

FILED

SEP 04 2009

HEARING BOARD
BAY AREA AIR QUALITY
MANAGEMENT DISTRICT

Lisa Harper
Clerk, Hearing Board
Bay Area Air Quality
Management District

BEFORE THE HEARING BOARD
OF THE
BAY AREA AIR QUALITY MANAGEMENT DISTRICT
STATE OF CALIFORNIA

In the Matter of the Appeal of)	
)	
CONOCOPHILLIPS COMPANY)	No. 3452
)	
From the issuance of a Major Facility)	<u>ORDER FOR DISMISSAL</u>
Review Permit for Facility No. A0016)	
(Appellant's San Francisco Refinery in)	
Rodeo, California))	
_____)	

The above-entitled matter, being an Appeal from the issuance of a Major Facility Review Permit for Facility ("Title V Permit"); the Appellant having filed the Appeal on December 30, 2003; the Appellant having filed and requested a continuance of the February 26, 2004 Pro Forma Hearing, the Hearing Board granted the continuance of the February 26, 2004 Pro Forma Hearing to June 3, 2004; the Appellant having filed a request for continuance of the June 3, 2004 Pro Forma Hearing, the Hearing Board granted continuance of Pro Forma Hearing to September 16, 2004; the Appellant having filed a request for continuance of the September 16, 2004 Pro Forma Hearing, the Hearing Board granted the continuance to a later date and required Appellant to file a status report no later than February 15, 2005; the Appellant having filed a request for further continuance and status report on February 15, 2005, the Hearing Board granted continuance and requested further status report be submitted no later than December 31, 2005; the Appellant having filed a request for further

1 continuance and status report on December 29, 2005, the Hearing Board granted continuance of
2 matter and requested further status report be submitted within 30 days following issuance of Revision
3 3 of Title V Permit in final form, or on January 31, 2007, whichever occurred first; the Appellant
4 having filed request for further continuance and status report on January 31, 2007, the Hearing Board
5 granted further continuance and requested further status report be submitted by both parties within 60
6 days of issuance of a permit modification to resolve outstanding issues on the Appeal, or on January
7 31, 2008, whichever occurred first; the Appellant having filed request for further continuance to June
8 30, 2008, the Hearing Board granted further continuance and requested that both parties submit
9 further status reports by June 30, 2008; the Appellant having filed a request for continuance to submit
10 further status report on June 26, 2008 and the District having filed further status report on June 30,
11 2008, and Appellant having requested further continuance to January 31, 2009, the Hearing Board
12 granted continuance and requested further status report by January 31, 2009 to be submitted by both
13 parties; the Appellant and District having filed requests for further continuance on January 28, 2009,
14 the Hearing Board granted further continuance and requested that both parties submit further status
15 report within 60 days following the issuance of a permit modification to resolve the issue, or by
16 August 30, 2009, whichever occurred first; the Appellant and District having filed further status
17 reports on August 17, 2009 and requested that the matter be dismissed due to resolution of all issues:

20 FOR GOOD CAUSE, in accordance with Section 5.7.b and 5.7.c of the Hearing Board Rules,
21 the HEARING BOARD ORDERS that the Appeal is hereby dismissed.

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24 
25 _____
26 Thomas M. Dailey, M.D., Chair

9.4.09

Date