

State of California
California Regional Water Quality Control Board
Santa Ana Region

April 18, 2008

ITEM: 6

SUBJECT: Order No. R8-2008-0049 Amending Order No. R8-2007-0051 Affirming Administrative Civil Liability for Muench Enterprises, Inc. dba Die Cast Manufacturing Co. (Die Cast), Bloomington, San Bernardino County

BACKGROUND

On May 16, 2007, the Executive Officer issued Administrative Civil Liability Complaint (ACL) No. R8-2007-0023 (copy attached) to Die Cast for alleged violations of the State's General Permit for Storm Water Discharges Associated with Industrial Activity, Order No. 97-03-DWQ, NPDES No. CAS000001 (General Permit). In the ACL, the Executive Officer proposed an assessment of \$5,000 for the alleged violations.

On June 29, 2007, the Regional Board held a public hearing and adopted Order No. R8-2007-0051 reducing the amount of civil liability to \$4,000.

Die Cast failed to pay the assessment and the matter was referred to the Attorney General's office for collection. The Attorney General determined that the corporate name for the subject business is Muench Enterprises, Inc. (dba Die Cast Manufacturing). The proposed order is to correct the business name in ACL No. R8-2007-0023 and Order No. R8-2007-0051.

RECOMMENDATION

Board staff recommends that the Board adopt Order No. R8-2008-0049 to correct all references to Die Cast Manufacturing Company in ACL Complaint No. R8-2007-0023 and Order No. R8-2007-0051.

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

In the matter of:)	Order No. R8-2008-0049
)	for
Muench Enterprises, Inc.)	Administrative Civil Liability
dba Die Cast Manufacturing Co.)	
2212 S. Vista Avenue)	
Bloomington, CA 92316)	
Attention: Mr. David Muench)	

1. The California Regional Water Quality Control Board, Santa Ana Region (hereinafter Board), held a public hearing on June 29, 2007 to receive testimony and take evidence concerning the allegations contained in Complaint No. R8-2007-0023, dated May 16, 2007, and concerning the recommendation for the imposition of administrative civil liability against Die Cast Manufacturing Co., pursuant to California Water Code sections 13385 and 13399.33.
2. At the conclusion of the public hearing, the Board adopted Order No. R8-2007-0051 assessing a penalty of \$4,000 against Die Cast Manufacturing Co.
3. Die Cast Manufacturing Co. did not appeal the Board's decision and did not pay the \$4,000 assessment. Hence, the matter was referred to the Attorney General's office for collection.
4. The Attorney General's office determined that the corporate name of the business, Muench Enterprises, Inc., dba Die Cast Manufacturing Co., should have been used in Order No. R8-2007-0051 and in ACL No. R8-2007-0023.
5. This order is to replace the fictitious business name with the correct corporate name.
6. Issuance of this Order is exempt from the provisions of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) in accordance with Section 15321, Chapter 3, Title 14, California Code of Regulations.

IT IS HEREBY ORDERED that, all references to Die Cast Manufacturing Co. be replaced with Muench Enterprises, Inc., dba Die Cast Manufacturing Co., in ACL No. R8-2007-0023 and Order No. R8-2007-0051.

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

I, Gerard J. Thibeault, Executive Officer, do hereby certify that the foregoing is a full, true, and correct copy of an order adopted by the California Regional Water Quality Control Board, Santa Ana Region, on April 18, 2008.

Gerard J. Thibeault
Executive Officer