

APR 17 2003
Mailed Out

FILE COPY

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED
(#7002 0460 0002 3637 8046)

April 15, 2003

03-507C&E CAB

Ms. Georgette Silva
President
Pineridge Farms, Inc.
611 Middle Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

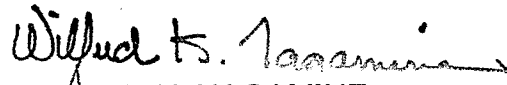
The Department of Health, Clean Air Branch, conducted an annual inspection on March 10 and 13, 2003 of your crushing and screening plant. Violations of Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and Temporary Covered Source Permit (CSP) No. 0507-01-CT were noted when you failed to submit the semi-annual monitoring report for the period of April - June 2002, as required by Attachment II, Special Condition E.4. of the CSP.

The Department of Health has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the Department of Health has decided not to seek sanctions against you at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,


WILFRED K. NAGAMINE
Manager, Clean Air Branch

JY:rkb
Enclosure

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Katherine L. Hendricks, Supervisor, Clean Air Branch
Nolan Hirai, Supervisor, Clean Air Branch

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED
(#7002 3150 0004 5563 7105)

Mailed Out APR 11 2005
FILE COPY

April 8, 2005

05-313C&E CAB

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

The Department of Health, Clean Air Branch (DOH), conducted an annual inspection on your facility on March 18, 2005. Violations of HRS §342B-11, HAR §11-60.1-2, and the following Condition of the Temporary Covered Source Permit (CSP) 0524-01-CT was noted:

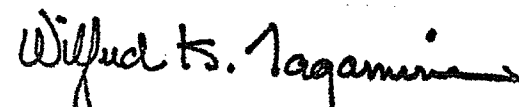
Attachment II, Section D, Special Condition 3: Monthly Visible Emissions observations were not performed during the months of July and September 2004 for the diesel engine and crusher plant.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against you at this time, it reserves the right to do so if further violations are noted.

Unannounced follow up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,



WILFRED K. NAGAMINE
Manager, Clean Air Branch

JY:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii

APR 22 2005
Mailed Out

FILE COPY

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED
(#7002 3150 0004 5563 7280)

April 20, 2005

05-343C&E CAB

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: 195 TPH BL-Pegson Jaw Crusher, Model Metro Trak
Covered Source Permit (CSP) No. 0507-01-CT

The Department of Health, Clean Air Branch (DOH), conducted an annual inspection of your facility on March 17, 2005. A violation of the Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and the following Condition of the Temporary CSP No. 0507-01-CT was noted:

Attachment II, Special Condition D.3: Monthly Visible Emissions observations were not performed during the months of August and September 2004 for the BL-Pegson Jaw Crusher, model Metro Trak.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against you at this time, it reserves the right to do so if further violations are noted.

Unannounced follow up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,


WILFRED K. NAGAMINE
Manager, Clean Air Branch

JY:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii

APR 10 2006
Mailed Out

FILE COPY

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED
(#7005 25870 0000 6897 1948)

06-296C&E CAB

April 5, 2006

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: Informal Notice of Violation
400 TPH Crushing and Screening Plant
Temporary Covered Source Permit (CSP) No. 0507-01-CT

The Department of Health, Clean Air Branch (DOH), conducted an annual inspection on your facility on March 9, 2006. A violation of the Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and the following condition of the Temporary CSP was noted:

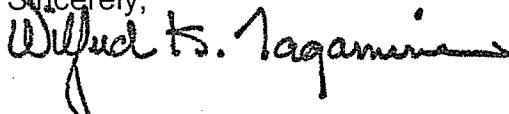
Attachment II, Special Conditions, Section D.3.a. & b.: Monthly Visible Emissions was not recorded for the month of February 2005 for the 400 TPH BL-Pegson Tracked Impactor, model no. 4242 SR and Caterpillar 300 HP diesel engine, model no. C-9 DITA.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against your company at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,



WILFRED K. NAGAMINE
Manager, Clean Air Branch

JY:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Nolan Hirai, Supervisor, Clean Air Branch

APR 11 2006

Mailed Out _____

FILE COPY

**CERTIFIED MAIL -
RETURN RECEIPT REQUESTED**
(#7005 2570 0000 6897 1962)

06-297C&E CAB

April 10, 2006

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: Informal Notice of Violation
295 TPH Crushing Plant
Temporary Covered Source Permit (CSP) No. 0524-01-CT

The Department of Health, Clean Air Branch (DOH), conducted an annual inspection of your facility on March 9, 2006. A violation of Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and the following condition of the Temporary CSP was noted:

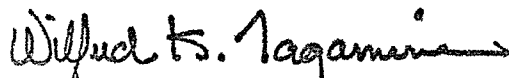
Attachment II, Special Condition D.3: Monthly Visible Emissions observations were not performed during the month of April 2005 on the Caterpillar 30 HP diesel engine, model no. 3306B DITA.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against your company at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,



WILFRED K. NAGAMINE
Manager, Clean Air Branch

JY:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Nolan Hirai, Supervisor, Clean Air Branch

FILE COPY

**CERTIFIED MAIL-
RETURN RECEIPT REQUESTED**
(#7004 2510 0003 5607 5791)

May 25, 2007

07-457C&E CAB

Ms. Geogette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: Informal Notice of Violation
Standard Conditions
Temporary Covered Source Permit (CSP) No. 0613-01-CT

The Department of Health, Clean Air Branch (DOH), conducted an investigation on May 16, 2007 at the Manana Naval Housing site located in Pearl City, Hawaii. During the investigation, a violation of the Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules (HAR) §11-60.1-2 and the CSP was noted:

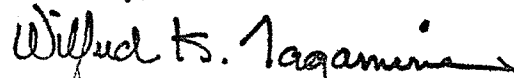
Attachment I, Standard Condition 2: A copy of the temporary CSP for the Pegson Crusher was not maintained at or near the site.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against your company at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Timothy Carvalho of my staff at 586-4200.

Sincerely,



WILFRED K. NAGAMINE
Manager, Clean Air Branch

TC:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Nolan Hirai, Supervisor, Clean Air Branch

DEC 13 2007
Mailed Out
FILE COPY

**CERTIFIED MAIL -
RETURN RECEIPT REQUESTED**
(#7006 2760 0000 0302 6719)

07-1155C&E CAB
07-INF-049

December 12, 2007

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: Informal Notice of Violation
One (1) 280 TPH Portable Rock Crushing Plant
with One (1) 335 hp Diesel Engine
Temporary Covered Source Permit (CSP) No. 0613-01-CT

The Department of Health, Clean Air Branch (DOH), conducted a records review on November 27, 2007 of your facility. A violation of Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and the following condition of the CSP was noted:

Attachment II, Section E, Special Condition 4: Failure to submit the semi-annual monitoring report for operations from January 1, 2007 to June 30, 2007 within (60) days after the end of the semi-annual period.

Please submit the required semi-annual monitoring report to the DOH within 30 days after the receipt of this letter. Failure to do so will result in further action, which may include permit suspension, and the imposition of civil and administrative fines of not more than \$25,000 per day per violation.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against your company at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,

W. K. Nagamine
FOR **WILFRED K. NAGAMINE**
Manager, Clean Air Branch

JY:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Nolan Hirai, Supervisor, Clean Air Branch

DEC 14 2007

Mailed Out

FILE COPY

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED
(#7006 2760 0000 0302 6733)

07-1162C&E CAB
07-INF-047

December 13, 2007

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: Informal Notice of Violation
Temporary Covered Source Permit (CSP) No. 0507-01-CT

The Department of Health, Clean Air Branch (DOH), conducted a records review on November 27, 2007 of your facility. A violation of Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and the following condition of the CSP was noted:

Attachment II, Section E, Special Condition 4: Failure to submit the semi-annual monitoring report for operations from January 1, 2007 to June 30, 2007 within (60) days after the end of the semi-annual period.

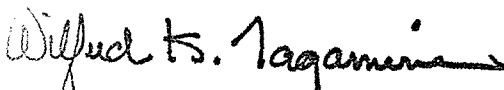
Please submit the required semi-annual monitoring report to the DOH within 30 days after the receipt of this letter. Failure to do so will result in further action, which may include permit suspension, and the imposition of civil and administrative fines of not more than \$25,000 per day per violation.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against your company at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,



WILFRED K. NAGAMINE
Manager, Clean Air Branch

JY:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Nolan Hirai, Supervisor, Clean Air Branch

DEC 14 2007
Mailed Out

FILE COPY

**CERTIFIED MAIL -
RETURN RECEIPT REQUESTED**
(#7006 2760 0000 0302 6740)

07-1163C&E CAB
07-INF-048

December 13, 2007

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: Informal Notice of Violation
Temporary Covered Source Permit (CSP) No. 0524-01-CT

The Department of Health, Clean Air Branch (DOH), conducted a records review on November 27, 2007 of your facility. A violation of Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and the following condition of the CSP was noted:

Attachment II, Section E, Special Condition 4: Failure to submit the semi-annual monitoring report for operations from January 1, 2007 to June 30, 2007 within (60) days after the end of the semi-annual period.

Please submit the required semi-annual monitoring report to the DOH within 30 days after the receipt of this letter. Failure to do so will result in further action, which may include permit suspension, and the imposition of civil and administrative fines of not more than \$25,000 per day per violation.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against your company at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,


WILFRED K. NAGAMINE
Manager, Clean Air Branch

JY:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Nolan Hirai, Supervisor, Clean Air Branch

Mailed Out

JUN 12 2008

FILE COPY

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED
(#7006 2760 0000 0302 6146)

08-512C&E CAB
08-INF-043

June 9, 2008

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: Informal Notice of Violation
One (1) 280 TPH Portable Rock Crushing Plant
Covered Source Permit (CSP) No. 0613-01-CT

The Department of Health, Clean Air Branch (DOH), conducted an inspection on March 6, 2008 of your facility. Violations of the Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and the following conditions of the CSP were noted:

1. Attachment II, Section D.4.c: Permittee failed to conduct the annual Visible Emissions observations of the diesel engine by a certified reader for calendar year 2007.
2. Attachment II, Section F.1: Permittee failed to conduct the performance test of the crushing plant for calendar year 2007.

The DOH has elected to serve you with this informal written notice that violations have occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against your company at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that the corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Mr. Jensen Yoshimoto of my staff at 586-4200.

Sincerely,

WILFRED K. NAGAMINE
Manager, Clean Air Branch

JY:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Nolan Hirai, Supervisor, Clean Air Branch

Mailed Out MAR 17 2009

FILE COPY

CERTIFIED MAIL -
RETURN RECEIPT REQUESTED
(#7008 0150 0003 8278 4081)

09-199C&E CAB
09-INF-006

March 11, 2009

Ms. Georgette Silva
President
Pineridge Farms, Inc.
855 Umi Street
Honolulu, Hawaii 96819

Dear Ms. Silva:

SUBJECT: Informal Notice of Violation
One (1) 200 TPH Powerscreen Trommel Screener with 174 HP Caterpillar
Diesel Engine
Temporary Noncovered Source Permit (NSP) No. 0687-01-NT

The Department of Health, Clean Air Branch (DOH), conducted an inspection and records review on February 20, 2009, of your facility located at West Oahu Aggregate on Laulaulei Naval Road in Nanakuli, Oahu. A violation of Hawaii Revised Statutes §342B-11, Hawaii Administrative Rules §11-60.1-2, and the following conditions of the NSP was noted:

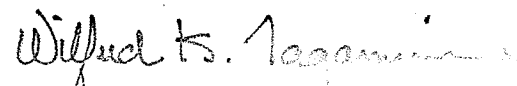
Attachment II, Section D, Special Condition 1: Failed to notify the DOH of anticipated and actual dates of initial start-up.

The DOH has elected to serve you with this informal written notice that a violation has occurred rather than pursuing its other remedies which may include administrative, civil, or criminal penalties. Although the DOH has decided not to seek sanctions against your company at this time, it reserves the right to do so if further violations are noted.

Unannounced follow-up investigations may be conducted in the future, and civil and administrative fines may be imposed in an amount of not more than \$25,000 per day per violation. Accordingly, you should ensure that corrective action has been or will be taken as soon as possible.

If there are any questions, please contact Ms. Julia Kanagy of my staff at 586-4200.

Sincerely,

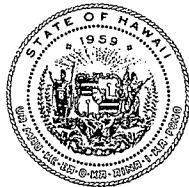


WILFRED K. NAGAMINE
Manager, Clean Air Branch

JK:rkb

c: William Cooper, Deputy Attorney General, State of Hawaii
bc: Nolan Hirai, Supervisor, Clean Air Branch

LINDA LINGLE
GOVERNOR OF HAWAII



CHIYOME L. FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH

P.O. Box 3378
HONOLULU, HAWAII 96801-3378

In reply, please refer to:
File:

NOTICE OF VIOLATION AND EXPEDITED ADMINISTRATIVE
SETTLEMENT AGREEMENT AND ORDER

PART I - NOTICE OF VIOLATION AND SETTLEMENT PENALTIES:

On this day, March 18, 2005 at this Site:

Pineridge Farms, Inc.

Located at: Marine Corps Base Hawaii, Kaneohe, Hawaii 96744

Mailing Address: 611 Middle Street, Honolulu, Hawaii 96819

An authorized employee of the Department of Health, Clean Air Branch (DOH), inspected this incident to determine compliance with air pollution control rules pursuant to Hawaii Revised Statutes ("HRS"), §342B, and Hawaii Administrative Rules ("HAR"), §11-60.1-192. The following violation was confirmed:

HAR §11-60.1- 91 (h)

Settlement: \$ 500.00

Violation: On March 18, 2005, a DOH investigator conducted an inspection of the Ewa Gentry, Area 34 site. During the March 18, 2005 inspection, the DOH agent determined that the 600 TPH Powergrid Powerscreen Model Mk III, serial number 72 12 816 permitted under Temporary Covered Source Permit (CSP) No. 0507-01-CT had been removed from the site. A subsequent investigation conducted later that day at the Marine Corps Base Hawaii site noted that the 600 TPH Powergrid Powerscreen was relocated to the site. Violations of HAR §11-60.1-91(h) and CSP No. 0507-01-CT, Attachment II, Section G, Special Condition 1 were noted when it was determined that the 600 TPH Powergrid Powerscreen was relocated to the Marine Corps Base Hawaii site without prior written approval from the DOH.

PROPOSED TOTAL SETTLEMENT AMOUNT:

\$ 500.00

I have personally confirmed the above violation.

Jensen Yoshimoto
Jensen Yoshimoto, Authorized DOH Employee

Date: 4/8/05

RECEIPT:

I hereby acknowledge receipt of this Notice of Violation, the Expedited Settlement Agreement and Order and Instructions, and a copy of the applicable sections of HAR §11-60.1 being violated.

Georgette Silva
Signature of Owner, Operator or On-site Representative

Date: 4/18/05

Georgette Silva
Print Name

Title: President

FIELD CITATION NO: FC-05-2

ND 2768

PART II - EXPEDITED SETTLEMENT AGREEMENT AND ORDER:

This expedited Settlement Agreement and Order is not effective until signed both by the owner or operator and by an authorized DOH employee. By signing this Expedited Settlement Agreement and Order, the owner or operator agrees not to challenge the issuance of the Notice of Violation and Order included herein and accepts the Expedited Settlement Agreement and Order. The owner or operator shall sign the Expedited Settlement Agreement and Order first, and return it to DOH as provided in the instructions attached to this Expedited Settlement Agreement and Order. Subsequent signature by DOH constitutes acceptance of the Expedited Settlement Agreement and Order by DOH. Acceptance and signature by DOH is in the sole discretion of the director or the director's authorized representative. If for whatever reason the DOH fails to accept this Expedited Settlement Agreement and Order, the Expedited Settlement Agreement and Order shall be null and void, and none of the terms and conditions of the Expedited Settlement Agreement and Order shall apply to, or be binding on, either the DOH or the Owner or Operator.

If this Expedited Settlement Agreement and Order is not signed by the owner or operator and by DOH, DOH reserves the right to: (1) issue a Notice and Finding of Violation for any and/or all of the violations described in Part I of this document, and (2) Order the payment of a penalty higher than the amount(s) indicated as settlement amount(s) in Part I of this document. The owner or operator may request a hearing within twenty days of the receipt of the Notice and Finding of Violation. At a hearing the owner or operator may seek to avoid any penalty, and the DOH may seek a maximum penalty not to exceed Twenty Five Thousand Dollars (\$25,000.00) per day per violation. Any actual penalty will ultimately be decided by the Director of Health. Any hearing will follow Chapters 91 and 342B of the Hawaii Revised Statutes, and the Department of Health Rules of Practice and Procedure. If you have any questions, or If, due to disability or language barriers, you have difficulty responding to this Expedited Settlement Agreement and Order, call the Clean Air Branch at (808) 586-4200.

EXPEDITED SETTLEMENT AGREEMENT:

To expedite the settlement of the violations described in the Notice of Violation found herein, DOH AND THE OWNER OR OPERATOR HEREBY ENTER INTO THIS EXPEDITED SETTLEMENT AGREEMENT WHICH IS BINDING ON THE DOH AND THE OWNER OR OPERATOR SIGNING BELOW, SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS.

1. This Expedited Settlement Agreement is binding on the DOH and the Owner or Operator signing below, only if this Expedited Settlement Agreement and Order receives final approval from the DOH.
2. The Owner or Operator must sign below and accept the Expedited Settlement Agreement and Order within TWENTY (20) days of the issuance of this citation.
3. The Owner or Operator signing below hereby certifies, subject to civil and criminal penalties for making a false submission to the state, that the Owner or Operator has corrected the violation(s).
4. The Owner or Operator has presented to DOH, with this Expedited Settlement Agreement and Order, a check or money order to pay the full amount of settlement specified in the Notice of Violation, and in accordance with the instructions included with the Notice of Violation and Expedited Settlement Agreement and Order.
5. The Owner or Operator signing below waives any objections to:
 - A). DOH's jurisdiction with respect to this Notice of Violation and Expedited Settlement Agreement and Order,
 - B). The facts and nature of the violations,
 - C). The amount of violations, and
 - D). The settlement amounts.
6. The Owner or Operator signing below waives the right to a hearing pursuant to HRS, chapter 91.
7. The Owner or Operator signing below waives any and all other challenges to the Notice of Violation.
8. The Owner or Operator signing below has read the Order noted and attached below and accepts and incorporates said Order into this Expedited Settlement Agreement.
9. The Owner or Operator signing below hereby consents to the DOH's final approval of this Expedited Settlement Agreement and Order without further notice.
10. Upon DOH's final approval of this Expedited Settlement Agreement and Order, DOH shall take no further action against the Owner or Operator for the violations described in this Notice of Violation.
11. DOH does not waive any enforcement action by the state for any past, present, or future violations of the state air pollution control rules not described in the Notice of Violation. Further, this shall not be construed as a waiver of any violations under any other statute or rule.
12. This Expedited Settlement Agreement and Order is effective upon the director's final approval.
13. Final approval of this Expedited Settlement Agreement and Order is in the sole discretion of the director or the director's authorized representative. If for whatever reason the DOH fails to approve this proposed Expedited Settlement Agreement and Order, then the proposed Expedited Settlement Agreement and Order shall be null and void, and none of the terms and conditions of the proposed Expedited Settlement Agreement and Order shall apply to, or be binding on, either the DOH or the Owner or Operator.

ORDER:

Pursuant to HRS §342B, the DOH FINDS that the owner or operator signing below is in violation of the air pollution control rules as described in the foregoing Notice of Violation, and ORDERS the owner or operator signing below, within twenty (20) days of the issuance of this field citation, to correct the violations and pay a settlement in the amounts described in the Notice of Violation.

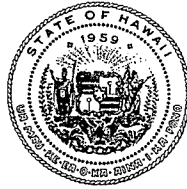
SIGNATURE BY OWNER OR OPERATOR:

Name: Georgette Silva Title: President
 Signature: Georgette Silva Date: 4/18/05
 Address: 855 Umi St. Honolulu HI 96819

FINAL APPROVAL BY DOH:

Name: WILFRED K. NAGAMINE Title: Manager, Clean Air Branch
 Signature: Wilfred K. Nagamine Date: MAY 20 2005

LINDA LINGLE
GOVERNOR OF HAWAII



STATE OF HAWAII
DEPARTMENT OF HEALTH
P.O. Box 3378
HONOLULU, HAWAII 96801-3378

SEP 11 2006
POST MARKED
SEP 7 2006
CHIYOME LEINAALA FUKINO, M.D.
DIRECTOR OF HEALTH

In reply, please refer to:
File:

FC-06-13

NOTICE OF VIOLATION AND EXPEDITED SETTLEMENT AGREEMENT AND ORDER

PART I - NOTICE OF VIOLATION

On this day, August 7, 2006 at 9:10 a.m. at this Site:

Old Hawaiian Cement Site

Located at: 1650 Paakea Road, Waianae, Hawaii 96792

Mailing Address: Pineridge Farms, Inc., 855 Umi Street, Honolulu, Hawaii 96819

An authorized employee of the Department of Health, Clean Air Branch (DOH), inspected this location to determine compliance with air pollution control rules pursuant to Hawaii Revised Statutes ("HRS"), §342B, and Hawaii Administrative Rules ("HAR"), §11-60.1-192. The following violation were observed:

HAR §11-60.1- 33(a) & (b)

Violation: On August 7, 2006, a Department of Health (DOH) agent conducted an inspection at the Old Hawaiian Cement site located at 1650 Paakea Road, Waianae. During the inspection, the DOH agent observed large clouds of uncontrolled fugitive dust from the demolition of the silos located along the northwest side of the property. The dust was observed crossing the west side property boundary.

PROPOSED TOTAL EXPEDITED SETTLEMENT AMOUNT: \$ 800.00

I have personally observed the above violation.

Ronald Ho
Ronald Ho, Authorized DOH Employee

Date: AUG 31 2006

RECEIPT:

I hereby acknowledge receipt of this Notice of Violation, the Expedited Settlement Agreement and Order and Instructions, and a copy of the applicable sections of HAR §11-60.1 being violated.

Georgette M. Silva
Signature of Owner, Operator or On-site Representative

Date: 9-6-06

Georgette M. Silva
Print Name

Title: President

ND2667

PART II - EXPEDITED SETTLEMENT AGREEMENT AND ORDER:

This expedited Settlement Agreement and Order is not effective until signed both by the owner or operator and by an authorized DOH employee. By signing this Expedited Settlement Agreement and Order, the owner or operator agrees not to challenge the issuance of the Notice of Violation and Order included herein and accepts the Expedited Settlement Agreement and Order. The owner or operator shall sign the Expedited Settlement Agreement and Order first, and return it to DOH as provided in the instructions attached to this Expedited Settlement Agreement and Order. Subsequent signature by DOH constitutes acceptance of the Expedited Settlement Agreement and Order by DOH. Acceptance and signature by DOH is in the sole discretion of the director or the director's authorized representative. If for whatever reason the DOH fails to accept this Expedited Settlement Agreement and Order, the Expedited Settlement Agreement and Order shall be null and void, and none of the terms and conditions of the Expedited Settlement Agreement and Order shall apply to, or be binding on, either the DOH or the Owner or Operator.

If this Expedited Settlement Agreement and Order is not signed by the owner or operator and by DOH, DOH reserves the right to: (1) issue a Notice and Finding of Violation for any and/or all of the violations described in Part I of this document, and (2) Order the payment of a penalty higher than the amount(s) indicated as settlement amount(s) in Part I of this document. The owner or operator may request a hearing within twenty days of the receipt of the Notice and Finding of Violation. At a hearing the owner or operator may seek to avoid any penalty, and the DOH may seek a maximum penalty not to exceed Ten Thousand Dollars (\$10,000.00) per day for each Hawaii Administrative Rules §11-60.1-52(a) violation and not to exceed Twenty Five Thousand Dollars (\$25,000.00) per day for any other violations. Any actual penalty will ultimately be decided by the Director of Health. Any hearing will follow Chapters 91 and 342B of the Hawaii Revised Statutes, and the Department of Health Rules of Practice & Procedure. If you have any questions, or if, due to disability or language barriers, you have difficulty responding to this Expedited Settlement Agreement and Order, call the Clean Air Branch at (808) 586-4200.

EXPEDITED SETTLEMENT AGREEMENT:

To expedite the settlement of the violations described in the Notice of Violation found herein, DOH AND THE OWNER OR OPERATOR HEREBY ENTER INTO THIS EXPEDITED SETTLEMENT AGREEMENT WHICH IS BINDING ON THE DOH AND THE OWNER OR OPERATOR SIGNING BELOW, SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS.

1. This Expedited Settlement Agreement is binding on the DOH and the Owner or Operator signing below, only if this Expedited Settlement Agreement and Order receives final approval from the DOH.
2. The Owner or Operator must sign below and accept the Expedited Settlement Agreement and Order within TWENTY (20) days of the issuance of this citation.
3. The Owner or Operator signing below hereby certifies, subject to civil and criminal penalties for making a false submission to the state, that the Owner or Operator has corrected the violation(s).
4. The Owner or Operator has presented to DOH, with this Expedited Settlement Agreement and Order, a check or money order to pay the full amount of settlement specified in the Notice of Violation, and in accordance with the instructions included with the Notice of Violation and Expedited Settlement Agreement and Order.
5. The Owner or Operator signing below waives any objections to:
 - A) DOH's jurisdiction with respect to this Notice of Violation and Expedited Settlement Agreement and Order,
 - B) The facts and nature of the violations,
 - C) The amount of violations, and
 - D) The settlement amounts.
6. The Owner or Operator signing below waives the right to a hearing pursuant to HRS, chapter 91.
7. The Owner or Operator signing below waives any and all other challenges to the Notice of Violation.
8. The Owner or Operator signing below has read the Order noted and attached below and accepts and incorporates said Order into this Expedited Settlement Agreement.
9. The Owner or Operator signing below hereby consents to the DOH's final approval of this Expedited Settlement Agreement and Order without further notice.
10. Upon DOH's final approval of this Expedited Settlement Agreement and Order, DOH shall take no further action against the Owner or Operator for the violations described in this Notice of Violation.
11. DOH does not waive any enforcement action by the state for any past, present, or future violations of the state air pollution control rules not described in the Notice of Violation. Further, this shall not be construed as a waiver of any violations under any other statute or rule.
12. This Expedited Settlement Agreement and Order is effective upon the director's final approval.
13. Final approval of this Expedited Settlement Agreement and Order is in the sole discretion of the director or the director's authorized representative. If for whatever reason the DOH fails to approve this proposed Expedited Settlement Agreement and Order, then the proposed Expedited Settlement Agreement and Order shall be null and void, and none of the terms and conditions of the proposed Expedited Settlement Agreement and Order shall apply to, or be binding on, either the DOH or the Owner or Operator.

ORDER:

Pursuant to HRS §342B, the DOH FINDS that the owner or operator signing below is in violation of the air pollution control rules as described in the foregoing Notice of Violation, and ORDERS the owner or operator signing below, within twenty (20) days of the issuance of this Notice of Violation, to correct the violations and pay a settlement in the amount described in the Notice of Violation and Expedited Settlement Agreement and Order.

SIGNATURE BY OWNER OR OPERATOR:

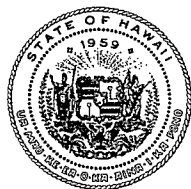
Name: Georgette M. Silva Title: President
Signature: Georgette M. Silva Date: 9-6-06
Address: 855 Umi St.

FINAL APPROVAL BY DOH:

Name: WILFRED K. NAGAMINE Title: Manager, Clean Air Branch
Signature: Wilfred K. Nagamine Date: SEP 21 2006

MD2467

LINDA LINGLE
GOVERNOR OF HAWAII



CHIYOME LEINAALA FUKINO, M.D.
DIRECTOR OF HEALTH

STATE OF HAWAII
DEPARTMENT OF HEALTH
P.O. Box 3378
HONOLULU, HAWAII 96801-3378

In reply, please refer to:
File:

FC-07-04

NOTICE OF VIOLATION AND EXPEDITED SETTLEMENT AGREEMENT AND ORDER

PART I - NOTICE OF VIOLATION

On this day, May 16, 2007 at 9:45 a.m. at this Site:

Pineridge Farms, Inc.

Located at: Manana Naval Housing, Pearl City, Hawaii

Mailing Address: Pineridge Farms, Inc., 855 Umi Street, Honolulu, HI 96819

An authorized employee of the Department of Health, Clean Air Branch (DOH), inspected this location to determine compliance with air pollution control rules pursuant to Hawaii Revised Statutes ("HRS"), §342B, and Hawaii Administrative Rules ("HAR"), §11-60.1-192. The following violation were observed:

HAR §11-60.1- 91(h)

Violation: On May 16, 2007, a DOH investigator conducted an investigation of the Manana Naval Housing site. During the May 16, 2007 investigation, the DOH agent noted that the 280 TPH Pegson Portable Crusher Model 4242SR, serial number 420125BLSR, permitted under Temporary Covered Source Permit (CSP) No. 0613-01-CT was relocated to the site. A subsequent records review noted violations of HAR §11-60.1-91(h) and CSP No. 0613-01-CT, Attachment II, Special Condition G.1 when it was determined that the 280 TPH Pegson Portable Crusher was relocated to the Manana Naval housing site without prior written approval from the DOH.

PROPOSED TOTAL EXPEDITED SETTLEMENT AMOUNT: \$ 500.00

I have personally observed the above violation.

Timothy R. Carvalho
Timothy Carvalho, Authorized DOH Employee

Date: JUN - 4 2007

RECEIPT:

I hereby acknowledge receipt of this Notice of Violation, the Expedited Settlement Agreement and Order and Instructions, and a copy of the applicable sections of HAR §11-60.1 being violated.

Georgette M. Silva
Signature of Owner, Operator or On-site Representative

Date: June 7, 2007

Georgette M. Silva

Title: President

Print Name

MD 2442

PART II - EXPEDITED SETTLEMENT AGREEMENT AND ORDER:

This expedited Settlement Agreement and Order is not effective until signed both by the owner or operator and by an authorized DOH employee. By signing this Expedited Settlement Agreement and Order, the owner or operator agrees not to challenge the issuance of the Notice of Violation and Order included herein and accepts the Expedited Settlement Agreement and Order. The owner or operator shall sign the Expedited Settlement Agreement and Order first, and return it to DOH as provided in the instructions attached to this Expedited Settlement Agreement and Order. Subsequent signature by DOH constitutes acceptance of the Expedited Settlement Agreement and Order by DOH. Acceptance and signature by DOH is in the sole discretion of the director or the director's authorized representative. If for whatever reason the DOH fails to accept this Expedited Settlement Agreement and Order, the Expedited Settlement Agreement and Order shall be null and void, and none of the terms and conditions of the Expedited Settlement Agreement and Order shall apply to, or be binding on, either the DOH or the Owner or Operator.

If this Expedited Settlement Agreement and Order is not signed by the owner or operator and by DOH, DOH reserves the right to: (1) issue a Notice and Finding of Violation for any and/or all of the violations described in Part I of this document, and (2) Order the payment of a penalty higher than the amount(s) indicated as settlement amount(s) in Part I of this document. The owner or operator may request a hearing within twenty days of the receipt of the Notice and Finding of Violation. At a hearing the owner or operator may seek to avoid any penalty, and the DOH may seek a maximum penalty not to exceed Ten Thousand Dollars (\$10,000.00) per day for each Hawaii Administrative Rules §11-60.1-52(a) violation and not to exceed Twenty Five Thousand Dollars (\$25,000.00) per day for any other violations. Any actual penalty will ultimately be decided by the Director of Health. Any hearing will follow Chapters 91 and 342B of the Hawaii Revised Statutes, and the Department of Health Rules of Practice & Procedure. If you have any questions, or if, due to disability or language barriers, you have difficulty responding to this Expedited Settlement Agreement and Order, call the Clean Air Branch at (808) 586-4200.

EXPEDITED SETTLEMENT AGREEMENT:

To expedite the settlement of the violations described in the Notice of Violation found herein, DOH AND THE OWNER OR OPERATOR HEREBY ENTER INTO THIS EXPEDITED SETTLEMENT AGREEMENT WHICH IS BINDING ON THE DOH AND THE OWNER OR OPERATOR SIGNING BELOW, SUBJECT TO THE FOLLOWING TERMS AND CONDITIONS.

1. This Expedited Settlement Agreement is binding on the DOH and the Owner or Operator signing below, only if this Expedited Settlement Agreement and Order receives final approval from the DOH.
2. The Owner or Operator must sign below and accept the Expedited Settlement Agreement and Order within TWENTY (20) days of the issuance of this citation.
3. The Owner or Operator signing below hereby certifies, subject to civil and criminal penalties for making a false submission to the state, that the Owner or Operator has corrected the violation(s).
4. The Owner or Operator has presented to DOH, with this Expedited Settlement Agreement and Order, a check or money order to pay the full amount of settlement specified in the Notice of Violation, and in accordance with the instructions included with the Notice of Violation and Expedited Settlement Agreement and Order.
5. The Owner or Operator signing below waives any objections to:
 - A) DOH's jurisdiction with respect to this Notice of Violation and Expedited Settlement Agreement and Order,
 - B) The facts and nature of the violations,
 - C) The amount of violations, and
 - D) The settlement amounts.
6. The Owner or Operator signing below waives the right to a hearing pursuant to HRS, chapter 91.
7. The Owner or Operator signing below waives any and all other challenges to the Notice of Violation.
8. The Owner or Operator signing below has read the Order noted and attached below and accepts and incorporates said Order into this Expedited Settlement Agreement.
9. The Owner or Operator signing below hereby consents to the DOH's final approval of this Expedited Settlement Agreement and Order without further notice.
10. Upon DOH's final approval of this Expedited Settlement Agreement and Order, DOH shall take no further action against the Owner or Operator for the violations described in this Notice of Violation.
11. DOH does not waive any enforcement action by the state for any past, present, or future violations of the state air pollution control rules not described in the Notice of Violation. Further, this shall not be construed as a waiver of any violations under any other statute or rule.
12. This Expedited Settlement Agreement and Order is effective upon the director's final approval.
13. Final approval of this Expedited Settlement Agreement and Order is in the sole discretion of the director or the director's authorized representative. If for whatever reason the DOH fails to approve this proposed Expedited Settlement Agreement and Order, then the proposed Expedited Settlement Agreement and Order shall be null and void, and none of the terms and conditions of the proposed Expedited Settlement Agreement and Order shall apply to, or be binding on, either the DOH or the Owner or Operator.

ORDER:

Pursuant to HRS §342B, the DOH FINDS that the owner or operator signing below is in violation of the air pollution control rules as described in the foregoing Notice of Violation, and ORDERS the owner or operator signing below, within twenty (20) days of the issuance of this Notice of Violation, to correct the violations and pay a settlement in the amount described in the Notice of Violation and Expedited Settlement Agreement and Order.

SIGNATURE BY OWNER OR OPERATOR:

Name: Georgette M. Silva Title: President
 Signature: *Georgette M. Silva* Date: June 7, 2007
 Address: 855 Umi Street, Honolulu, HI 96819

FINAL APPROVAL BY DOH:

Name: WILFRED K. NAGAMINE Title: Manager, Clean Air Branch
 Signature: *Wilfred K. Nagamine* Date: 6/28/2007

IN THE DEPARTMENT OF HEALTH

STATE OF HAWAII

DEPARTMENT OF HEALTH,)	DOCKET NO. 03-CA-EO-15
STATE OF HAWAII,)	
)	STONE PROCESSING FACILITY
Complainant,)	
)	NOTICE AND FINDING OF
vs.)	VIOLATION; ORDER; AND
)	CERTIFICATE OF SERVICE
PINERIDGE FARMS, INC.)	
)	
Respondent.)	
)	
)	

NOTICE AND FINDING OF VIOLATION

The Department of Health, State of Hawaii, brings this action under chapters 91 and 342B, Hawaii Revised Statutes (1993) ("H.R.S."), and the Department of Health's Air Pollution Control rules, Chapter 11-60.1, Hawaii Administrative Rules ("H.A.R."), and complains of PINERIDGE FARMS, INC. ("RESPONDENT") as follows:

A. AUTHORITY

1. General Authority. Sections 342B-2 and 342B-3, H.R.S., authorize the Director of Health ("Director") to administer Chapter 342B, H.R.S., and to prevent, control, and abate air pollution in the State, and to adopt rules.
2. Enforcement. Section 342B-42, H.R.S., authorizes the Director to issue this Notice and Finding of Violation, and the attached Order.

3. Prohibition. Section 342B-11, H.R.S., provides:

No person, including any public body, shall engage in any activity which causes air pollution or causes or allows the emission of any regulated air pollutant without first securing approval in writing from the director.

4. Section 11-60.1-2, H.A.R., provides:

No person, including any public body, shall engage in any activity which causes air pollution or causes or allows the emission of any regulated or hazardous air pollutant without first securing approval in writing from the director.

5. Remedies. Sections 342B-42, 342B-44, 342B-47, and 342B-48, H.R.S., apply to any person who violates chapter 342B, H.R.S., chapter 11-60.1, H.A.R., or a permit issued thereunder.

6. Section 11-60.1-19, H.A.R., provides:

Any person who violates any provision of this chapter, any term or condition of a permit, or any term or condition of an agricultural burning permit shall be subject to the penalties and remedies provided for in sections 342B-42, 342B-44, 342B-47, and 342B-48, HRS.

7. Section 11-60.1-82(a), H.A.R., provides:

Except as provided in subsections (d) and (e) and section 11-60.1-87, no person shall burn used or waste oil or begin construction, reconstruction, modification, relocation, or operation of an emission unit or air pollution control equipment of any covered source without first obtaining a covered source permit from the director. The construction, reconstruction, modification, relocation, or operation shall continue only if the owner or operator of a covered source holds a valid covered source permit.

8. Section 342B-1, H.R.S., provides in part:

"Covered source" means:

- (1) Any major source;
- (2) Any source subject to a standard of performance for new stationary sources as established by the director pursuant to this chapter;
- (3) Any source subject to an emissions standard for hazardous air pollutants as established by the director pursuant to this chapter;...

"Permit" means written authorization from the director to construct, modify, relocate, or operate any regulated air pollutant source. A permit authorizes the permittee to cause or allow the emission of a regulated air pollutant in a specified manner or amount, or to do any act, not forbidden by this chapter or by rules adopted pursuant to this chapter, but requiring review by the department.

"Regulated air pollutant" means:

- (1) Nitrogen oxides or any volatile organic compound;
- (2) Any air pollutant for which a national or state ambient air quality standard has been adopted; and
- (3) Any air pollutant that is established by rule pursuant to this chapter pertaining to standards of performance for new stationary sources and emissions standards for hazardous air pollutants.

9. Section 11-60.1-1, H.A.R., provides in part:

"Emissions unit" means any part or activity of a stationary source that emits or has the potential to emit any regulated or hazardous air pollutant.

"Stationary source" means any piece of equipment or any activity at a building, structure, facility, or installation that emits or may emit any air pollutant.

B. STATEMENT OF FACTS

1. At all times pertinent hereto, RESPONDENT was and is a corporation organized and existing under the laws of the State of Hawaii.

2. RESPONDENT owns, operates, manages or controls the Portable Stone Processing Facility with a 275 TPH BL-Pegson Jaw Crusher with 300 HP Diesel Engine Generator, 195 TPH BL-Pegson Impact Crusher with 160 HP Diesel Engine Generator, 200 TPH Powerscreen, 500 TPH Powerscreen, and 600 TPH Powergrid Powerscreen (the "stone processing facility").
3. On April 25, 2002, the Director issued RESPONDENT Covered Source Permit No. 0507-01-CT (the "CSP permit"), effective from April 25, 2002 to April 24, 2007. The CSP permit authorizes the operation of the portable stone processing equipment and their appurtenances at various temporary sites throughout the State of Hawaii, and requires RESPONDENT to abide by certain general and special conditions.
4. Attachment II, Special Condition F.1., of the CSP permit states:

Within sixty (60) days after achieving the maximum production rate of the crushing and screening plants but not later than one hundred eighty (180) days after initial start-up, and annually thereafter, the permittee shall conduct or cause to be conducted performance tests on the portable crushing plants, and screening plants (if utilized in conjunction with a crushing plant) to determine the opacity of emissions....

5. On March 3, 2003, RESPONDENT submitted Monitoring Reports indicating the 275 TPH BL-Pegson Jaw Crusher and 500 TPH Powerscreen began operating in April 2002.
6. On March 13, 2003, a Department of Health ("DOH") agent conducted an inspection of the stone processing facility and found that RESPONDENT was in violation for failing to conduct a source performance test by October 27, 2002, 180 days from the initial start-up of the stone processing facility.
7. A source performance test was being conducted on March 10-14, 2003.
8. On March 13, 2003, RESPONDENT did not have written authorization from the Director to deviate from the requirements of Attachment II, Special Condition No. F.1. of the CSP permit.
9. The nature and circumstances of the violation justify the imposition of a monetary penalty.

C. FINDING OF VIOLATION

On the basis of the Authority and Statement Of Facts above, it is hereby found and determined that:

1. During a records review on March 13, 2003, RESPONDENT was found to be in violation of Attachment II, Special Condition F.1. of the CSP permit, sections 11-60.1-2,

H.A.R., and section 342B-11, H.R.S., by failing to conduct a source performance test by October 27, 2002, 180 days from the initial start-up.

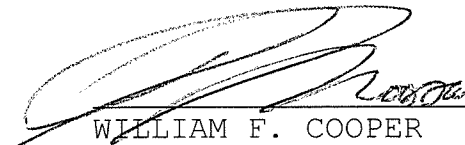
2. Therefore, RESPONDENT is subject to the provisions of section 11-60.1-19, H.A.R., and sections 342B-42, 342B-44, 342B-47, and 342-48, H.R.S., including penalties not to exceed \$25,000 for each day of each violation.

DATED: Honolulu, Hawaii, MAY 25 2004.

DEPARTMENT OF HEALTH
STATE OF HAWAII


LAURENCE K. LAU
Deputy Director
for Environmental Health

APPROVED AS TO FORM:


WILLIAM F. COOPER
Deputy Attorney General

IN THE DEPARTMENT OF HEALTH

STATE OF HAWAII

DEPARTMENT OF HEALTH,)	DOCKET NO. 03-CA-EO-15
STATE OF HAWAII,)	
)	
Complainant,)	ORDER
)	
vs.)	
)	
PINERIDGE FARMS, INC.,)	
)	
Respondent.)	
)	
)	

ORDER

Pursuant to chapters 91 and 342B, Hawaii Revised Statutes (1993) ("H.R.S."); chapter 11-60.1, Hawaii Administrative Rules ("H.A.R."); and the attached Notice and Finding of Violation made this day in this Docket; PINERIDGE FARMS, INC. ("RESPONDENT") is hereby ordered to:

1. Take corrective action within twenty (20) days after the receipt of this Order, to prevent further violations, if RESPONDENT has not already done so.
2. Within twenty (20) days after the receipt of this Order, notify the Department of Health of the corrective actions taken.
3. Send to the Director of Health a certified check payable to the State of Hawaii in the amount of FIVE THOUSAND FOUR HUNDRED AND 00/100 Dollars (\$5,400.00),

which is hereby assessed as the penalty for the violation described in the attached Notice and Finding of Violation.

This Order and the Notice and Finding of Violation become final twenty (20) days after receipt, and the penalty becomes due and payable then, unless before the twenty (20) days expire, RESPONDENT submits a written request to the Director of Health for a hearing pursuant to section 342B-42(d), H.R.S.

If a hearing is requested, the following subparagraphs will apply:

The hearing will be held on a date, time, and place and before a hearing officer to be specified later.

An informal conference will be held on a date, time, and place to be specified later.

A prehearing conference for the hearing, should a hearing become necessary, has been tentatively scheduled for June 24, 2004 at 1:00 p.m. at 1250 Punchbowl Street, Room 200. Prior notification for this prehearing conference will be sent to confirm this date.

The hearing will address the issues and facts raised by the Notice and Finding of Violation and Order in this case. The hearing will be conducted in accordance with chapter 91, H.R.S., and the Rules of Practice and Procedure of the Department of Health. Parties may present evidence and

argument on any issue or fact raised by any paragraph in the Notice and Finding of Violation or Order or otherwise raised by this case. Parties may examine and cross-examine witnesses and present exhibits.

Parties may be represented by lawyers at their own expense, or parties may represent themselves. An individual may appear on his or her own behalf, or a member of a partnership may represent the partnership, or an officer or authorized employee of a corporation or trust or association may represent the corporation, trust, or association.

After such hearing, this Order shall be affirmed, modified, or rescinded by the Director of Health. The hearings officer will recommend a decision related to any disputed or unresolved penalty amount based on evidence presented at the hearing, and the recommended penalty is not limited by the penalty amount specified in paragraph 3 of this Order. The penalty determined after the hearing may range from zero dollars (no penalty) to the statutory maximum. The Department of Health reserves the right to seek higher penalties, up to the statutory maximum, at the hearing.

Please direct the written request for a hearing, if any, and all inquiries concerning this case to:

Mr. Wilfred K. Nagamine
Manager
Clean Air Branch
State Department of Health
P.O. Box 3378
Honolulu, Hawaii 96801
Telephone: 586-4200
Fax: 586-4359

Failure to comply with this Order may subject RESPONDENT to penalties and measures found in chapter 342B, H.R.S., and the rules adopted thereunder.

MAY 25 2004

DATED: Honolulu, Hawaii, _____.

DEPARTMENT OF HEALTH
STATE OF HAWAII


LAURENCE K. LAU
Deputy Director
for Environmental Health

APPROVED AS TO FORM:


WILLIAM F. COOPER
Deputy Attorney General

STATE OF HAWAII
DEPARTMENT OF HEALTH
CLEAN AIR BRANCH
NOTICE AND FINDING OF VIOLATION

TO: Pineridge Farms, Inc. 855 Umi Street Honolulu, Hawaii 96819 RESPONDENT	NFVO No. 07-CA-EO-08 <i>(Please write this NFVO number on all correspondence)</i> Re: Temporary Covered Source Permit ("CSP") No. 0507-01-CT Property/Facility: Portable Stone Processing Plant Re: Temporary Covered Source Permit ("CSP") No. 0524-01-CT Property/Facility: Portable Crushing Plant
-------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

Under Hawaii Revised Statutes ("HRS"), §342B-11, Hawaii Administrative Rules ("HAR"), §11-60.1-2, and CSP Nos. 0507-01-CT and 0524-01-CT, the Department of Health, Clean Air Branch ("DOH") issues this Notice and Finding of Violation and Order ("NFVO"). Based on a records review of the facility, the DOH finds the following violation alleged below. This case deals only with violations alleged below, and the DOH may bring other cases for other violations. This case does not limit cases by any other public agency or private party.

Statutes/Rules	HRS, §342B-11, HAR, §11-60.1-2, CSP Nos. 0507-01-CT and 0524-01-CT, Attachment II, Section D, Special Conditions 3c and 4 and Attachment II, Section F.
Nature of the Violation	RESPONDENT failed to conduct the required 2006 annual visible emissions test by a certified reader on the diesel engine generators and 2006 annual performance test on the stone crushing and processing plants.

The facts of this case and the law justify the following order.

ORDER

You are ordered to:

1. Take corrective action within twenty (20) days after the receipt of this Order, to prevent further violations, if RESPONDENT has not already done so.
2. Within twenty (20) days after the receipt of this Order, notify the DOH of the corrective actions taken.
3. Pay an administrative penalty of **FOUR THOUSAND EIGHT HUNDRED DOLLARS AND NO CENTS (\$4,800.00)** for the above violations. **Within 20 days after the receipt of the NFVO**, send a certified check to: Clean Air Branch, State Department of Health, P.O. Box 3378, Honolulu, Hawaii 96801. The check should be made payable to the "State of Hawaii" and include the NFVO reference number stated above.


This NFVO becomes final and enforceable 20 days after your receipt of this NFVO. The penalty becomes due and payable 20 days after your receipt of this NFVO unless before the 20 days expire, you submit a **written** request for a hearing to the Hearings Officer, Department of Health, 1250 Punchbowl Street, Third Floor, Honolulu, Hawaii 96813 and to the Clean Air Branch, State Department of Health, P.O. Box 3378, Honolulu, Hawaii 96801. In the request, include a copy of the NFVO. At a hearing, you may seek to avoid any penalty, and the DOH may seek the maximum penalty of Ten Thousand Dollars (\$10,000) per day, per violation. After a hearing, the Director of Health or her appointee will decide the actual administrative penalty, which may be more or less than this order, or none. Any hearing will follow HRS, Chapters 91 and 342B, and the DOH Rules of Practice and Procedure. If you have questions, please call Ms. Jill Stensrud, Supervisor of the Compliance and Enforcement Section, Clean Air Branch, at (808) 586-4200.

If you have special needs due to a disability that will aid you in participating in the hearing or pre-hearing conference, please contact the Hearings Officer at (808) 586-4409 (voice) or through the Telecommunications Relay Service (711), at least ten (10) working days before the hearing or pre-hearing conference date.


LAURENCE K. LAU
Deputy Director
for Environmental Health

JAN 25 2008

Date


Approved as to form by:
William F. Cooper
Deputy Attorney General

**STATE OF HAWAII
DEPARTMENT OF HEALTH
CLEAN AIR BRANCH
NOTICE AND FINDING OF VIOLATION**

TO: Pineridge Farms, Inc. 855 Umi Street Honolulu, Hawaii 96819 RESPONDENT	NFVO No. 08-CA-EO-05 <i>(Please write this NFVO number on all correspondence)</i> Re: Temporary Covered Source Permit ("CSP") No. 0524-01-CT Property/Facility: One (1) 295 TPH Portable Crushing Plant with One (1) 300 HP Diesel Engine
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Under Hawaii Revised Statutes ("HRS"), §342B-11, Hawaii Administrative Rules ("HAR"), §11-60.1-2, and CSP No. 0524-01-CT, the Department of Health, Clean Air Branch ("DOH") issues this Notice and Finding of Violation and Order ("NFVO"). Based on a records review of the facility, the DOH finds the following violations alleged below. This case deals only with the violations alleged below, and the DOH may bring other cases for other violations. This case does not limit cases by any other public agency or private party.

Statutes/Rules	HRS, §342B-11, HAR, §11-60.1-2, CSP No. 0524-01-CT, Attachment II, Section D, Special Conditions 3.c. and 4, and Attachment II, Section F.
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Nature of the Violation	RESPONDENT failed to conduct the required 2007 annual visible emission test by a certified reader on the diesel engine generator and 2007 annual performance test on the crushing plant.
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The facts of this case and the law justify the following order.

ORDER

You are ordered to:

1. Take corrective action within twenty (20) days after the receipt of this Order, to prevent further violations, if RESPONDENT has not already done so.
2. Within twenty (20) days after the receipt of this Order, notify the DOH of the corrective actions taken.
3. Pay an administrative penalty of **FOUR THOUSAND SIX HUNDRED DOLLARS AND NO CENTS (\$4,600.00)** for the above violations. **Within 20 days after the receipt of the NFVO**, send a certified check to: Clean Air Branch, State Department of Health, P.O. Box 3378, Honolulu, Hawaii 96801. The check should be made payable to the "State of Hawaii" and include the NFVO reference number stated above.

This NFVO becomes final and enforceable, and the penalty becomes due and payable 20 days after your receipt of this NFVO unless before the 20 days expire, you submit a **written** request for a hearing to the Hearings Officer, Department of Health, 1250 Punchbowl Street, Third Floor, Honolulu, Hawaii 96813 and to the Clean Air Branch, State Department of Health, P.O. Box 3378, Honolulu, Hawaii 96801. In the request, include a copy of the NFVO. At a hearing, you may seek to avoid any penalty, and the DOH may seek the maximum penalty of Twenty-five Thousand Dollars (\$25,000) per day, per violation. After a hearing, the Director of Health or her appointee will decide the actual administrative penalty, which may be more or less than the penalty in this Order, or no penalty at all. Any hearing will follow HRS, Chapters 91 and 342B, and the DOH Rules of Practice and Procedure. If you have questions, please call Ms. Jill Stensrud, Supervisor of the Compliance and Enforcement Section, Clean Air Branch, at (808) 586-4200.

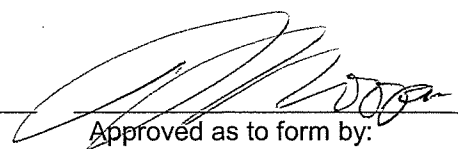
If you have special needs due to a disability that will aid you in participating in the hearing or pre-hearing conference, please contact the Hearings Officer at (808) 586-4409 (voice) or through the Telecommunications Relay Service (711), at least ten (10) working days before the hearing or pre-hearing conference date.

NOV 20 2008



LAURENCE K. LAU
Deputy Director
for Environmental Health

Date



Approved as to form by:
William F. Cooper
Deputy Attorney General

STATE OF HAWAII
DEPARTMENT OF HEALTH
CLEAN AIR BRANCH
NOTICE AND FINDING OF VIOLATION

TO: Pineridge Farms, Inc. 855 Umi Street Honolulu, Hawaii 96819 RESPONDENT	NFVO No. 08-CA-EO-09 <i>(Please write this NFVO number on all correspondence)</i> Re: Temporary Covered Source Permit ("CSP") No. 0507-01-CT Property/Facility: One (1) 200 TPH Screening Plant , One (1) 500 TPH Screening Plant, and One (1) 400 TPH Crushing and Screening Plant With One (1) 300 HP Diesel Engine
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Under Hawaii Revised Statutes ("HRS"), §342B-11, Hawaii Administrative Rules ("HAR"), §11-60.1-2, and CSP No. 0507-01-CT, the Department of Health, Clean Air Branch ("DOH") issues this Notice and Finding of Violation and Order ("NFVO"). Based on a records review of the facility, the DOH finds the following violations alleged below. This case deals only with the violations alleged below, and the DOH may bring other cases for other violations. This case does not limit cases by any other public agency or private party.

Statutes/Rules	HRS, §342B-11, HAR, §11-60.1-2, CSP No. 0507-01-CT, Attachment II, Section D, Special Conditions 3.c. and 4, and Attachment II, Section F.
Nature of the Violation	RESPONDENT failed to conduct the required annual visible emission observations by a certified reader on the 300 HP Caterpillar diesel engine and failed to conduct the annual source performance test on the 400 TPH portable crushing and screening plant for the calendar year 2007.

The facts of this case and the law justify the following order.

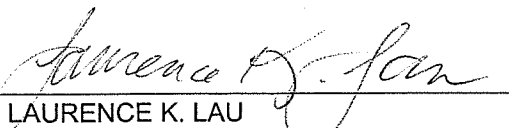
ORDER

You are ordered to:


1. Take corrective action within twenty (20) days after the receipt of this Order, to prevent further violations, if RESPONDENT has not already done so.
2. Within twenty (20) days after the receipt of this Order, notify the DOH of the corrective actions taken.
3. Pay an administrative penalty of **FOUR THOUSAND SIX HUNDRED DOLLARS AND NO CENTS (\$4,600.00)** for the above violations. **Within 20 days after the receipt of the NFVO**, send a certified check to: Clean Air Branch, State Department of Health, P.O. Box 3378, Honolulu, Hawaii 96801. The **check should be made payable to the "State of Hawaii"** and include the NFVO reference number stated above.

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If you have special needs due to a disability that will aid you in participating in the hearing or pre-hearing conference, please contact the Hearings Officer at (808) 586-4409 (voice) or through the Telecommunications Relay Service (711), at least ten (10) working days before the hearing or pre-hearing conference date.


LAURENCE K. LAU
Deputy Director
for Environmental Health

NOV 20 2008
Date


Approved as to form by:
William F. Cooper
Deputy Attorney General