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6 Counsel for Respondents
7
8 Central Coast Agriculture, Inc.; Central Coast Agriculture, LLC;
Central Coast AG Distribution, LLC; Central Coast AG
9 Farming, LLC; Central Coast AG Products, LLC

10 **BEFORE THE HEARING BOARD OF THE AIR POLLUTION**
11 **CONTROL DISTRICT, COUNTY OF SANTA BARBARA**

13 **In the Matter of**
14 AERON ARLIN GENET, Santa Barbara
County Air Pollution Control Officer,
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16 Plaintiff,
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18 v.
19 CENTRAL COAST AGRICULTURE, INC.;
CENTRAL COAST AGRICULTURE, LLC;
CENTRAL COAST AG DISTRIBUTION,
20 LLC; CENTRAL COAST AG FARMING,
LLC; CENTRAL COAST AG PRODUCTS,
LLC,
21
22 Defendant.

H.B. Case No. 2023-03-A
**NOTICE OF AFFIDAVITS AND
RESERVATION OF RIGHTS**
Hearing Date: October 4, 2023 (or as may be
continued)
Time: 9:30 a.m.
Place: Board of Supervisors Hearing Room
511 East Lakeside Parkway
Santa Maria, CA 93455

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2 **I. Respondent CCA’s Affidavits In Support of its Answer and Hearing**

3 PLEASE TAKE NOTICE that, pursuant to the Santa Barbara County Air Pollution
4 Control District (“District”) Hearing Board’s Policies & Procedures, Respondent Central Coast
5 Agriculture, Inc., Central Coast Agriculture, LLC, Central Coast Ag Distribution, LLC, Central
6 Coast Ag Farming, LLC, and Central Coast Ag Products, LLC (collectively “CCA”) hereby
7 submit the following affidavits in support of its Answer to the District’s “PETITION FOR
8 ORDER OF ABATEMENT REGARDING CANNABIS MANUFACTURING, EXTRACTION,
9 STORAGE, AND DISTRIBUTION FACILITIES LOCATED AT 1201 WEST CHESTNUT
10 AVENUE AND 1200 WEST LAUREL AVENUE, LOMPOC, CALIFORNIA” and for the
11 above-referenced Hearing on October 4, 2023, or as may be continued:
12

- 13 **1. Affidavit of Lindsay Cokeley**, Director, Compliance Division, Central Coast Agriculture,
14 Inc.
- 15 **2. Affidavit of Laura Nuzzo**, Senior Environmental Engineer, Nuzzo Environmental, Inc.
- 16 **3. Affidavit of Matthew Allen**, President and General Counsel, Central Coast Agriculture,
17 Inc.

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19 The affiants, Ms. Cokeley, Ms. Luzzo, and Mr. Allen, may not be called to testify in
20 person but, if called, you will not be entitled to question the affiants unless you notify Noah
21 Perch-Ahern at nperchahern@greenbergglusker.com or 2049 Century Park East, Suite 2600, Los
22 Angeles, CA 90067, at Greenberg Glusker LLP that you wish to cross-examine an affiant.
23 Pursuant to District Hearing Board Policies and Procedures, to be effective, your request must be
24 delivered to Noah Perch-Ahern on or before September 29, 2023.
25

26 **II. Respondent CCA’s Reservation of Rights**

27 Pursuant to District Rule 513.B. “Evidence” and the Hearing Board’s Policies &
28 Procedures, Respondent CCA hereby reserves its rights to testify, to call and examine witnesses, to


1 introduce exhibits and evidence, to cross-examine opposing witnesses, to impeach witnesses, to rebut
2 any evidence against Respondent, to submit additional affidavits and documentation in support of its
3 Answer including, without limitation, if the October 4, 2023 Hearing is continued, and any other
4 rights to which Respondent is entitled.

5 Respondent also reserves the right to rely on at the Hearing any affidavits and/or documents
6 and exhibits submitted by the District.

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DATED: September 22, 2023

GREENBERG GLUSKER FIELDS CLAMAN
& MACHTINGER LLP

By: 

NOAH PERCH-AHERN (SBN 262164)
SEDINA L. BANKS (SBN 229193)
Counsel for Respondents Central Coast
Agriculture, Inc.; Central Coast
Agriculture, LLC; Central Coast AG
Distribution, LLC; Central Coast AG
Farming, LLC; Central Coast AG Products,
LLC

PROOF OF SERVICE

I am a resident of the state of California, over the age of eighteen years, and not a party to the within-action. My business address is 2049 Century Park East, Suite 2600, Los Angeles, California 90067.

On *September 22, 2023*, I served a copy of the within document: **NOTICE OF AFFIDAVITS AND RESERVATION OF RIGHTS** on the interested parties in this action as follows:

Lorena Saldana, Hearing Board Clerk
Santa Barbara County Air Pollution Control District
260 N. San Antonio Rd., Suite, A
Santa Barbara, CA 93110
E-mail: LAS@sbcapcd.org

Aeron Arlin Genet
Director and Air Pollution Control Office
Santa Barbara County Air Pollution Control District
260 N. San Antonio Rd., Suite, A
Santa Barbara, CA 93110
E-Mail: ArlingenetA@sbcapcd.org

Ms. Jennifer Richardson, Division Chief
Santa Barbara County
County Counsel's Office
105 East Anapamu, Suite 201
Santa Barbara, CA 93101
E-mail: jrichardson@co.santa-barbara.ca.us

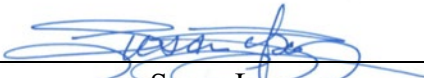
- (BY MAIL)** By placing the document(s) listed above in sealed envelope(s) in a designated "OUT" box in the office of my employer. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the United States Postal Service on that same day with postage thereon fully prepaid. (CCP Section 1013a, 2015.5, FRCP section 5(B), or FRAP 25(d).
- (BY FEDERAL EXPRESS)** By placing a copy of the document(s) listed above in a sealed envelope to above addressee(s) and sending it via Federal Express, with delivery fees provided for. I know that in the ordinary course of business at this office said document(s) will be deposited in a box or other facility regularly maintained by Federal Express or delivered to an authorized courier or driver of Federal Express for next day delivery. (CCP Sections 1013(c), 2015.5)
- (BY PERSONAL DELIVERY)** By providing a copy of the document(s) listed above in a sealed envelope to an attorney service with instructions to personally deliver the envelope(s) as listed above on _____.

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(BY E-MAIL) I caused a true copy of the foregoing document to be served by e-mail at the e-mail address set forth above. Each e-mail was complete and no reports of error were received.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on *September 22, 2023*, at Los Angeles, California.



Susan Lopez