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7 Counsel for Complainant AIR POLLUTION CONTROL OFFICER  
of the BAY AREA AIR QUALITY MANAGEMENT DISTRICT



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9 **BEFORE THE HEARING BOARD OF THE**  
10 **BAY AREA AIR QUALITY MANAGEMENT DISTRICT**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the  
13 AIR POLLUTION CONTROL OFFICER  
of the BAY AREA AIR QUALITY  
14 MANAGEMENT DISTRICT,  
15 Complainant,  
16 vs.  
17 VALERO REFINING COMPANY -  
CALIFORNIA,  
18 Respondent.  
19 Re: Valero Refining Company – California  
20 Facility No. B2626

DOCKET NO. 3743  
NOTICE OF DEFENSE

21 TO THE HEARING BOARD OF THE BAY AREA AIR QUALITY MANAGEMENT  
22 DISTRICT:

23 The undersigned, the Respondent in the above-entitled proceeding, hereby acknowledges  
24 receipt of a copy of the Accusation and Stipulated Order of Abatement (“Accusation”), Statement  
25 to Respondent, California Government Code Sections 11507.5, 11507.6, and 11507.7, and a  
26 Notice of Defense.

27 Pursuant to Hearing Board Rule 4.5.a., Respondent hereby:

28  1. Requests a hearing.

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2. Objects to the accusation upon the ground that it does not state acts or omissions upon which the Hearing Board may proceed.

3. Objects to the form of the accusation on the ground that it is so indefinite or uncertain that the Respondent cannot identify the transaction or prepare its defense.

4. Admits the accusation in whole.

5. Admits the accusation in part.

6. Presents new matter by way of defense.

Respondent's name and mailing address are set forth below.

A notice of defense is deemed a denial of all parts of the Accusation not expressly admitted in the notice.

Dated: 8/24/2023

Respondent: Valero Refining Company-California

Title: Special Counsel

Print Name: Julie Cress

Signature: Julie A. Cress

Mailing Address:

Baker Botts LLP  
101 California Street, Suite 3200  
San Francisco, CA 94111