

**SUPERIOR COURT PROCEEDINGS,
and
PROBATION / SENTENCING MEMORANDA**

AND RELATED DOCUMENTS

1989 - 2000

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF ALAMEDA, STATE OF CALIFORNIA

ENVIRONMENTAL
PROTECTION

00 MAR 27 PM 12:49

COURT MEMORANDUM

Defendant: DEPPER, Stuart
Offense: HS 25189.5B F
Conviction By: Nolo Contendere

Date of Hearing: 3/17/00
Dept. No.: 8
CEN: 3146471
PFN: AYG660
Docket No.: 116653B

Probation Order made in Dept No. 5, by Judge Lamben.

- () A state prison sentence was imposed; execution was suspended.
Term:
() A county jail sentence was imposed; execution was suspended.
(X) Imposition of sentence was suspended.
() Criminal proceedings diverted.

The defendant was granted three years probation on May 22, 1996, under the conditions attached hereto.

Excused: No

In Custody: No

Court Docket # N/A

Custody time this offense to date: 148 days.

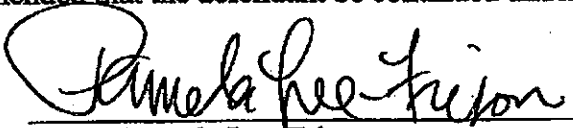
REASON FOR MEMORANDUM: Progress Report.

DISCUSSION: According Deputy District Attorney Scott Seery, the defendant is in compliance with the court orders regarding the well inspection. The defendant is complying with the Hazardous Waste Management/Hazardous Control Act. The defendant has not completed all assigned tasks, but he is continuing to comply with the terms and conditions of his probation.

In addition to the \$12, 203 the defendant paid in restitution, he has paid \$176, 579.42 in an effort to clean the property located at 3815 Broadway, Oakland. The defendant has paid a total of \$188,582.42.

RECOMMENDATION: It is respectfully recommended that the defendant be continued under the same terms and conditions.


Approved by: Tim Avery
Unit Supervisor


Pamela Lee-Frison
Deputy Probation Officer

December, 1999

DOCUMENTATION OF CLEANUP COSTS

Please find enclosed a list of the invoices and amounts spent to date for the cleanup at 3815 Broadway. This information along with the checks and invoices has been provided to the Probation Department.

Bags and Barrels	\$ 373.46
Bags and Barrels	340.99
Devencenzi Trucking	257.08
Technichem	126.60
Americlean	200.00
City of Oakland Fire District	400.00
Pearson	667.00
Alameda County	680.00
Alameda County	2,603.00
HK2	11,270.00
HK2	2,415.00
HK2	24,605.00
HK2	2,415.00
GeoSolve	21,234.00
GeoSolve	22,266.00
Levine Fricke	20,070.00
GeoSolve	5,220.45
GeoSolve	1,176.00
Levine Fricke	889.00
GeoSolve	7,056.00
LEVINE FRICKE:	
5/7/99 689501	16,981.19
6/30/99 689502	10,268.79
8/26/99 689503	5,628.15
9/10/99 689504	5,628.15
689505	13,297.44
Subtronics	350.00
Total Video	60.62

176,579.42

This does NOT include any legal fees

*add: Ala City Central
Collections*

12,003. -
188,582.42

GeoSolve \$ 57,052

HK2 \$ 40,705

LFR ~~51,802~~ 72,761

00 MAR 27 PM 12:49
ENVIRONMENTAL
PROTECTION

*Opt to Extra
Lump sum 11/2*

RECORD OF PAYMENT OR EMPLOYEE PAY STATEMENT

REMITTANCE ADVICE

DATE	TO THE ORDER OF	GROSS	INCOME TAX	SOCIAL SECURITY	MEDI-CARE	STATE TAX	SDI	CHECK NUMBER	NET AMOUNT	TIME WK'D
11/9/98	<i>DeVincenzi Trucking 1799 Central Ave Lawrence, CA 94024</i>							18831	\$ 257.08	08
				DESCRIPTION						
				PAY PERIOD FROM		TO				
				RATE OF PAY						

NON-NEGOTIABLE

5000	423	211.50		
FUEL	SC	10.58		
LIFTGATE.....		35.00	257.08	TTL

ACCEPTANCE OF THIS SHIPMENT CONSTITUTES AN OBLIGATION TO PAY COLLECT CHARGES IF SO BILLED. PLEASE RETURN ONE COPY WITH REMITTANCE.

BILL TO: MISC C	DRIVER SIGNATURE AND DATE	UNDER I.C.C. AND P.U.C. RULINGS ALL BILLS ARE DUE AND PAYABLE WITHIN 7 DAYS.	RECEIVED IN GOOD CONDITION
			BY X SIGNATURE IN FULL AND DATE

Waste Manifest / INVOICE No. 5288 Transporter Manifest No. 06072

Uniform Hazardous Waste Manifest No. 9677-16 Pick-up Service Date 1-7-98

Hazardous Waste Manifest / INVOICE

Transporter & Facility:

DOT Description:

TECHNICHEM INC.

4245 Halleck Street
Emeryville, Ca 94608

for perc contaminated filters, residue, powder, lint, carbon, and/or debris:
RQ, Waste Tetrachloroethylene, Class 6.1, PGIII
DOT I.D. #: UN 1897 EPA Waste #: F002 CA Waste #: 751

1-800-652-5455

EPA I.D. #: CAD981375983

for drycleaning separator water, vacuum water, and/or wastewater:
RQ, Hazardous Waste, Liquid, N.O.S., Class 9, PGIII
DOT I.D. #: NA 3082 EPA Waste #: none CA Waste #: 341

Waste perc contaminated filters, residue, powder, lint, carbon, and/or debris

Generator EPA I.D. #: CDCXXX0432-10

Generator: 3830 American
Chemical Co. Inc.

Generator Account #: 9016-1-03

Generator Status : SQG / CESQG

Plastic Water Drums Delivered:	20/30/ 55-gal Steel Drums Delivered:	dm # _____	dm # _____
# of 20-gal : _____	dm # _____	dm # _____	dm # _____
# of 55-gal : _____	dm # _____	dm # _____	dm # _____

Waste Drums Picked-up:	Quantity of Waste	Unit Price	Amount Due
# of 20-gal water: _____			
# of 55-gal water: _____			

dm # _____	dm # <u>542007-1011</u>	
dm # _____	dm # _____	<u>1-32.00-SPT - 108.00</u>
dm # _____	dm # _____	
dm # _____	dm # _____	
dm # _____	dm # _____	

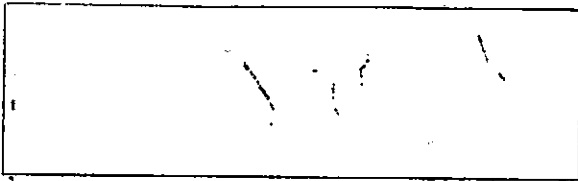
Payment Check # 1864 Amount \$ 121.00 TOTAL AMOUNT DUE: \$ 121.00

I warrant and represent by my signature below that the waste is stored in undamaged steel and/or plastic water drums and that each drum contains only tetrachloroethylene (perc) contaminated waste. I also certify that the waste filters if any are not damaged or physically altered. I further acknowledge that I have read and hereby agree to the terms of the service agreement printed on the reverse side of this document, that any amount due will be paid COD unless credit has been approved in which case payment is due within 30 days of the pick-up service date, and that I have authority to enter into this service agreement.

Waste Generator: [Signature] Print Name: STU DEBER Date: 1-7-98

I certify that to the best of my knowledge, while using proper care and safety, I have inspected the contents of the steel and/or plastic water drum(s). Each drum is undamaged, and the waste generator has certified that each drum contains only tetrachloroethylene (perc) contaminated waste.

driver/office memo: _____ Transporter: [Signature] Date: 1-7-98



REMITTANCE ADVICE

~~CORD OF PAYMENT FOR EMPLOYEE PAY STATEMENT~~

DATE	TO THE ORDER OF	GROSS	INCOME TAX	SOCIAL SECURITY	MEDI-CARE	STATE TAX	SDI	CHECK NUMBER	NET AMOUNT
5/5/97	Americlean	Consulting						1291	\$ 200.00
		DESCRIPTION							

PAY PERIOD FROM _____ TO _____

RATE OF PAY *See Copy*

NON-NEGOTIABLE

DATE	DESCRIPTION	AMOUNT DUE	AMOUNT ENC.
12/31/95	Balance forward	\$200.00	0.00
05/05/97	INV #16565	200.00	200.00

According to our records, check # 1291, dated 5/5/97 was issued to Americlean and processed by our bank, in the amount of \$200.

Please correct your records.

Thanks.
Stu Depper
Stu Depper

CURRENT	1-30 DAYS PAST DUE	31-60 DAYS PAST DUE	61-90 DAYS PAST DUE	OVER 90 DAYS PAST DUE	AMOUNT DUE
0.00	200.00	0.00	0.00	0.00	\$200.00



**City of Oakland
CASH RECEIPT**

Cash Receipt **755104**

Cash Receipt Voucher # **CR**

Cash
Check

Payment Received from: *Martha Ruth Depper*
DIRECT CASH CREDITS

Item	Remarks	Fund/SF	Organization	Account	Proj/Grant/ Cost Ctr/WO	Yr	Loc	Task	Dept Specific	Fixed Asset No	Trans ID	Revenue Source	Amount
1	<i>Bank abandon in place</i>	10100	20310	42412		7							400.00
2													.
3													.
4													.
5													.
											SUBTOTAL	400.00	

Auxiliary Receipt Reference # *Att 961*

Explanation: *3815 Broadway*

ACCOUNTS RECEIVABLES

Item	Description	Customer Number	Invoice Number	Amount
1				.
2				.
3				.
4				.
5				.
			SUBTOTAL	.
			TOTAL	400.00

Fire Prevention
Department Collecting the Cash
Helena Clemens 5.2.97
Received by

Received by: _____ Entered by: _____
Treasury Section
RRCC or Grant Fiscal Affairs

PEARSON EQUIPMENT & MAINTENANCE CO.

Complete Service Station Maintenance and Equipment

License # 630936

#4287

WALT DOPPER
Customer's Order No.

Terms: Net 15 days.

Office
18305 Lake Chabot Road
Castro Valley, CA 94546
(510) 889-7888

Warehouse
614 West Julian Street
San Jose, CA 95126
(408) 293-4359

Date 4-4-97

to CLEANTECA MACHINERY
338 No. CANAL ST., SUITE 26
S. SAN FRANCISCO, CA 94080

Ship to SAME
3816 BROADWAY
OAKLAND, CA.

Description	Unit Price	Amount	Disc.	Net Amount
PUMP OUT, TRANSPORT AND DISPOSE OF DIESEL FUEL AND WATER FROM UNDERGROUND FUEL TANK.				
5 GAL. WASTE FUEL (DIESEL)	50/GAL			92.50
1 GAL. WASTE WATER w/ DIESEL FUEL	1.85/GAL.			499.50
NOTICE				
Under the Mechanic's Lien Law, California Code of Civil Procedure Section 1181 et seq, any contractor, sub-contractor, laborer, supplier or other person who helps to improve your property and is not paid for his services that are a debt to you or your property could be paid by the court online and the proceeds of the sale used in satisfy indebtedness. It will happen even if you have paid your own contractor or sub-contractor, laborer, or supplier remains unpaid.				
<u>SUPPLY LABOR & SCHEDULING</u>				75.00

YOUR INVOICE	Cash	Resale	Net Amount	667.00
	Charge		Sales Tax	
	Taxable		Total	667.00

THANK YOU *Jack*

1 1/2% charged monthly beyond 30 days

CLEANTECH MACHINERY, INC.

338 1/2 CANAL STREET, STE 10
SUN SAN #109000000 CA 94000
PH 415-589-3877

Empty rectangular box at the top right of the page.

AMOUNT OF

Handwritten check information including "Amount for the order of" and "Pay to the order of".

GLENNDALE FEDERAL BANK FSB
WALNUT CREEK OFFICE #588 WALNUT CREEK, CA 94598

Martha R. Depper

⑆001224⑆ ⑆12227009900948701164⑆

Check # 97-0163, dated 6/1/97, for \$1127.00, payable to H K L. Issued by Home Savings of America FSB.

Check # 1037, dated 9/12/97, for \$2415.00, payable to Penco. Issued by Home Savings of America FSB.

Check # 1038, dated 9/18/97, for \$24,651.00, payable to Penco. Issued by Home Savings of America FSB.

GeoSolv, LLC

Environmental and Hydrogeologic Consulting
643 Oregon Street, Sonoma, CA 95476
Phone: (707) 996-4227 Fax: (707) 796-7882

We Don't Just Work on Your Environmental Problems. We Solve Them!



February 3, 1998

Mr. Stuart Depper
Cleantech Machinery Company
338 N. Canal Street, Suite 26
South San Francisco, CA 94080
(650) 589-3677 Phone
(650) 589-3679 Fax
(650) 985-3762 Pager

(510) 300-3872 Pager [Stuart Depper]
(510) 254-4049 Phone [Robert Depper]

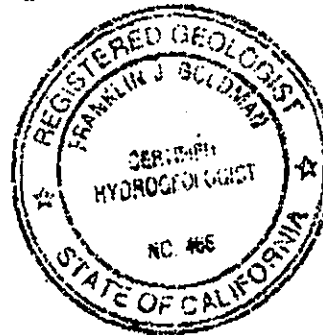
SUBJECT: SUMMARY OF INVOICES FOR ENVIRONMENTAL SERVICES PERFORMED FOR
THE: Former Glovator Lim/The Leather Cleaners site at:
3815 BROADWAY, OAKLAND, CA 94611

Dear Mr. Depper:

I appreciate your very timely payments for the services provided to date. ~~\$ 21,134.00~~
has been paid for subsurface hydrogeologic environmental investigation of the above
site including professional services, drilling and laboratory fees, post investigation
groundwater monitoring, computer drafting, travel, mailings, and other regulatory
fees. A detailed receipt is forthcoming.

Sincerely,

Franklin J. Goldman, CEO/GeoSolv, LLC
State Registered Geologist No. 4657
State Certified Hydrogeologist No. 466



Environmental

REMITTANCE ADVICE

RECORD OF PAYMENT OR EMPLOYEE PAY STATEMENT

DATE	TO THE ORDER OF	GROSS	INCOME TAX	SOCIAL SECURITY	MEDI-CARE	STATE TAX	SDI	CHECK NUMBER	NET AMOUNT
								2173	\$ 1776 ⁰⁰

Lois M. Lee
643 Oregon St.
Livermore, Ca 94550

PAY PERIOD FROM _____ TO _____
RATE OF PAY *See Dept*
NON-NEGOTIABLE

BESSM FAMILY LIMITED PARTNERSHIP
338 NORTH CANAL, #26
SOUTH SAN FRANCISCO, CA 94080

90-7005/3222
5558203227

1010

DATE 11/14/91

PAY TO THE ORDER OF

Levine - Farkie

\$ 889⁰⁰

Exp. 1. Howard & Blythe - wife

DOLLARS

GRENDALE FEDERAL BANK
WALLEN CREEK OFFICE #556
42 COUNTRY ROAD
WALTON CREEK, CALIF. 94598
1-800-669-6700

6816.00

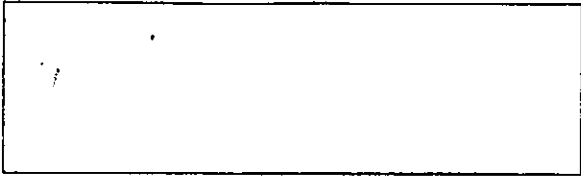
MEMO

Cont. RETAINER

[Signature]

⑆322270055⑆5588203227⑆1010

⑆0000088900⑆



REMITTANCE ADVICE

CARD OF PAYMENT OR EMPLOYEE PAY STATEMENT

DATE	TO THE ORDER OF	GROSS	INCOME TAX	SOCIAL SECURITY	MEDI-CARE	STATE TAX	SDI	CHECK NUMBER	NET AMOUNT
	<i>Subtronic Corp</i>	<i>2000105284 - On July</i>						<i>3630</i>	<i>\$ 50.00</i>
		DESCRIPTION							

6/19
2792 Quail Point Dr
San Francisco, CA 94520

PAY PERIOD FROM _____ TO _____

RATE OF PAY _____

Stu Depper
NON-NEGOTIABLE

Mr. Stu Depper
 Stu Depper

3815 Broadway
 Oakland, CA

Date	Description	Unit	Rate	Subtotal
11-04-99	Investigate UST at 3820 Manila, Oakland	1.00	300.00	300.00
	as per Site Record #5175			0.00
	Report enclosed with invoice.	1.00	50.00	50.00
				0.00
	Paid with check #3550.	1.00	-300.00	-300.00
Amount Due				50.00

WE THANK YOU FOR USING OUR SERVICES.
 Our Payment Terms are 20 days net from date of invoice.
 Past Due Amounts Will Be Charged At 1.5% Monthly Interest Charge (18% Annual)
 Tax ID Code 770020672

call

BAGS & BARRELS

1737 Addison Way
HAYWARD, CA 94544
Phone (510) 732-1333
FAX (510) 732-1329

NAME Klarentex DATE 11/25/97
 ADDRESS _____
 PHONE _____

SOLD BY	CASH	C.O.D.	CHARGE	ON ACCT.	MOSE. RETD.	QTY.	DESCRIPTION	AMOUNT	
							Paper Bags		
							Poly Bags	240.00	
							Burlap Bags	80.00	
						3	Steel Drum 85 gal recand.		
						3	Poly Drum 55 gal 17H	225.00	
							Fiber Drum UN 1A2/Y1.2/KO	75.00	
								315.00	
								TAX	25.99
								TOTAL	340.99

PAID
check
#1767

2744

THANK YOU

All claims and returned goods MUST be accompanied by this bill.

will call
COD

BAGS & BARRELS

1737 Addison Way
HAYWARD, CA 94544
Phone (510) 732-1333
FAX (510) 732-1329

NAME CleanTech Munnery Inc. DATE 12/1/97
 ADDRESS _____
 PHONE _____

SOLD BY	CASH	C.O.D.	CHARGE	ON ACCT.	MOSE. RETD.	QTY.	DESCRIPTION	AMOUNT	
							Paper Bags		
							Poly Bags		
							Burlap Bags	80.00	
						3	Steel Drum 85 gal recand.	240.00	
						3	Poly Drum 55 gal 17H	225.00	
							Fiber Drum UN 1A2/Y1.2/KO	75.00	
								315.00	
								TAX	25.99
								TOTAL	373.46

2806

THANK YOU

All claims and returned goods MUST be accompanied by this bill.

DEVINCENZI TRUCKING INC.

I.C.C. #MC-6096 P.U.C. T-156385 CUSTOM HOUSE LICENSE #61

PRO. NO.
17102

1. POINT OF ORIGIN OAKLAND	DATE 12/11/97	SHIPPER'S NO. 0041
2. CONSIGNEE SWANSON'S CLEANERS 2121 ARDEN WAY SACRAMENTO, CA.	3. ORIGIN OR BY'D CARRIER - PRO NO. AND DATE	
4. SHIPPER THE GLOVATORIUM C/O CLEANTECH MACHINERY 338 NORTH CANAL #26 SO SF CA. 94080	5. ADVANCE CARRIER	DEV.
	BY'D CARRIER	P.O. NO.

NO. PKGS.	DESCRIPTION OF ARTICLES	WEIGHT	RATE	FREIGHT	PRE-PAID	COLLECT
	17 BARRELS NOFCOL SPONGING COMPOUNDS LEATHER FINISHING NOI 1301 **FLAMMABLE LIQUID **					
	3500 BILLED AS					
	5000	423		211.50		
	FUEL SC			10.58		
	LIFTGATE.....			35.00	257.08	TTL

ACCEPTANCE OF THIS SHIPMENT CONSTITUTES AN OBLIGATION TO PAY COLLECT CHARGES IF SO BILLED. PLEASE RETURN ONE COPY WITH REMITTANCE.

CALL TO: MISC C	DRIVER SIGNATURE AND DATE <i>64</i>	UNDER I.C.C. AND P.U.C. RULINGS ALL BILLS ARE DUE AND PAYABLE WITHIN 7 DAYS.	RECEIVED IN GOOD CONDITION BY X SIGNATURE IN FULL AND DATE
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