



24001103



## Santa Ana Regional Water Quality Control Board

### WAIVER FORM FOR MANDATORY MINIMUM PENALTY COMPLAINT NO. R8-2024-0028

By signing this waiver, I affirm and acknowledge the following:

I am duly authorized to represent MK Enterprise LLC in connection with Mandatory Minimum Penalty Complaint No. R8-2024-0028 (Complaint). I am informed that California Water Code section 13323, subdivision (b), states that, "a hearing before the regional board shall be conducted within 90 days after the party has been served. The person who has been issued a complaint may waive the right to a hearing."



**(OPTION 1: Check here if MK Enterprise LLC waives the hearing requirement and will pay the liability in full.)**

- a. I hereby waive any right MK Enterprise LLC may have to a hearing before the Santa Ana Water Board.
- b. I certify that MK Enterprise LLC will remit payment for the proposed penalty in the full amount of **two thousand seven hundred and seventy-nine dollars (\$2,779)** by submitting a check made payable to the "Waste Discharge Permit Fund," that references "Complaint No. R8-2024-0028."
- c. I understand the payment of the above amount constitutes a proposed settlement of the Complaint, and that any settlement will not become final until after the 30-day public notice and comment period. Should the Santa Ana Water Board receive significant new information or comments from any source (excluding the Santa Ana Water Board's Prosecution Team) during this comment period, the Santa Ana Water Board's Assistant Executive Officer may withdraw the Complaint, return payment, and issue a new complaint. I understand that this proposed settlement is subject to approval by the Santa Ana Water Board (or the Santa Ana Water Board's delegee), and that the Santa Ana Water Board may consider this proposed settlement in a public meeting or hearing. I also understand that approval of the settlement will result in MK Enterprise LLC having waived the right to contest the allegations in the Complaint and the imposition of civil liability.
- d. I understand that payment of the above amount is not a substitute for compliance with applicable laws and that continuing violations of the type alleged in the Complaint may subject MK Enterprise LLC to further enforcement, including additional civil liability.

KRISTINE MURRAY, CHAIR | JAYNE JOY, EXECUTIVE OFFICER

**(OPTION 2: Check here if MK Enterprise LLC waives the 90-day hearing requirement in order to extend the hearing date and/or hearing deadlines. Attach a separate sheet with the amount of additional time requested and the rationale.)**

I hereby waive any right MK Enterprise LLC may have to a hearing before the Santa Ana Water Board within 90 days after service of the Complaint. By checking this box, MK Enterprise LLC requests that the Santa Ana Water Board delay the hearing and/or hearing deadlines so that MK Enterprise LLC may have additional time to prepare for the hearing. Please provide a written explanation of why additional time is needed. It remains within the discretion of the Santa Ana Water Board to approve the extension and the Prosecution Team reserves the right to object to this delay.

KAM KHORSHIDI - OWNER

(Print Name and Title)

KamK

(Signature)

8-15-2024

(Date)