOR</u>	Relation to UST Facility (Check One)
Business Name (if different from above):	<input type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #: <u>209-513-4572</u>	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third Party
International Code Council Certification #: <u>*</u>	Expiration Date:

ALTERNATE 1 (Optional)	
Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (if different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third Party
International Code Council Certification #:	Expiration Date:

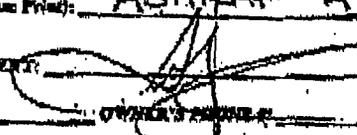
ALTERNATE 2 (Optional)	
Designated Operator's Name:	Relation to UST Facility (Check One)
Business Name (if different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone #:	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third Party
International Code Council Certification #:	Expiration Date:

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE.

I certify that, for the facility indicated at the top of this page, the individual(s) listed above will serve as Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 23, section 2715(c) - (f).

Furthermore, I understand and am in compliance with the requirements (statutes, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF TANK OWNER OR OWNER'S AGENT (Please Print): ASHRAF H. ALI

SIGNATURE OF TANK OWNER OR OWNER'S AGENT: 

DATE: _____

* SEE LETTER FOR LASER GRADE
NO CERTIFICATION # ISSUED YET.

September 2004

002/002

01/12/2005 WED 9:32 FAX 209 369 0202 OAK RIDGE WINERY

P.02

JAN-12-2005 16:35

004/005

01/13/2005 THU 13:33 FAX 209 369 0202 OAK RIDGE WINERY

Jan 13 05 09:37a

p. 2

02/02/2005



Computer Test Report

International Code Council
Computer Exam Report

DATE: 01/09/2005

EXAM TITLE:
CA Underground Storage Tank System Operator - UC (CUO)

NAME: SAHLIN, MICHAEL THOMAS

LOCATOR: SAKO0253

EXAMINATION RESULT: PASS

Congratulations! You have passed the CA Underground Storage Tank System Operator - UC (CUO) Your ICC certificate and wallet card will be mailed to you within six weeks after the end of the month in which you passed the exam.

Your name as it appears above on this notice will be printed on your certificate and wallet card. It is very important that you notify LaserGrade and ICC of any changes in your name and/or address.

ICC requires a change of address in writing. Please fax your change of address to ICC at (562) 692-2845 or mail it to:

ICC Certification Services
5350 Workman Mill Road
Whittier, CA 90601-2288

DO NOT LOSE THIS REPORT

Sincerely,
LaserGrade

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Applicant Locator: SAKO0253
Testing provided by: LAS94504
Wollard Aviation dba. Ahart Aviation S
186 Airway Blvd.
Livermore, CA 94550
925-449-2142

P.03

JAN-12-2005 16:57

002/005

01/13/2005 THU 13:33 FAX 209 369 0202 OAK RIDGE WINERY

EXHIBIT 14

Attn: MR. KLEINFELD
Fax (209) 948 6022

1/21/05

Here are the list of Names I am supposed to turn in to you.

1) Nazis (408) 515 3380.
His gas station is in Oakdale, CA - Stanislaus County

2) ASLAM (408) 933 8000
(He found someone else for UST operator).

3) GAJENDRA ADLUKARI (916) 649 1961
2101 EL CAMINO AVE
SACRAMENTO,
CA 95821
Sacramento County.

Note:

I haven't turned in any paperwork to any of the countries. I have faxed a letter each to the above named owners and have informed ^{them} that I am no longer in business.

Thank You.
Shalini Lata

EXHIBIT 15

01/23/05 SUN 22:06 FAX 2099573972

KINKOS

JANUARY 21, 2005

TO WHOM IT MAY CONCERN

I have been asked by the District Attorney's Office to inform you that I won't be able to work as a Designated Operator for your company because I am in the process of resolving a case regarding my ICC certification.

In September 2004, you gave me a personal loan of \$2000. This was towards my personal tuition fees. I will make arrangements to pay you back as soon as possible.

I am also enclosing a copy of a brochure that has a UST Operators information that was given to me by you. Hope it would be of some help towards your business.

I cannot discuss anything at this point as to what the District Attorney's final decision would be. Mr Oscar Budd Kleinfield is the attorney representing me in this case. If you have any questions, you contact him @ (209) 948 6400 instead of me.

Sincerely



Shalini Lara

EXHIBIT 16

01/23/05 SAT 22:06 FAX 2099573972

KINKOS



FedEx Kinko's
Office and Print Center

Fax Cover Sheet

FedEx Kinko's of Stockton, California

Telephone: 209.957.1204 Fax: 209.957.3972

Date _____

Number of pages 1 (including cover page)

To:

From:

Name Oscar Budd Kleinfeild

Name Shalini Lata

Company Attorney at Law

Company _____

Telephone 209 948 6400

Telephone (209) 513 4513

Fax 209 948 6022

Comments

Mr Kleinfeild, I have faxed another letter to Mr Mike Ali with your name and phone contact. ~~has~~ I am faxing you this letter so you could have a copy of it to, on file.

I would be in a meeting in the morning (Jan 24, 05). If you have any questions, please leave me a message. Thank you.

01/23/05 SUN 22:00 FAX 2098573972

KINKOS

JANUARY 21, 2005

TO WHOM IT MAY CONCERN

I have been asked by the District Attorney's Office to inform you that I won't be able to work as a Designated Operator for your company because I am in the process of resolving a case regarding my ICC certification.

In September 2004, you gave me a personal loan of \$2000. This was towards my personal tuition fees. I will make arrangements to pay you back as soon as possible.

I am also enclosing a copy of a brochure that has a UST Operators information that was given to me by you. Hope it would be of some help towards your business.

I cannot discuss anything at this point as to what the District Attorney's final decision would be. Mr Oscar Budd Kleinfeld is the attorney representing me in this case. If you have any questions, you contact him @ (209) 948 6400 instead of me.

Sincerely


Shalini Lata

EXHIBIT 17

Owner Statement of Designated Undergro understanding of Compliance

Post-it® Fax Note	7671	Date	# of pages ▶
To	Julie	From	Petaluma Fire Department
Co./Dept.		Co.	
Phone #		Phone #	
Fax #		Fax #	

Facility Name : Chevron Station# 90152
 Facility Address : 2 PETALUMA BLVD, PETALUMA, CA, 94952
 Facility Phone# : (707) 762-7733

- Change of Designated Operator
- Update Certificate Expiration Date

DESIGNATED UST OPERATORS FOR THIS FACILITY

PRIMARY

Designated Operator's Name : Shallhi Lata	Relation to UST Facility (Check On
Business Name (If different from above): Central Valley UST Environ mental	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone # : (209) 533-4513	<input type="checkbox"/> Service Technician <input checked="" type="checkbox"/> Third-Part
International Code Council Certification # : LAS95803	Expiration Date : 03-Oct-06

ALTERNATE1(Optional)

Designated Operator's Name :	Relation to UST Facility (Check On
Business Name (If different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone # :	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification # :	Expiration Date :

ALTERNATE2(Optional)

Designated Operator's Name :	Relation to UST Facility (Check On
Business Name (If different from above):	<input type="checkbox"/> Owner <input type="checkbox"/> Operator <input type="checkbox"/> Employee
Designated Operator's Phone # :	<input type="checkbox"/> Service Technician <input type="checkbox"/> Third-Party
International Code Council Certification # :	Expiration Date :

NOTE: THE LOCAL REGULATORY AGENCY MUST BE NOTIFIED OF ANY CHANGES TO THIS INFORMATION WITHIN 30 DAYS OF THE CHANGE

I certify that, for the facility indicated at the top of this page, the individual(s) listed above will serve as the Designated UST Operator(s). The individual(s) will conduct and document monthly facility inspections and annual facility employee training, in accordance with California Code of Regulations, title 23, section 2715(c) - (f).

Furthermore I understand and am in compliance with the requirements (statutes, regulations, and local ordinances) applicable to underground storage tanks.

NAME OF THE TANK OWNER OR OWNER'S AGENT (Please Print) :

Chevron Products Company, Attn: Permit Desk

SIGNATURE OF TANK OWNER OR OWNER'S AGENT (Please Print) :

Chevron Products Company / *JC*

DATE: 12/28/2004

OWNER'S PHONE (925)842-9002

EXHIBIT 18



Alan C. Lloyd, Ph.D.
Agency Secretary

State Water Resources Control Board

Division of Water Quality

1001 I Street • Sacramento, California 95814 • (916) 341-5810
Mailing Address: P.O. Box 2231 • Sacramento, California • 95812
FAX (916) 341-5808 • <http://www.waterboards.ca.gov/ust>



Arnold Schwarzenegger
Governor

MAR 14 2005

To: All Local Agency Underground Storage Tank (UST) Program Managers and Certified Unified Program Agencies (CUPAs)

ENFORCEMENT ALERT: DESIGNATED OPERATORS

This enforcement alert is to inform you that a person has been falsely representing herself to some local agencies as a designated underground storage tank (UST) operator certified by the International Code Council (ICC). Section 2715 (a) and (b), Chapter 16, Title 23, California Code of Regulations requires UST owners, by January 1, 2005, to identify a UST designated operator (DO) and for that DO to possess a current certificate issued by the ICC.

It has come to our attention that a Ms. Shalini Kumar Lata has represented herself to UST owners and local agencies as an ICC certified DO. She has submitted copies of letters on LaserGrade letterhead indicating that she has passed the ICC DO exam. (LaserGrade administers certification exams of behalf of ICC.) Although these letters appear to be written on LaserGrade letterhead, they are not written in the standard LaserGrade format. A copy of one of Ms. Lata's letters is enclosed. We have confirmed with ICC that although Ms. Lata has taken the DO exam, she has not passed the exam and is not ICC certified.

Once Ms. Lata's ICC certification came into question, she may have notified some UST owners and local agencies that she would no longer act as the DO at some facilities and listed Mr. Michael Sahlin as the new DO to replace her. We have been in contact with Mr. Sahlin, and although Mr. Sahlin is properly certified by the ICC as a DO, he assures us that he has not currently contracted with any UST owner to be a DO, and that at this time, no UST owner has Mr. Sahlin's authorization to identify him as a DO.

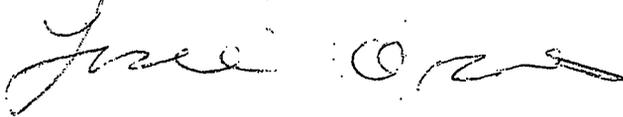
We have a list of some sites where Ms. Lata may have claimed to be the DO and we have contacted those local agencies. Although the sites are located in Northern California, she may have claimed to be a DO at other locations. Therefore, if you see Ms. Lata or Mr. Sahlin identified as a DO for any UST facility in your jurisdiction, please contact me at (916) 341-5810 or Julie Berrey at (916) 341-5872. Also, please send copies of all the DO paperwork related to Ms. Lata or Mr. Sahlin to Julie Berrey at the letterhead address. You will need to make the UST owner aware that Ms. Lata is not ICC certified and that a new DO must be identified for the facility. If Mr. Sahlin is identified as a DO for any UST facility in your jurisdiction, please contact the UST owner to see if he or she has a signed contract for Mr. Sahlin to provide these services.

California Environmental Protection Agency

While reviewing your files, if any letter or documentation seems unusual related to the DO's documentation of the ICC certification, please check with ICC to be sure that the person is properly ICC certified. ICC's toll-free telephone number is (866) 422-3926.

If you find anybody else falsely representing themselves as an ICC certified professional, please contact us immediately. If you have any questions, please contact me at (916) 341-5810 or lgraves@waterboards.ca.gov or Julie Berrey at (916) 341-5872 or jberrey@waterboards.ca.gov.

Sincerely,



Leslie J. Graves, Chief
Underground Storage Tank Enforcement Unit

Enclosure

cc: David Boyers
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor
Sacramento, CA 95814

Kasey Foley
San Joaquin County
Environmental Health Department
304 E. Weber Avenue, 3rd Floor
Stockton, CA 95202-2708

David Irely
Office of the District Attorney
San Joaquin County
P.O. Box 990
Stockton, CA 95201

Reed Sato
Deputy Attorney General
Department of Justice
P. O. Box 944255
Sacramento, CA 94244-2550



Computer Test Report

International Code Council
Computer Exam Report

DATE: 10/03/2004

EXAM TITLE: California Underground Storage Tank System Operator (CU)

NAME: LATA, SHALINI

GRADE : PASS

PASSING SCORE: 75%

SCORE: 84%

We are pleased to inform you that you have passed the exam. You should be getting your National Certification from ICC for the UST Designated Operator within sixty days.

Candidates may check with ICC if you don't get your license within sixty days. For further inquiries you could log on to our website at <http://www.iccsafe.org/certification/renewals/.com>

The table below is provided as a general indication of how well you answered the questions in each content area of exam. The exam is not designed to determine your strengths and weaknesses in each content area. The table is not to scale and cannot be used to calculate your total exam score.

DO NOT LOSE THIS REPORT

SCORES BY SECTION:

UST Systems	75%
Operating Requirements	89%
Release Detection	73%
Record Keeping	60%
Release Reporting and Confirmation	40%

LaserGrade Computer Testing
P O Box 87245
Vancouver, WA 98687-7245
800-211-2754 or 360-896-9111
www.lasergrade.com

Testing provided by: LAS95803
Sky Walk, Inc.
6151 Freeport Blvd. Suite 158
Sacramento, CA 95822
916-391-1957

P. 474

101:15306668564

120993316638

FROM: MORRIS CHEVRON

10/03/2004 16:42

EXHIBIT 19

The Law Office of
OSCAR BUDD KLEINFELD, INC.

A Professional Law Corporation
949 N. Center Street, Suite A
Stockton, CA 95202

Oscar Budd Kleinfeld, Esq.
Specialist, Taxation Law, State Bar
of California, Board of Legal
Specialization No. 86

Telephone: (209) 948-6400
Facsimile: (209) 948-6022
E-Mail: MARVIN9682@sbcglobal.net

July 15, 2005

Ms. Shalini Lata
1918 Rosemarie Lane, Apt. 108
Stockton, CA 95207

Re: The People of the State of California vs.

Dear Ms. Lata:

This is to advise you that since you apparently have decided not to retain me to review the Complaint for Injunction, Civil Penalties and Other Relief filed by the District Attorney I have decided not to represent you in this matter and will not review the complaint.

I will return the complaint to David J. Irej, Supervising Deputy District Attorney, San Joaquin County, with a copy of this letter and advise him that I will not be representing you in regard to the Complaint for Injunctive, Civil Penalties and Other Relief and to deal directly with you or a legal representative of your choice.

I suggest that you obtain counsel to represent you.

Yours very truly,

OSCAR BUDD KLEINFELD, INC.
A Professional Law Corporation

OSCAR BUDD KLEINFELD

Oscar Budd Kleinfeld
Attorney at Law

OBK:krb

cc: ✓ David J. Irej, Supervising Deputy District Attorney (w/ Complaint, Final Judgment and Permanent Injunction)

EXHIBIT 20

FILED
05 JUL 22 PM 2:55
ROSA J. MENDOZA, CLERK
BY: [Signature] DEPUTY

1 BILL LOCKYER, Attorney General
of the State of California
2 THOMAS M. GREENE
Chief Assistant Attorney General
3 THEODORA P. BERGER
Senior Assistant Attorney General
4 REED SATO, SBN 087685
Deputy Attorney General
5 P.O. Box 944255
Sacramento, California 94244-2550
6 Telephone: (916) 324-8630
Facsimile: (916) 327-2319
7

8 JAMES P. WILLETT, District Attorney
of the County of San Joaquin
9 DAVID J. IREY, SBN 142864
Supervising Deputy District Attorney
CELESTE KAISCH, SBN 234174
10 Deputy District Attorney
Environmental Prosecutions Unit
11 222 E. Weber Ave, Room 202
Stockton, California 95202
12 Telephone: (209) 468-2400
Facsimile: (209) 468-0314
13

Attorneys for Plaintiff

14 SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN JOAQUIN
15

16 The People Of The State Of California,
17 Plaintiff,
18 v.
19 SHALINI KUMAR LATA, individually and as
a sole proprietor d.b.a. CENTRAL VALLEY
20 UST ENVIRONMENTAL SERVICES;
CENTRAL VALLEY UST ENVIRONMENTAL
21 SERVICES, a sole proprietorship, and DOES 1
THROUGH 20, inclusive
22 Defendant(s),
23

Case No. CV027000
COMPLAINT FOR INJUNCTION,
CIVIL PENALTIES AND OTHER RELIEF
(Business & Professions Code §17203)

24
25 1. The authority of the Attorney General of the State of California and the District
26 Attorney of San Joaquin County to bring this action is derived from statutory language of the State
27 of California, specifically Business and Professions Code section 17203, 17204 and 17206, which
28 allows for actions to be brought in the name of the People of the State of California in a superior

1 court for an injunction against any person who engages, had engaged, or proposes to engage in
2 unfair competition and for civil penalties for each act of unfair competition.

3 2. THE PEOPLE OF THE STATE OF CALIFORNIA, by and through BILL
4 LOCKYER, Attorney General of the State of California, and by and through JAMES P. WILLETT,
5 District Attorney of San Joaquin County, acting to protect the public as consumers from deception,
6 fraud, and misrepresentation, and as competitors from unlawful, unfair, and fraudulent business
7 practices, bring this action in the public interest in the name of THE PEOPLE OF THE STATE OF
8 CALIFORNIA and hereby allege:

9 JURISDICTION AND VENUE

10 3. The defendants transact business within the County of San Joaquin and elsewhere
11 throughout the State of California. The alleged violations of the law, hereinafter described, have
12 been carried out within San Joaquin County and elsewhere throughout the State of California. The
13 alleged actions of the defendants and each of them, jointly and separately, as set out below, are in
14 violation of the law and public policy of the State of California. Unless enjoined and restrained by
15 an order of this court, the defendants will continue to retain the means to engage in unlawful action
16 and practices and courses of conduct set out below.

17 DEFENDANTS

18 4. Defendant SHALINI KUMAR LATA, individually and as a sole proprietor d.b.a.
19 CENTRAL VALLEY UST ENVIRONMENTAL SERVICES, is, and at all times relevant herein
20 was, engaged in the business of DESIGNATED UNDERGROUND STORAGE TANK
21 OPERATOR, located at 1918 ROSEMARIE LANE, APT. #108, STOCKTON, CALIFORNIA.

22 5. Defendant CENTRAL VALLEY UST ENVIRONMENTAL SERVICES, a sole
23 proprietorship, a business of unknown type of organization, is, and at all times relevant herein was,
24 engaged in the business of DESIGNATED UNDERGROUND STORAGE TANK OPERATOR,
25 located at 1918 ROSEMARIE LANE, APT. #108, STOCKTON, CALIFORNIA.

26 6. Defendant DOES ONE through TWENTY are connected and responsible for the acts
27 complained of below. Their real names are unknown at this time, and the People will amend this
28 complaint at a later date when the true identities of DOES ONE through TWENTY are discovered.

1 c. Submitting Falsified ICC California UST Operator Exam Results to Certified Unified
2 Program Agency's (CUPAs) in the State of California, including but not limited to Lake County,
3 San Joaquin County, Sonoma County, and Yolo County.

4 PRAYER FOR RELIEF

5 WHEREFORE, Plaintiff prays for the following relief:

6 1. Defendants be immediately and permanently restrained and enjoined from engaging
7 in or performing, directly or indirectly, any and all of the following acts:

8 a. Engaging in any of the unlawful acts of unfair competition set forth in the
9 First Cause of Action of this complaint as well as any other violation of the Business and Professions
10 Code sections 17200 through 17208;

11 2. For violation of the First Cause of Action, that defendants herein be assessed a civil
12 penalty of TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), for each act of unfair
13 competition, in an amount according to proof, but not less than FIFTY THOUSAND DOLLARS
14 (\$50,000.00), pursuant to Business and Professions Code section 17206;

15 3. Plaintiff recover its costs and agencies costs.

16 4. Plaintiff recover its attorney's fees.

17 5. Plaintiff have such other and further relief as the nature of the case may require and
18 that the court deems proper to fully dissipate the effects of the unlawful and unfair acts complained
19 of herein.

20
21 RESPECTFULLY SUBMITTED,

22 Dated: 7/21/07

BILL LOCKYER, Attorney General
of the State of California
THOMAS M. GREENE
Chief Assistant Attorney General
THEODORA P. BERGER
Senior Assistant Attorney General

23
24
25
26
27
28
REED SATO
Deputy Attorney General
Attorneys for Plaintiff, People of the State
Of California

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: 7/22/05

JAMES P. WILLET
DISTRICT ATTORNEY



DAVID J. IREY
Supervising Deputy District Attorney
Attorneys for Plaintiff, People of the State
Of California

Dated: 7/22/05

JAMES P. WILLET
DISTRICT ATTORNEY



CELESTE KAISCH
Deputy District Attorney
Attorneys for Plaintiff, People of the State
Of California

EXHIBIT 21

ATTORNEY OR PARTY WITHOUT ATTORNEY (NAME AND ADDRESS) SAN JOAQUIN COUNTY DISTRICT ATTY. CELESTE KAISCH - SBN # 234174 222 EAST WEBER STREET, RM 202 STOCKTON, CA 95202		TELEPHONE NO. (209) 468-8976	FOR COURT USE ONLY	
ATTORNEY FOR (NAME) PLAINTIFF		REFERENCE NUMBER 0A26312B-01		
Insert name of court, judicial district or branch court, if any, and post office and street address SUPERIOR COURT OF CALIFORNIA, SAN JOAQUIN COUNTY 222 EAST WEBER AVENUE STOCKTON, CA 95202				
SHORT NAME OF CASE PEOPLE OF THE STATE OF CALIF. vs. SHALINI KUMAR LATA, ET AL				
NON SERVICE REPORT		DATE:	TIME:	DEPT/DIV: CASE NUMBER: CV027016

I am and was on the dates herein mentioned over the age of eighteen years and not a party to this action;

I received the following documents:

SUMMONS AND COMPLAINT,

CIVIL CASE COVER SHEET,

After due search, careful inquiry and diligent attempts at the following address(es), I have been unable to effect service of said process on:

Name: SHALINI KUMAR LATA, individually and as sole proprietor
d.b.a. CENTRAL VALLEY UST ENVIRONMENTAL SERVICES

Home: UNKNOWN

Business: 1918 ROSEMARIE LANE #108
STOCKTON, CA 95207

Process is being returned without service for the following reason(s):

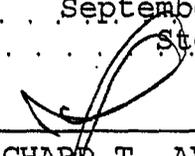
08/05/05 12:51 pm GIVEN ADDRESS IS A RESIDENCE AND IS VACANT. IT IS
FOR SALE BY JAN JONES @ 951-6670
09/15/05 02:00 pm SERVICE CANCELLED PER CLIENT'S INSTRUCTIONS
(DIANE).

Fee for service: \$ 26.97

Registered: . . . SAN JOAQUIN . . . County,
Number: . . . 185 . . .
Attorney's Diversified Services
845 N. CALIFORNIA STREET
STOCKTON, CA 95202 Client File # E05-001
(209) 948-6110



I declare under penalty of perjury that the foregoing is true and correct
and that this declaration was executed
on: . . . September 15, 2005 . . .
at: . . . Stockton . . . , California.

Signature: 
Name: RICHARD T. AVILA

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): James P. Willett SBN 88837 San Joaquin County District Attorney By: Deputy D.A. DAVID J. IREY (SBN 142864) 222 E. Weber Ave., Rm 202, Stockton, CA 95202 TELEPHONE NO.: (209) 468-2305 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Plaintiff</p>	<p>FOR COURT USE ONLY</p> <p>FILED COURT-STOCKTON 05 DEC 19 AM 10:20 ROSA M. VILHEIRO, CLERK BY KATHY VALONE DEPUTY</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF San Joaquin STREET ADDRESS: County of San Joaquin MAILING ADDRESS: 222 E. Weber Ave., Room 303 CITY AND ZIP CODE: Stockton, CA 95202 BRANCH NAME: Stockton Branch</p>	<p>CASE NUMBER: CV027016</p>
<p>PLAINTIFF/PETITIONER: THE PEOPLE OF THE STATE OF CALIFORNIA DEFENDANT/RESPONDENT: SHALINI KUMAR LATA, ET AL</p>	<p>Ref. No. or File No.:</p>
<p>PROOF OF SERVICE OF SUMMONS</p>	

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of:
 - a. summons
 - b. complaint
 - c. Alternative Dispute Resolution (ADR) package
 - d. Civil Case Cover Sheet (served in complex cases only)
 - e. cross-complaint
 - f. other (specify documents):
3. a. Party served (specify name of party as shown on documents served):
SHALINI KUMAR LATA, individually and as sole proprietor d.b.a. CENTRAL VALLEY UST ENVIRONMETAL SERVICES
 - b. Person served: party in item 3a other (specify name and relationship to the party named in item 3a):
4. Address where the party was served:
1721 Dominion Drive, Stockton, 95206
5. I served the party (check proper box)
 - a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): **September 22, 2005** (2) at (time): **7:30 a.m.**
 - b. by substituted service. On (date): _____ at (time): _____ I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3b):
 - (1) (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
 - (2) (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
 - (3) (physical address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
 - (4) I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): _____ from (city): _____ or a declaration of mailing is attached.
 - (5) I attach a declaration of diligence stating actions taken first to attempt personal service.

- c. by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
 - (1) on (date): _____ (2) from (city): _____
 - (3) with two copies of the Notice and Acknowledgment of Receipt and a postage-paid return envelope addressed to me. (Attach completed Notice and Acknowledgement of Receipt.) (Code Civ. Proc., § 415.30.)
 - (4) to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. by other means (specify means of service and authorizing code section):

Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. as an individual defendant.
- b. as the person sued under the fictitious name of (specify):
- c. as occupant.
- d. On behalf of (specify):

under the following Code of Civil Procedure section:

- | | |
|---|---|
| <input type="checkbox"/> 416.10 (corporation) | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation) | <input type="checkbox"/> 416.60 (minor) |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee) |
| <input type="checkbox"/> 416.40 (association or partnership) | <input type="checkbox"/> 416.90 (authorized person) |
| <input type="checkbox"/> 416.50 (public entity) | <input type="checkbox"/> 415.46 (occupant) |
| | <input type="checkbox"/> other: |

7. Person who served papers

- a. Name: MARK ELLENBURG
- b. Address: 343 E. Main Street, 4TH FLR., Stockton, CA
- c. Telephone number: (209) 468-2400
- d. The fee for service was: \$
- e. I am:

- (1) not a registered California process server.
- (2) exempt from registration under Business and Professions Code section 22350(b).
- (3) registered California process server:
 - (i) owner employee independent contractor.
 - (ii) Registration No.:
 - (iii) County:

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
or

9. I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: 9/22/05

Mark Ellenburg
(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)


(SIGNATURE)