

ALAMEDA COUNTY  
HEALTH CARE SERVICES

AGENCY

DAVID J. KEARS, Agency Director



ENVIRONMENTAL HEALTH SERVICES  
ENVIRONMENTAL PROTECTION  
1131 Harbor Bay Parkway, Suite 250  
Alameda, CA 94502-6577  
(510) 567-6700  
FAX (510) 337-9335

## NOTICE OF VIOLATION

July 28, 2009

KEVIN KEEGEN  
SPECIALTY FOODS CORP  
520 LAKE COOK RD STE 550  
DEERFIELD IL 60015

PAUL PHILLIPS  
JEFFRIES & CO  
11100 SANTA MONICA  
BLVD 10FL  
LOS ANGELES CA 90025

LARRY STRAIN  
ANDRE BOUDINE BAKERIES  
132 HAWTHORNE ST  
SAN FRANCISCO CA 94107

SCOTT ATTHOWE  
SCOTT C ATTHOWE TRUST  
3924 MARKET ST  
OAKLAND CA 94608-3828

Subject: Fuel Leak Case No. RO0000490 and Geotracker Global ID T0600101187, SAN FRANCISCO FRENCH BREAD, 3924 MARKET ST, Oakland CA 94607

Dear Responsible Party(ies):

On July 3, 2008, Alameda County Environmental Health (ACEH) sent a correspondence to you identifying that your site, SAN FRANCISCO FRENCH BREAD, located at 3924 MARKET ST, Oakland CA 94607 has not been claimed in the State Water Resources Control Board's (SWRCB) GeoTracker database. It was further stated that the site must be claimed by August 15, 2008 in order to remain in compliance. A review of the case file and the State's GeoTracker database indicate that the site still has not been "claimed," and your site is out of compliance with directives from this agency. Pursuant to California Code of Regulations, Title 23, Division 3, Chapter 30, Articles 1 and 2, Sections 3893, 3894, and 3895, you are required to claim your site and subsequently electronically transmit reports and other site data, as required.

In order to regain compliance, please claim the site ([www.geotracker.waterboards.ca.gov](http://www.geotracker.waterboards.ca.gov)) and submit verification to ACEH by **August 10, 2009**. Failure to claim the site by the due date specified above may result in referral and possible enforcement action by the District Attorney and/or ineligibility for reimbursement of corrective action costs incurred at the site from the Underground Storage Tank Clean-up Fund. Pursuant to Chapter 6.7, California Health and Safety code, civil penalties up to \$10,000 for each UST for each day of violation may be imposed. Once removed from the Clean-up Fund, the costs associated with the subsurface investigation and/or cleanup work that may be required at your site will not be reimbursed. Please note that civil penalties for non-compliance are assessed from the original due date (August 15, 2008).

If you have any questions, please call me at (510) 777-2478 or send me an electronic mail message at [paresk.khatri@acgov.org](mailto:paresk.khatri@acgov.org).

Responsible Party(ies)  
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Sincerely,



Paresh C. Khatri  
Hazardous Materials Specialist

cc: Leroy Griffin, Oakland Fire Department, 250 Frank H. Ogawa Plaza, Ste. 3341, Oakland, CA 94612-2032 (Sent via E-mail to: [lgriffin@oaklandnet.com](mailto:lgriffin@oaklandnet.com))  
Donna Drogos, ACEH (Sent via E-mail to: [donna.drogos@acgov.org](mailto:donna.drogos@acgov.org))  
Paresh Khatri, ACEH (Sent via E-mail to: [paresh.khatri@acgov.org](mailto:paresh.khatri@acgov.org))  
Geotracker, File