



Linda S. Adams  
Acting Secretary for  
Environmental Protection

# State Water Resources Control Board

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## Executive Office

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Edmund G. Brown Jr.  
Governor

## NOTICE OF RESCHEDULING OF PUBLIC HEARING

Mr. Charles Grace

Wastewater Treatment Plant Operator Certification

The State Water Resources Control Board will hold a  
Public Hearing on  
The Petition of Mr. Charles Grace  
For Review of Final Division Decision Downgrading Mr. Grace's Wastewater Treatment  
Plant Operator Certification from Grade V to Grade II

The Public Hearing listed above  
and originally scheduled for **February 7, 2011**  
to be continued if necessary on **February 8, 2011**  
has been rescheduled to commence on  
**Monday, August 29, 2011 at 9:00 a.m.**

**in the Coastal Hearing Room**

Joe Serna, Jr./Cal-EPA Headquarters Building  
1001 I Street, Second Floor  
Sacramento, CA

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### PURPOSE OF HEARING

The purpose of this hearing is for the State Water Resources Control Board (State Water Board) to receive evidence that will assist the State Water Board in determining whether the petition filed by Mr. Charles Grace (Petitioner) seeking review of a Division of Financial Assistance's Final Division Decision (FDD) dated December 10, 2009, should be granted. The FDD downgrades Petitioner's Wastewater Treatment Plant operator certificate from Grade V to Grade II. Pursuant to the FDD, Petitioner may apply for and receive an operator certificate at a higher certification level two years from the date the decision becomes final, if he passes the appropriate written examination and pays any and all applicable fees.

### PLEASE TAKE NOTICE

State Water Board Member Frances Spivy-Weber will preside as the hearing officer over this proceeding. Other Board members may be present during the hearing. State Water Board staff hearing team members will include Julie M. Osborn, Staff Counsel; Christopher Stevens, Supervising Water Resources Control Engineer; Robert Been, Water Resources Control Engineer; Christine Gordon, Staff Services Manager I, Administrative Unit; and Debra Cockrell, Associate Governmental Program Analyst. The hearing team will assist the hearing officer and other members of the State Water Board throughout this proceeding.

*California Environmental Protection Agency*

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Copies of witnesses' proposed **testimony, exhibits, lists of exhibits, qualifications, and statement of service** must be **received** by the State Water Board and served on each of the parties who have indicated their intent to appear, no later than the deadline listed below.

**June 6, 2011** Deadline for receipt of Notice of Intent to Appear.

**July 12, 2011** Deadline for receipt of and service of witnesses' proposed testimony, exhibits, lists of exhibits, qualifications, and statement of service.

The Hearing Officer granted the Prosecution Team's request to submit prehearing briefs on Key Issue number 4 in the original hearing notice; specifically whether the doctrine of laches bars the State Water Board from taking disciplinary action against the Petitioner for any violations of the Operator Certification regulations. Copies of the **parties' briefs on Key Issue number 4** must be **received** by the State Water Board and served on each of the parties who have indicated their intent to appear, no later than the deadline listed below.

**July 26, 2011** Deadline for receipt of and service of the Petitioner's prehearing brief and supporting documents

**August 9, 2011** Deadline for receipt of and service of the Prosecution Team's prehearing response brief and supporting documents


**August 19, 2011** Deadline for receipt of and service of the Petitioner's reply brief

For further information on the hearing, please refer to the original hearing notice of November 9, 2010, available at:  
[http://www.waterboards.ca.gov/board\\_info/meetings/docs/notice\\_charlesgrace\\_wwtp\\_feb2011.pdf](http://www.waterboards.ca.gov/board_info/meetings/docs/notice_charlesgrace_wwtp_feb2011.pdf)

**IF YOU HAVE ANY QUESTIONS**

Questions concerning this Notice may be addressed to Julie M. Osborn at (916) 341-5176, or by email to [JOsborn@waterboards.ca.gov](mailto:JOsborn@waterboards.ca.gov).

\_\_\_\_\_  
April 1, 2011  
Date

  
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Jeanine Townsend  
Clerk to the Board

cc: Interested Persons



## Interested Persons List

Mr. Charles Grace  
1765 Berkshire Drive  
Thousand Oaks, CA 91632

Mayumi E. Okamoto, Staff Counsel ([mokamoto@waterboards.ca.gov](mailto:mokamoto@waterboards.ca.gov))  
David M. Boyers, Senior Staff Counsel ([dboyers@waterboards.ca.gov](mailto:dboyers@waterboards.ca.gov))  
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