



We're Gaining New Ground

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May 21, 2007

Mr. John Robertus  
Executive Officer  
CRWQCB-San Diego  
9174 Sky Park Court, Suite 100  
San Diego, CA 92123

Via Fax (858) 571-6972

RE: Hearing Schedule  
Complaint No.1 R9-2007-0019  
NPDES CO. CAG919001  
Body Beautiful Car Wash Remediation  
Terra Vac Project #31-0335

Dear Mr. Robertus:

Terra Vac respectfully requests more time to prepare documents for the hearing currently scheduled for June 13, 2007 and to postpone the hearing until after August 15. Terra Vac has been gathering information regarding the alleged violations, which extend back to 2005. However, this has been complicated by several circumstances, including

- the manager in charge of the project left Terra Vac shortly before the last violation was alleged,
- the office in which all the physical files were located has been closed so there are many boxes of files to review to support the communications regarding several of the alleged violations,
- the electronic filing system which contained most of the communications regarding the project was compromised by the departing employee, making it difficult to recover the relevant communications, and
- the analytical methods, which were used in reporting the alleged violations, are still being investigated. These investigations are further complicated by the facts that 1) it has been difficult to get reproducible concentrations that lead to the alleged violations and conduct the proper analyses since concentrations are often below detection limits and 2) the system is currently shut down.

Since the system is down and there are no discharges to the bay, there is no ongoing risk related to these potential violations.

Thank you for your understanding of this matter. If you have any questions, please contact me at your convenience.

Very truly yours,

James J. Malot, PE  
Principle Engineer