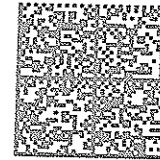
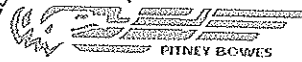




ALAMEDA COUNTY  
 HEALTH CARE SERVICES AGENCY  
 Environmental Health Services  
 1131 Harbor Bay Parkway, Suite 250  
 Alameda, CA 94502-6577



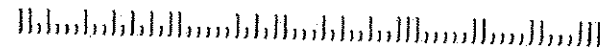
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 UNABLE TO FORWARD

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 94502@6540



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

**NOTICE OF VIOLATION**

February 28, 2011

Jack Sumski  
818 5<sup>th</sup> Avenue, Suite 209  
San Rafael, CA 94901

Jose and Nelly Castellanos  
2191 Valleywood Drive  
San Bruno, CA 94066

Subject: Pending Recommendation to Remove From Future USTCF Eligibility; Fuel Leak Case No. RO0000172 and GeoTracker Global ID T06019762689, Walt's Transmission, 1723 Fruitvale Avenue, Oakland, CA 94601

Dear Mr. Sumski and Mr. and Ms. Castellanos:

On July 3, 2008 Alameda County Environmental Health (ACEH) staff issued a letter requesting that the site be claimed in the State Water Resource Control Board's (SWRCBs) Geotracker database. On July 24, 2009, a Notice of Violation was issued by ACEH because the site had not been claimed in the SWRCBs Geotracker database. On January 30, 2009, ACEH sent a directive letter requesting that you prepare a Site Conceptual Model to address the technical comments in the directive letter. Each letter contained deadlines that have not been met.

A recent review of the case file and the State's GeoTracker database indicate that the site still has not been claimed. Your site is out of compliance with directives from this agency. This letter is an additional attempt to preclude further enforcement actions. 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 transmit electronic reports and other site data.

Based on the documented inaction ACEH will recommend on March 31, 2011 that the Underground Storage Tank Cleanup Fund (Fund) remove the subject site from the Fund, and thus eligibility for all investigation and cleanup cost reimbursement. Once removed the costs associated with all current or future subsurface investigations and / or cleanup work that may be required at your site will not be reimbursed.

In order to regain compliance, please claim the site and submit the documents to GeoTracker and ACEH's FTP server by the dates specified below. Failure to submit the documents may additionally result in referral and possible enforcement action by the District Attorney.

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. Please note that civil penalties for non-compliance are assessed from the original due date (August 15, 2008).