Dear Ladies and Gentlemen:

RE: ADDENDUM NO. 2 TO CLEANUP AND ABATEMENT ORDER NO. 2001-226

Enclosed is Addendum No. 2 to Cleanup and Abatement Order (CAO) No. 2001-226. The Order directs you to cleanup and abate the effects of the discharges of gasoline and diesel petroleum wastes at 58111 Front Street, Tustin, California that resulted from leaking underground storage tank systems at the site.

Addendum No. 2 to CAO No. 2001-226 is issued pursuant to California Water Code (CWC) sections 13267 and 13364, and extends the deadline for submission of a complete Corrective Action Plan until September 12, 2003. Please note the deadline contained in the addendum. Failure to meet the deadline may subject you to further enforcement action by the Regional Water Quality Control Board, San Diego Region, (Regional Board) including administrative or judicial proceedings for the assessment of civil liability in amounts of up to $10,000 per day; referral to the State Attorney General for injunctive relief; and, referral to the District Attorney for criminal prosecution.

California Environmental Protection Agency

The energy challenges facing California are real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.eere.ca.gov/

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Addendum No. 2 to CAO 2001-226 — 2 — March 26, 2003

You may contest the issuance of this CAO Addendum by requesting a public hearing on the matter before the Regional Board. In order to schedule a hearing this office must receive a written request no later than 5 PM on April 28, 2003 (30 days). Be aware that a request for a hearing does not stay the deadline in the CAO Addendum.

I strongly urge a prompt and complete response to the directive in Addendum No. 2 to CAO No. 2001-226. Please contact Mr. Jody Elses of my staff at (858) 636-2146 if you have any questions regarding this matter.

Respectfully,

[Signature]

JOHN H. ROBERTUS
Executive Officer

Enclosure: Addendum No. 2 to CAO No. 2001-226

cc: Mr. John H. Reaves, Esq., Caldwell Family Trust, 701 B Street, Suite 1050, San Diego, CA 92101
Mr. Robert Russell, Procopio Cory Hargreaves & Sivits, 530 “B” Street, Suite 2100, San Diego, CA 92101-4469
Mr. Phil Rosenberg, Technology Associates International Corporation, 5662 La Place Court, Suite 225, Carlsbad, CA 92008
Ms. Neal Beary, Tais Environmental Management, Inc., 701 North Parkcenter Drive, Santa Ana, CA 92705
Ms. Sandy Bunchel, Riverside Department of Environmental Health, P.O. Box 7600, Riverside, CA 92503
Mr. Jim Sappington, Riverside Department of Environmental Health, 38740 Sky Canyon Drive, Suite A, Murrieta, CA 92563

[Redacted]
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION

ADDENDUM NO. 2
TO
CLEANUP AND ABATEMENT ORDER NO. 2001-226

KANWAR AND RAGINI NARAIN
NARAIN OIL INCORPORATED
AJKEF AKAA INCORPORATED
CALDWELL FAMILY TRUST
SUMMIT ENERGY CORPORATION
SUMMIT OIL & GAS
28111 FRONT STREET
TEMECULA CALIFORNIA
RIVERSIDE COUNTY

The California Regional Water Quality Control Board, San Diego Region (hereinafter the Regional Board) finds that:


2. In order to fully complete the feasibility study that is a required part of the CAP a time extension is needed.

3. Based on the scope of work needed to complete the feasibility study, said dischargers' estimate of the time needed to complete the work and prepare a complete CAP, an extension of the due date for the CAP from December 15, 2002, until September 12, 2003, is reasonable.
Addendum No. 2 to
Cleanup and Abatement Order No. 2001-226

March 26, 2003

4. This action is an Order to enforce the laws and regulations administered by the Regional Board. As such, this action is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to section 15321 of the Resources Agency Guidelines.

IT IS HEREBY ORDERED, pursuant to sections 13267 and 13304 of the California Water Code, that the discharges shall cleanup and abate the effects of the discharge as follows:


JOHN H. ROBERTUS
Executive Officer

Date issued: March 26, 2003