

FILED

JAN 10 2013

HEARING BOARD  
BAY AREA AIR QUALITY  
MANAGEMENT DISTRICT  
Sean Gallagher  
Clerk of the Boards  
Bay Area Air Quality  
Management District

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

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

AIR POLLUTION CONTROL OFFICER of )  
the Bay Area Air Quality Management )  
District, )

DOCKET NO. 3641

Complainant, )

ORDER FOR DISMISSAL

vs. )

ALL STAR SERVICE, INC., a California )  
corporation, also *d/b/a* ALL STAR )  
GASOLINE, a Gasoline Dispensing )  
Facility, Site No. C769; )

KELLY ENGINEER, an individual also )  
*d/b/a* ALL STAR GASOLINE; )  
and )

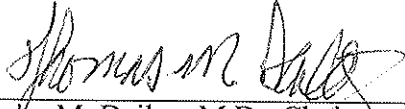
DOES 1 through 25, inclusive, )

Respondents )  
\_\_\_\_\_ )

The above-entitled matter was filed on October 4, 2012, with Notice of Hearing on  
Accusation given on October 12, 2012.

Complainant submitted a letter requesting withdrawal of Accusation on December 27,  
2012.

1 FOR GOOD CAUSE, in accordance with Section 5.7 of the Hearing Board Rules, the  
2 HEARING BOARD ORDERS that the Accusation be and is hereby dismissed.

3  
4 

5 Thomas M. Dailey, M.D., Chair

6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
1-10-13

Date

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

AIR POLLUTION CONTROL OFFICER of the )  
BAY AREA AIR QUALITY MANAGEMENT )  
DISTRICT, )

Complainant, )

vs. )

ALL STAR SERVICE, INC., a California )  
corporation, also *d/b/a* ALL STAR GASOLINE, )  
a Gasoline Dispensing Facility, Site No. C7695; )

KELLY ENGINEER, an individual also *d/b/a* )  
ALL STAR GASOLINE; )  
and )

DOES 1 through 25, inclusive, )  
Respondents )

---

DOCKET NO. 3641

CERTIFICATE OF SERVICE

I, Sean Gallagher, do hereby certify under penalty of perjury as follows:

That I am a citizen of the United States, over the age of eighteen years and not a party to the above entitled action; that I served a true copy of the attached Order for Dismissal on:

**All Star Service, Inc.**  
**c/o Bruce Whitesen, Agent for Service of Process**  
**2121 North California Boulevard, Suite 290**  
**Walnut Creek, CA 94596**

and

**Paul Rosenstein**  
**55 Santa Clara Avenue, Suite 250**  
**Oakland, CA 94610**

by depositing same in the United States first class mail on February 15, 2013; and

**Susan Adams**  
**Assistant Counsel**  
**Bay Area Air Quality Management District**  
**939 Ellis Street, 7<sup>th</sup> Floor**  
**San Francisco, CA 94109**

by hand-delivery deposit of same in the in-box of the District Counsel's office on February 15, 2013.

DATED: February 15, 2013

  
\_\_\_\_\_  
Sean Gallagher  
Clerk of the Boards

:sg