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FILED
 SUPERIOR COURT of CALIFORNIA
 COUNTY of SANTA BARBARA

JUN 29 2012

GARY M. BLAIR, Executive Officer

BY Jackie Vazquez
 JACKIE VAZQUEZ, Deputy Clerk

SUPERIOR COURT OF THE STATE OF CALIFORNIA
 COUNTY OF SANTA BARBARA

BY FAX

14 PEOPLE OF THE STATE OF
 CALIFORNIA EX REL. STATE WATER
 15 RESOURCES CONTROL BOARD,

PLAINTIFF,

v.

18 HAYDEN ENVIRONMENTAL, INC., A
 CALIFORNIA CORPORATION, KURT KANE
 19 HAYDEN, AN INDIVIDUAL, JULIE
 HAYDEN, AN INDIVIDUAL, AND DOES 1
 20 THROUGH 100, INCLUSIVE,

DEFENDANTS.

Case No. 1402570

COMPLAINT FOR DAMAGES AND
 INJUNCTIVE RELIEF

1. Fraudulent Misrepresentation
2. Negligent Misrepresentation

1 **CASE OVERVIEW**

- 2 1. Defendant Hayden Environmental, Inc. has obtained almost \$12 million in payments from the
3 Barry Keene Underground Storage Tank Cleanup Trust Fund, which is administered by the
4 State Water Resources Control Board. A portion of the money received by defendants was
5 based on false and misleading invoices, to which defendants were not entitled. This action
6 seeks to recover monies paid to Hayden Environmental, Inc., the principal owners of Hayden
7 Environmental, Inc., and other defendants, which were based on false and misleading
8 invoices, and to enjoin defendants from engaging in such unlawful activity in the future.

9 **THE PARTIES AND VENUE**

- 10 2. Plaintiff the People of the State of California *ex rel.* the State Water Resources Control Board
11 (Board or Plaintiff) is a state agency created in the California Environmental Protection
12 Agency. The Board administers the payment of funds from the Barry Keene Underground
13 Storage Tank Cleanup Trust Fund.
- 14 3. Defendant Hayden Environmental, Inc. (HEI) is a California corporation registered with the
15 California Secretary of State, and is located in the City of Santa Barbara, California. HEI
16 holds a Class D21 license from the Contractors State License Board, license number 751674.
17 On information and belief, HEI is wholly owned by Defendants Kurt Kane Hayden and Julie
18 Lynn Hayden. Defendant Kurt Kane Hayden serves as the President of HEI.
- 19 4. Defendant Kurt Kane Hayden (Kurt Hayden) is an individual who resides in the State of
20 California.
- 21 5. Defendant Julie Lynn Hayden (Julie Hayden) is an individual who resides in the State of
22 California.
- 23 6. Defendant Kurt Hayden and Defendant Julie Hayden are collectively referred to herein as the
24 Haydens.
- 25 7. The true names and capacities, whether corporate, individual, associate, or otherwise, of
26 Defendants Does 1 through 100, inclusive, are unknown to the Plaintiff, who therefore sue
27 said Defendants by such fictitious names. Plaintiff will ask leave of court to amend this
28 complaint to show their true names and capacities when the same have been ascertained.

1 Plaintiff is informed and believe that each of the Defendants named herein as a Doe is
2 responsible in some manner for the events, occurrences, and circumstances which form the
3 basis of this lawsuit, and is thereby liable for the damages, costs, and other relief sought
4 herein. Plaintiff is informed and believe that each of these fictitiously named Defendants
5 Does 1 through 100, inclusive were agents, servants, and/or employees of their co-
6 Defendants, and in doing the things alleged in this complaint were acting in the scope of their
7 authority as such agents, servants, and/or employees, and with the permission and consent of
8 their co-Defendants.

9 8. Defendants Kurt Hayden, Julie Hayden, and Does 1 through 100 are collectively referred to
10 herein as the Defendants.

11 9. Venue is appropriate because Santa Barbara County is Defendant HEI's principal place of
12 business, and it is also the County in which the majority of the underground storage tank sites
13 for which Defendants submitted invoices to claimants were located.

14 **BACKGROUND**

15 10. The Barry Keene Underground Storage Tank Cleanup Trust Fund of 1989 (Act) was enacted
16 in part to "help ensure an efficient petroleum underground storage tank cleanup program that
17 adequately protects public health and safety and the environment and provides for the rapid
18 distribution of cleanup funds." (Health & Saf. Code, § 25299.10, subd. (b)(1).) The Act
19 established the Underground Storage Tank Cleanup Fund ("UST Cleanup Fund" or "Fund"), a
20 fund created by the Legislature within the state treasury. (Health & Saf. Code, § 25299.50.)

21 11. Owners of underground storage tanks that contain petroleum pay money to the Fund each
22 year. (Health & Saf. Code, §§ 25299.41, 25299.43.) The current storage fee is 2 cents per
23 gallon of petroleum stored. (*Id.*) Owners who pay into the Fund and comply with its
24 requirements may make claims for reimbursement from the Fund for the costs of corrective
25 action associated with cleanup of releases of petroleum from underground storage tanks.
26 "Claim," within the Act, means "a submittal to the fund for the reimbursement of costs due to
27 an occurrence. A claim consists of several documents, including, but not limited to, the fund
28 application, reimbursement requests, and verification documents." (Health & Saf. Code,

1 § 25299.13; see also Cal. Code Regs., tit. 23, § 2814, subd. (d.) Underground storage tank
2 owners or operators who make claims on the Fund are called “claimants”. (Cal. Code Regs.,
3 tit. 23, § 2804.)

4 12. “Corrective action” within the Act, means various specified activities associated with
5 identifying cleanup needs and cleaning up releases of petroleum from an underground storage
6 tank. The Board may expend the money in the Fund to reimburse claims for “reasonable and
7 necessary” costs of corrective action up to \$1.5 million per occurrence. (See, e.g., Health &
8 Saf. Code, § 25299.51.)

9 13. Pursuant to Health and Safety Code section 25299.57, subdivision (h), the Board has
10 published Cost Guidelines, dated October 1, 2001, to provide “a summary of expected costs
11 for common remedial actions” and to “help claimants identify reimbursable goods and
12 services.” (Cost Guidelines, p. 6.) Among other things, the Cost Guidelines provide that
13 “Markups should not be applied to charges from an affiliate or subsidiary company of the
14 primary contractor.” (Cost Guidelines, p. 74.)

15 **GENERAL ALLEGATIONS**

16 14. HEI is an environmental contracting company that offers services to owners and operators of
17 petroleum underground storage tanks that have released petroleum into the environment. HEI
18 and the Haydens provide these services knowing that the owners and operators intend to
19 submit claims to the Fund to cover costs they incur for services, work done, and materials
20 provided by HEI and the Haydens that are recoverable from the Fund.

21 15. Defendants, as participants in the industry of providing environmental cleanup services, were
22 aware of the laws, regulations, and guidelines published by the Fund. They knew that the
23 money they received from claimants came from the Fund. They knew that claimants must
24 verify under penalty of perjury that the amount of money for which they seek repayment is
25 true and correct. They knew that the Board would rely on the representations they made in
26 the invoices they submitted to claimants to make disbursements from the Fund.

27 16. Defendants submitted invoices to claimants for materials, services, work, or other items
28 allegedly provided by it. Those defendants did not provide the claimants with true, accurate,

1 and correct invoices and documentation for services, work, materials, and equipment provided
2 and used for cleanup activities. They did so with full knowledge that claimants would
3 forward those false and misleading invoices to the Board for reimbursement from the Fund,
4 and that the Board would rely on the misrepresentations made in those invoices to make
5 disbursements from the Fund which they would not have made in the absence of the false and
6 misleading invoices. They did this, among other reasons, to obtain payments from the Fund
7 that they were not entitled to receive.

8 17. Defendants submitted not less than 207 invoices to claimants for work allegedly performed in
9 2008 at the following 20 UST sites:

- 10 17.1. Avenue of Flags, 518 Avenue of Flags, Buellton, CA (Claim No. 16975).
11 17.2. Avenue Tire & Service, 617 North Ventura Ave., Ventura, CA (Claim No. 16128).
12 17.3. Cal-U-Rent, 661 E. Thousand Oaks Blvd., Thousand Oaks, CA (Claim No. 7028).
13 17.4. Connor (aka Birdsell Drewisch Trust) 135 S Milpas St, Santa Barbara, CA (Claim
14 No. 3078).
15 17.5. Fairview Arco, 180 N Fairview, Goleta, CA (Claim No. 13959).
16 17.6. Forman Inc., Five Points Car Wash, 2912 Telegraph Rd, Ventura, CA (Claim No.
17 10394).
18 17.7. Former Doug's Bougs, 735 N Milpas St, Santa Barbara, CA (Claim No. 1398).
19 17.8. Former Grefco Facility, 333 Highway 248, Lompoc, CA (Claim No. 17279).
20 ~~17.9. Former Petre Industries, 428 E Haley St., Santa Barbara, CA (Claim No. 16959).~~
21 17.10. Hiete Property, (aka Woody's Detail), 414 Chapala St., Santa Barbara, CA (Claim
22 No. 9343).
23 17.11. Hydrex Pest Control, 3028 De La Vina St., Santa Barbara, CA (Claim No. 12122).
24 17.12. Jim's Service Center, 2015 Mission Dr., Solvang, CA (Claim No. 1084).
25 17.13. Leo Gabriels Property, 65 Baldwin Rd., Ojai, CA (Claim No. 8661).
26 17.14. Muzak Music, 735 E Montecito St., Santa Barbara, CA (Claim No. 17385).
27 17.15. Ojai Valley Imports (OVI), 996 E Ojai Ave., Ojai, CA (Claim No. 7045).
28 17.16. Peppard Property (aka Clark), 800 N Milpas St., Santa Barbara, CA (Claim No.

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15600).

17.17. Reseda Dodge, 6625 Reseda Blvd., Reseda, CA (Claim No. 15536).

17.18. Tefferteller-Naumann Properties, 2901 Main St., Ventura, CA (Commingled Plume-Five Points) (Claim No. 18619).

17.19. Wooley Mobil (aka Hon Len), 1050 S Ventura Rd., Oxnard, CA (Claim No. 3878).

17.20. Zoom Motors, (aka Bob's), 335 N Milpas St., Santa Barbara, CA (Claim No. 14798).

18. In particular,

18.1. On more than one occasion, Defendants billed for staff, employee or contractor time not actually incurred in order to obtain overpayments or payments they were not entitled to receive from the Fund.

18.2. On more than one occasion, Defendants billed the full-day rate for the use of one or more vehicles when the Cost Guidelines provide that Defendants should have billed claimants for mileage only; furthermore, Defendants billed multiple claimants for the use of a vehicle for the entire day, when that vehicle was used by Defendants at multiple sites, resulting in overpayments or payments they were not entitled to receive from the Fund.

18.3. On more than one occasion, Defendants improperly billed for small equipment ~~they did not actually use in order to obtain overpayments or payments they were~~ not entitled to receive.

18.4. On more than one occasion, Defendants improperly billed a markup of 10 or 15 percent for the work of a company known as Clean Earth Equipment Corporation (Clean Earth), which is an affiliated or subsidiary company of HEI. The Board's Cost Guidelines prohibit Defendants from charging any markup on the work performed by an affiliated company of the primary contractor, in this case, HEI.

18.5. Specific instances of Defendants' improper and fraudulent billing in 2008 and which are currently known to the Board are set forth in Appendix A, attached

1 hereto and incorporated herein in full.

2 19. In June 2010, the Board began an investigation into Defendants' billing practices. Before
3 June 2010, the Board did not know or have reason to suspect that Defendants were engaging
4 in the practices alleged in this complaint in order to obtain payments from the Fund that they
5 were not entitled to receive.

6 20. The Board's investigation of Defendants' invoices submitted to claimants (and thereafter to
7 the Board) for work allegedly performed from 2009 to the present concerning the 20 sites
8 identified above, as well as Commercial Property, Patricia Fiedler 6539 Trigo Road, Isla
9 Vista, CA (Claim No. 8286), and Santa Ynez High School, 2975 Highway 246 E, Santa Ynez,
10 CA (Claim No. 11937), is ongoing. On information and belief, each of the invoices submitted
11 by Defendants during that time period were similarly false and misleading.

12 **FIRST CAUSE OF ACTION**

13 **(Intentional Misrepresentation Against all Defendants)**

14 21. Plaintiff incorporates herein by reference each and every matter, fact and allegation contained
15 in paragraphs 1 through 20 inclusive, of this complaint and makes the same a part hereof with
16 the same force and effect as though fully set forth herein.

17 22. Each of the Defendants, by engaging in the conduct alleged, made multiple material
18 misrepresentations of fact to the Fund claimants, and by extension, to the Board, regarding
19 materials, services, and work they claimed were eligible for Fund payments in order to obtain
20 payments of money from the Fund that they were not entitled to receive.

21 23. Defendants knew that the representations were false when they made them, or Defendants
22 made the representations recklessly and without regard for their truth.

23 24. Defendants intended for the Board to rely on the representations they made to claimants.

24 25. The Board reasonably relied on the representations Defendants made to the claimants, and
25 which were contained in the claims submitted to the Fund. Fund staff believed the
26 Defendants would prepare supporting documents properly, truthfully, and accurately.

27 Plaintiff believed the Defendants were familiar with Fund procedures, laws, and guidance.

28 Plaintiff knew defendant Kurt Hayden was putting his professional geologist mark on reports

1 and submissions, representing that he followed the standards of care applicable to that
2 industry. Plaintiff's reliance was justifiable and reasonable.

3 26. The Board was harmed by the Defendants' representations, in that they authorized
4 disbursements from the Fund for materials, services, and work which was not eligible for
5 payment from the Fund.

6 27. The Board would not have authorized disbursements from the Fund had the Board known that
7 Defendants' representations were false.

8 28. The full extent of the false representations, concealment of true facts, and nondisclosure of
9 facts is not known at the time of filing this complaint.

10 SECOND CAUSE OF ACTION

11 (Negligent Misrepresentation Against all Defendants)

12 29. Plaintiff incorporate herein by reference each and every matter, fact and allegation contained
13 in paragraphs 1 through 20 inclusive, of this complaint and makes the same a part hereof with
14 the same force and effect as though fully set forth herein.

15 30. Each of the Defendants, by engaging in the conduct alleged, made multiple material
16 misrepresentations of fact to the Fund claimants, and by extension, to the Board, regarding
17 materials, services, and work they claimed were eligible for Fund payments in order to obtain
18 payments of money from the Fund that they were not entitled to receive.

19 31. To the extent that Defendants honestly believed that the representations were true, they had no
20 reasonable grounds for believing the representations to be true when they made them.

21 32. Defendants intended for the Board to rely on their representations. The Defendants knew
22 Fund laws, procedures, and guidance, and thus lacked a reasonable ground for belief in the
23 truth of the representations they made. The full extent of the false representations is not
24 known at the time of filing this complaint.

25 33. The Board in fact reasonably relied on Defendants' representations, and authorized
26 disbursements from the Fund to claimants on the basis of their representations. Fund staff
27 believed the Defendants would prepare supporting documents properly, truthfully, and
28 accurately. Plaintiff believed the defendants were familiar with Fund procedures, laws, and

1 guidance. Plaintiff knew defendant Kurt Hayden was putting his professional geologist mark
2 on reports and submissions, representing that he followed the standards of care applicable to
3 that industry. Plaintiff's reliance was justifiable and reasonable.

4 34. The Board was harmed by Defendants' misrepresentations, in that the Board would not have
5 authorized the disbursements from the Fund had it known that Defendants' representations
6 were not true.

7 **PRAYER FOR RELIEF**

8 WHEREFORE, the Plaintiff prays for judgment against the Defendants, and each of them,
9 as follows:

10 1. For damages according proof, including without limitation the Defendants' return
11 to the Fund of all overpayments and payments they were not entitled to receive;

12 2. For punitive damages for Defendants' intentional misrepresentations, as allowed
13 by Civil Code section 3294;

14 3. For preliminary equitable relief, subject to proof upon a duly noticed motion,
15 including such orders as may be necessary to prevent the Defendants from hiding or dissipating
16 assets and requiring them to cease the practices described in this complaint;

17 4. For a permanent injunction against Defendants, pursuant to Civil Code 3422,
18 restraining them from making false or misleading submissions to the Fund in the future;

19 5. For such orders as are appropriate piercing the corporate veil between and among
20 HEI, and HEI's agents, employees, managers, officers, directors, shareholders, and principals and
21 any other entities and companies, in order to prevent great injustice;

22 6. For all costs of investigating and prosecuting this action, including expert fees,
23 reasonable attorneys' fees, and costs as provided in Government Code section 12513.1;

24 7. For such other and further relief as the Court deems just and proper
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Dated: June 29, 2012

Respectfully Submitted,
KAMALA D. HARRIS
Attorney General of California



ERIC M. KATZ
Deputy Attorney General
*Attorneys for People of the State of
California ex rel. State Water Resources
Control Board*

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Appendix A

SWRCB RR #	Claim No.	Site	HEI Invoice No.	HEI Invoice Date	Overbilling Time	Overbilling Vehicles	Overbilling Small Equipment	Overbilling Large Equipment
RR #21	7045	Ojai Valley Imports (OVI) 996 E Ojai Ave Ojai, CA	1137	1/14/2008				
RR #15	13959	Fairview Arco 180 N Fairview Goleta, CA	1136	1/14/2008	X	X	X	
RR #13	14798	Zoom Motors (aka Bob's) 335 N Milpas St Santa Barbara, CA	1132	1/11/2008	X	X		
			1153	2/7/2008	X	X	X	
RR #9	12122	Hydrex Pest Control 3028 De La Vina St Santa Barbara, CA	1123	1/9/2008	X			
			1129	1/10/2008	X			
			1163	2/13/2008	X			
RR #14	15600	Peppard Property (aka Clark) 800 N Milpas St Santa Barbara, CA	1156	2/7/2008	X			
RR #9	16975	Avenue of Flags 518 Avenue of Flags Buelton, CA	1146/ 1142	1/21/2008	X	X		
RR #6	17279	Former Greco Facility 333 Highway 248 Lompoc, CA	1164	2/14/2008	X			
RR #18	1084	Jim's Service Center 2015 Mission Dr Solvang, CA	1185	5/2/2008	X	X	X	
			1231	6/24/2008	X			
RR #37	1398	Former Doug's Bougs 735 N Milpas St Santa Barbara, CA	1144	1/19/2008	X	X		X
			1145	1/20/2008	X			
			1151	2/7/2008	X			
			1165	02-16-08	X			
			1173	3/15/2008	X			
			1177	3/15/2008	X	X	X	X
			1195	5/5/2008	X			
			1203	5/9/2008	X	X	X	
			1206	5/10/2008	X			
RR #22	3878	Wooley Mobil (aka Hon Len) 1050 S Ventura Rd Oxnard, CA	1127	1/10/2008	X	X		
			1131	1/10/2008	X			
			1169	3/14/2008	X	X		
RR #23	10394	Forman Inc Five Points Car Wash 2912 Telegraph Rd Ventura, CA	1179	3/16/2008	X	X	X	
			1194	5/5/2008	X			
			1196	5/5/2008	X			
			1200	5/7/2008	X	X	X	
			1211	5/12/2008	X	X	X	
RR #10	15536	Reseda Dodge 6625 Reseda Blvd Reseda, CA	1168	3/13/2008	X	X		
			1220	6/14/2008	X	X	X	
			1227	6/17/2008	X	X		
			1230	6/22/2008	X			
RR #10	16128	Avenue Tire & Service 617 North Ventura Ave. Ventura, CA	1172	3/14/2008	X			
			1198	5/7/2008	X	X		
			1218	6/7/2008	X	X		
			1232	6/24/2008	X			

Appendix A

SWRCB RR #	Claim No.	Site	HEI Invoice No.	HEI Invoice Date	Overbilling Time	Overbilling Vehicles	Overbilling Small Equipment	Overbilling Large Equipment
RR #12	7028	Cal-U-Rent 661 E. Thousand Oaks Blvd. Thousand Oaks, CA	1157	2/7/2008	X			
			1189	5/3/2008	X	X	X	
			1221	6/14/2008	X	X	X	
			1229	6/18/2008	X	X		
			1234	6/24/2008	X			
			1235	6/27/2008				
RR #16	13959	Fairview Arco 180 N Fairview Goleta, CA	1178	3/16/2008	X	X		
			1199	5/7/2008	X		X	
			1210	5/12/2008	X	X		
			1217	6/7/2008	X			
			1244	8/6/2008	X	X	X	
			1255	8/7/2008	X	X		
RR #14	14798	Zoom Motors (aka Bob's) 335 N Milpas St Santa Barbara, CA	1182	3/16/2008	X	X		
			1191	5/4/2008	X	X	X	
			1214	5/12/2008	X	X		
			1247	8/7/2008	X		X	
			1260	8/7/2008	X	X		
			1264	9/1/2008	X	X		
RR #22	7045	Ojai Valley Imports (OVI) 996 E Ojai Ave Ojai, CA	1184	5/2/2008	X			
			1186	5/3/2008	X	X	X	
			1225	6/16/2008	X	X		
			1261	8/7/2008	X	X	X	
			1268	9/3/2008	X	X		
			1270	9/9/2008	X	X		
RR #24	10394	Forman Inc Five Points Car Wash 2912 Telegraph Rd Ventura, CA	1240	8/6/2008	X			
			1242	8/6/2008	X	X	X	
			1256	8/7/2008	X	X		
			1265	9/2/2008	X	X	X	X
			1271	9/17/2008	X	X		
RR #11	17385	Muzak Music 735 E Montecito St Santa Barbara, CA	1174	3/15/2008	X	X		
			1201	5/8/2008	X		X	
			1207	5/11/2008	X	X		
			1241	8/6/2008	X	X	X	
			1252	8/7/2008	X	X		
			1272	9/21/2008	X	X		
			1273	9/21/2008	X			
RR #26	3078	Connor (aka Birdsell Drewisch Trust) 135 S Milpas St Santa Barbara, CA	1171	3/14/2008	X			
			1175	3/15/2008	X	X		
			1176	3/15/2008	X	X		
			1188	5/3/2008	X	X	X	
			1204	5/9/2008	X	X		
			1208	5/11/2008	X	X		
			1228	6/17/2008	X	X	X	
			1238	8/6/2008	X			
			1253	8/7/2008	X	X		
			1274	9/22/2008	X	X		X
			1275	9/23/2008	X			
RR #21	9343	Hiete Property (aka Woody's Detail) 414 Chapala St Santa Barbara, CA	1181	3/16/2008	X	X		
			1192	5/4/2008	X	X	X	
			1213	5/12/2008	X	X		
			1250	8/7/2008	X	X	X	
			1259	8/7/2008	X	X		
			1267	9/3/2008	X	X		

Appendix A

SWRCB RR #	Claim No.	Site	HEI Invoice No.	HEI Invoice Date	Overbilling Time	Overbilling Vehicles	Overbilling Small Equipment	Overbilling Large Equipment	
RR #38	1398	Former Doug's Bougs 735 N Milpas St Santa Barbara, CA	1237	8/6/2008	X				
			1243	8/6/2008	X	X	X		
			1254	8/7/2008	X			X	X
			1277	9/27/2008	X	X			X
			1283	10/5/2008	X				
			1286	10/5/2008	X	X		X	
RR #12	8661	Leo Gabriels Property 65 Baldwin Rd Ojai, CA	1122	1/9/2008	X				
			1161	2/10/2008	X				
			1180	3/16/2008	X	X		X	
			1197	5/6/2008	X				
			1212	5/12/2008	X	X		X	
			1223	6/15/2008	X	X			
			1249	8/7/2008	X				
			1257	8/7/2008	X	X		X	
			1306	11/6/2008	X				
			1311	11/6/2008	X	X		X	
			1315	11/12/2008	X				
1316	11/14/2008	X							
RR #11	15536	Reseda Dodge 6625 Reseda Blvd Reseda, CA	1292	11/4/2008	X				
			1294	11/4/2008	X	X	X		
			1303	11/6/2008	X	X		X	
			1317	11/16/2008	X	X			
			1318	11/16/2008	X				
RR #7	16959	Former Petre Industries 428 E Haley St Santa Barbara, CA	1190	5/4/2008	X	X	X		
			1226	6/16/2008	X	X		X	
			1285	10/5/2008	X	X		X	
			1319/1162	11/16/2008	X				
RR #1	18619	Tefferteller-Naumann Properties 2901 Main St Ventura, CA (Commingled Plume-Five Points)	1280a	10/5/2008	X				
			1293a	11/4/2008	X				
			1295a	11/4/2008	X			X	
			1310a	1/24/2009	X	X			
			1327a	9/17/2008	X				
			1331a	1/24/2009	X				
			1338a	1/24/2009	X	X		X	
			1344a	1/25/2009	X	X			
			1354a	1/25/2009	X				
1368	2/12/2008	X							
RR #13	7028	Cal-U-Rent 661 E. Thousand Oaks Blvd. Thousand Oaks, CA	1251	8/7/2008	X	X			
			1290	11/4/2008	X				
			1297	11/4/2008	X			X	
			1328	1/24/2009	X				
			1352	1/25/2009	X	X		X	
RR #22	9343	Hiete Property (aka Woody's Detail) 414 Chapala St Santa Barbara, CA	1304	11/6/2008	X	X	X		
			1312	11/6/2008	X	X			
			1346	1/25/2009	X	X			
			1360	2/6/2009	X	X		X	
RR #25	10394	Forman Inc Five Points Car Wash 2912 Telegraph Rd Ventura, CA	1280	10/5/2008	X				
			1293	11/4/2008	X				
			1295	11/4/2008	X			X	
			1310	11/6/2008	X	X			
			1327	1/24/2009	X				
			1331	1/24/2009	X				
			1338	1/24/2009	X	X		X	
			1344	1/25/2009	X	X			
1354	1/25/2009	X							
RR #15	15600	Peppard Property (aka Clark)	1202	5/8/2008	X	X	X		
			1245	8/6/2008	X	X	X		

Appendix A

SWRCB RR #	Claim No.	Site	HEI Invoice No.	HEI Invoice Date	Overbilling Time	Overbilling Vehicles	Overbilling Small Equipment	Overbilling Large Equipment
		800 N Milpas St Santa Barbara, CA	1282	10/5/2008	X	X	X	
			1361	2/6/2009	X		X	
RR #19	1084	Jim's Service Center 2015 Mission Dr Solvang, CA	1284	10/5/2008	X	X		
			1377	2/26/2009	X	X		
			1378	2/27/2009	X	X	X	
			1379	2/27/2009	X			
RR #39	1398	Former Doug's Bougs 735 N Milpas St Santa Barbara, CA	1308	11/6/2008	X	X		
			1320	11/17/2008	X			
			1326	1/24/2009	X			
			1342	1/25/2009	X			X
			1363	2/6/2009	X			
		Wooley Mobil (aka Hon Len) 1050 S Ventura Rd Oxnard, CA	1246	8/6/2008	X	X		
			1305	11/6/2008	X	X		
RR #23	3878	Ojai Valley Imports (OVI) 996 E Ojai Ave Ojai, CA	1329	1/24/2008	X			
			1337	1/24/2009	X	X		
			1276	9/26/2008				
			1289	11/4/2008	X			
RR #23	7045	Ojai Valley Imports (OVI) 996 E Ojai Ave Ojai, CA	1299	11/4/2008	X	X	X	
			1330	1/24/2009	X			
			1336	1/24/2009	X	X		
			1345	1/25/2009	X	X		
RR #13	8661	Leo Gabriels Property 65 Baldwin Rd Ojai, CA	1353	1/25/2009	X			
			1355	1/25/2009	X			
			1372	2/22/2009	X			
			1170	3/14/2008	X	X		
RR #10	12122	Hydrex Pest Control 3028 De La Vina St Santa Barbara, CA	1224	1/16/2008	X			
			1239	8/6/2008	X			
			1298	11/4/2008	X	X		
			1300	11/4/2008	X			
			1339	1/16/2009	X	X		
			1365	2/7/2009	X			
RR #17	13959	Fairview Arco 180 N Fairview Goleta, CA	1291	11/4/2008	X	X	X	
			1309	11/6/2008	X	X		
			1343	1/25/2009	X	X		
			1351	1/25/2009	X	X	X	
RR #15	14798	Zoom Motors (aka Bob's) 335 N Milpas St Santa Barbara, CA	1302	11/4/2008	X	X	X	
			1323	11/18/2008	X	X		
			1347	1/25/2009	X	X		
			1362	2/6/2009	X	X	X	
RR #8	16959	Former Petre Industries 428 E Haley St Santa Barbara, CA	1313	11/6/2008	X	X		
			1335	1/24/2009	X	X	X	
			1376	2/26/2009	X			
RR #27	3078	Connor (aka Birdsell Drewisch Trust) 135 S Milpas St Santa Barbara, CA	1269	9/4/2008	X			
			1296	11/4/2008	X	X	X	
			1314	11/12/2008	X	X		X
			1341	1/25/2009	X	X		X
RR #12	17385	Muzak Music 735 E Montecito St Santa Barbara, CA	1359	2/6/2009	X		X	
			1301	11/4/2008	X	X	X	
			1322	11/18/2008	X	X		
			1340	1/25/2009	X	X		
			1358	2/5/2009	X	X	X	
			1381	3/12/2009	X			

Appendix A

SWRCB RR #	Claim No.	Site	HEI Invoice No.	HEI Invoice Date	Overbilling Time	Overbilling Vehicles	Overbilling Small Equipment	Overbilling Large Equipment
RR #10	16975	Avenue of Flags 518 Avenue of Flags Buelton, CA	1187	5/3/2008	X	X		
			1233	8/24/2008	X	X		
			1281	10/5/2008	X	X		
			1356	1/31/2009	X			
RR #28	3078	Connor (aka Birdsell Drewisch Trust) 135 S Milpas St Santa Barbara, CA	1279	10/5/2008	X			
RR = Reimbursement Request								
SWRCB = State Water Resources Control Board								
UST = Underground Storage Tank								