

California Sportfishing Protection Alliance

"An Advocate for Fisheries, Habitat and Water Quality"

3536 Rainier Avenue, Stockton, CA 95204

Tel: 209-464-5067, Fax: 209-464-1028, E: deltakeep@aol.com

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

May 21, 2010

Steve Batson, Plant Manager
Toby Goyette, Environmental Manager
Syar Concrete LLC
39820 Kentucky Ave
Woodland, CA 95695

Toby Goyette
Syar Concrete LLC
P.O. Box 2700
Napa, CA 94558

**Re: Notice of Violations and Intent to File Suit Under the Federal Water
Pollution Control Act**

Dear Mr. Batson and Mr. Goyette:

I am writing on behalf of the California Sportfishing Protection Alliance ("CSPA") in regard to violations of the Clean Water Act ("Act") that CSPA believes are occurring at Syar Concrete LLC's Woodland Plant located at 39820 Kentucky Ave. in Woodland, California ("Facility"). CSPA is a non-profit public benefit corporation dedicated to the preservation, protection, and defense of the environment, wildlife, and natural resources of the Sacramento River, the Sacramento-San Joaquin River Delta (the "Delta"), and other California waters. This letter is being sent to you as the responsible owners, officers, or operators of Syar Concrete LLC's Woodland Plant (all recipients are hereinafter collectively referred to as "Syar Concrete").

This letter addresses Syar Concrete's unlawful discharge of pollutants from the Facility into the City of Woodland storm drain system, the Tule Canal, the Sacramento River, and, ultimately, the Delta. The Facility is discharging storm water pursuant to National Pollutant Discharge Elimination System ("NPDES") Permit No. CA S000001, State Water Resources Control Board, Order No. 92-12-DWQ as amended by Order No. 97-03-DWQ (hereinafter "General Permit"). The WDID identification number for the Facility listed on documents submitted to the State Water Resources Control Board ("State Board") and California Regional Water Quality Control Board, Central Valley Region ("Regional Board") is 5S57I021209. The

Facility is engaged in ongoing violations of the substantive and procedural requirements of the General Permit.

Section 505(b) of the Clean Water Act requires a citizen to give notice of intent to file suit sixty (60) days prior to the initiation of a civil action under Section 505(a) of the Act (33 U.S.C. § 1365(a)). Notice must be given to the alleged violator, the U.S. Environmental Protection Agency, and the state in which the violations occur.

As required by the Clean Water Act, this Notice of Violations and Intent to File Suit provides notice of the violations that have occurred, and continue to occur, at the Facility. Consequently, Syar Concrete is hereby placed on formal notice by CSPA that, after the expiration of sixty days from the date of this Notice of Violations and Intent to Sue, CSPA intends to file suit in federal court against Syar Concrete under Section 505(a) of the Clean Water Act (33 U.S.C. § 1365(a)), for violations of the Clean Water Act and the Order. These violations are described more extensively below.

I. Background.

On October 3, 2007, Syar Concrete filed its Notice of Intent to Comply with the Terms of the General Permit to Discharge Storm Water Associated with Industrial Activity (“NOI”). Syar Concrete certifies that the Facility is classified under SIC code 3273 (“concrete products”). The Facility collects and discharges storm water from its 5.75 acre industrial site into at least two storm drain outfalls located at the Facility. Based on the Facility’s NOI, the storm water discharged by Syar Concrete to those drains is then discharged indirectly to waters of the United States. On information and belief, CSPA alleges that the storm water is discharged to the City of Woodland storm drain system which flows untreated into the Tule Canal, which empties into the Sacramento River, and then flows to the Delta. The Regional Board has identified waters of the Sacramento River (from Knights Landing to the Delta) as failing to meet applicable water quality standards for mercury, chlordane, DDT, dieldrin, PCBs, and “unknown toxicity.” *See* http://www.waterboards.ca.gov/centralvalley/water_issues/tmdl/impaired_waters_list/final_2008_303d/category5_report.shtml.

The Regional Board has identified beneficial uses of the Central Valley Region’s waters and established water quality standards for the Sacramento River, the Delta and their tributaries, including the Tule Canal, in “The Water Quality Control Plan (Basin Plan) for the California Regional Water Quality Control Board, Central Valley Region – The Sacramento River Basin and The San Joaquin River Basin,” generally referred to as the Basin Plan. *See* http://www.waterboards.ca.gov/centralvalley/water_issues/basin_plans/sacsjr.pdf. The beneficial uses of the Sacramento River, the Delta and their tributaries, including the Tule Canal, include among others water contact recreation, non-contact water recreation, municipal and domestic water supply, endangered and threatened species habitat, shellfish harvesting, and fish spawning. The non-contact water recreation use is defined as “[u]ses of water for recreational activities involving proximity to water, but where there is generally no body contact with water, nor any likelihood of ingestion of water. These uses include, but are not limited to, picnicking,

sunbathing, hiking, . . . , camping, boating, . . . , hunting, sightseeing, or aesthetic enjoyment in conjunction with the above activities.” Basin Plan at II-1.00 – II-2.00. Visible pollution, including visible sheens and cloudy or muddy water from industrial areas, impairs people’s use of the Tule Canal, the Sacramento River and Delta for contact and non-contact water recreation.

The Basin Plan establishes water quality standards for the Sacramento River, the Delta and their tributaries, including the Tule Canal. It provides that “[w]ater shall be free of discoloration that causes nuisance or adversely affects beneficial uses.” *Id.* at III-5.00. It includes a narrative toxicity standard which states that “[a]ll waters shall be maintained free of toxic substances in concentrations that produce detrimental physiological responses in human, plant, animal, or aquatic life.” *Id.* at III-8.01. For the Delta, the Basin Plan establishes trace element water quality objectives for several metals, including 0.3 mg/L for iron, 0.1 mg/L for zinc, and 0.01 mg/L for copper. *Id.* at Table III-1. The Basin Plan also prohibits the discharges of oil and grease, stating that “[w]aters shall not contain oils, greases, waxes, or other materials in concentrations that cause nuisance, result in a visible film or coating on the surface of the water or on objects in the water, or otherwise adversely affect beneficial uses.” *Id.* at III-6.00. The Basin Plan provides that the pH shall not be depressed below 6.5 nor raised above 8.5. *Id.* The Basin Plan requires that “[w]aters shall be free of changes in turbidity that cause nuisance or adversely affect beneficial uses.” *Id.* at III-9.00. The Basin Plan establishes a dissolved oxygen standard of 7.0 mg/L for the Sacramento River and Delta waters. *Id.* at III-5.00. The Basin Plan provides that electrical conductivity in the Sacramento River shall not exceed 240 micromhos/cm (50 percentile) or 340 micromhos/cm (90 percentile) at the I Street Bridge. *Id.*

The U.S. Environmental Protection Agency (“EPA”) has published benchmark levels as guidelines for determining whether a facility discharging industrial storm water has implemented the requisite best available technology economically achievable (“BAT”) and best conventional pollutant control technology (“BCT”). The following benchmarks have been established for pollutants discharged by Syar Concrete: pH – 6.0-9.0 units; total suspended solids (“TSS”) – 100 mg/L, oil & grease (“O&G”) – 15 mg/L, total organic carbon – 120 mg/L, nitrate plus nitrite as nitrogen (“N+N”) – 0.68 mg/L, aluminum – 0.75 mg/L, lead – 0.0816 mg/L, copper – 0.0636 mg/L, zinc – 0.117 mg/L, chemical oxygen demand (“COD”) – 120 mg/L, and iron – 1.0 mg/L. The State Board also has proposed adding a benchmark level to the General Permit for specific conductance (200 µmho/cm).

II. Alleged Violations of the NPDES Permit.

A. Discharges in Violation of the Permit.

Syar Concrete has violated and continues to violate the terms and conditions of the General Industrial Storm Water Permit. Section 402(p) of the Act prohibits the discharge of storm water associated with industrial activities, except as permitted under an NPDES permit (33 U.S.C. § 1342) such as the General Permit. The General Permit prohibits any discharges of storm water associated with industrial activities or authorized non-storm water discharges that have not been subjected to BAT or BCT. Effluent Limitation B(3) of the General Permit

Date	Parameter	Observed Concentration	Basin Plan Water Quality Objective	Location (as identified by the Facility)
2/13/2009	pH	9.1	6.5 – 8.5	Outfall A
2/13/2009	Iron	18 mg/L	0.3 mg/L	Outfall A
2/13/2009	Copper	0.02 mg/L	0.01 mg/L	Outfall A
2/13/2009	Light brown color and turbid water observed		Narrative	Outfall A
1/22/2009	Light brown color and turbid water observed		Narrative	Outfall A
1/22/2009	Iron	32 mg/L	0.3 mg/L	Outfall A
1/22/2009	Copper	0.033 mg/L	0.01 mg/L	Outfall A
1/22/2009	Zinc	0.12 mg/L	0.1 mg/L	Outfall A
1/25/2008	Iron	17 mg/L	0.3 mg/L	Outfall B
1/25/2008	Copper	0.027 mg/L	0.01 mg/L	Outfall B
1/25/2008	pH	9.09	6.5 – 8.5	Outfall B
1/22/2008	pH	8.88	6.5 – 8.5	Outfall A
1/22/2008	Iron	10 mg/L	0.3 mg/L	Outfall A
1/22/2008	Copper	0.015 mg/L	0.01 mg/L	Outfall B
1/4/2008	pH	8.93	6.5 – 8.5	Outfall A

The following discharges of pollutants by Syar Concrete from the Facility have violated Discharge Prohibitions A(1) and A(2) and Receiving Water Limitations C(1) and C(2) and are evidence of ongoing violations of Effluent Limitation B(3) of the General Industrial Storm Water Permit.

Date	Parameter	Observed Concentration	EPA Benchmark Value	Location (as identified by the Facility)
2/13/2009	pH	9.1	6.0 - 9.0	Outfall A
2/13/2009	Total Suspended Solids	188 mg/L	100 mg/L	Outfall A
2/13/2009	Iron	18 mg/L	1.0 mg/L	Outfall A
2/13/2009	Aluminum	10 mg/L	0.75 mg/L	Outfall A
1/22/2009	Total Suspended Solids	346 mg/L	100 mg/L	Outfall A
1/22/2009	Nitrate + Nitrate as N	0.7 mg/L	0.68 mg/L	Outfall A
1/22/2009	Iron	32 mg/L	1.0 mg/L	Outfall A
1/22/2009	Aluminum	19 mg/L	0.75 mg/L	Outfall A
1/22/2009	Zinc	0.12 mg/L	0.117 mg/L	Outfall A

1/25/2008	pH	9.09	6.0 - 9.0	Outfall B
1/25/2008	Total Suspended Solids	155 mg/L	100 mg/L	Outfall B
1/25/2008	Iron	17 mg/L	1.0 mg/L	Outfall B
1/25/2008	Aluminum	11 mg/L	0.75 mg/L	Outfall B
1/22/2008	Iron	10 mg/L	1.0 mg/L	Outfall A
1/22/2008	Aluminum	6.7 mg/L	0.75 mg/L	Outfall A

CSPA’s investigation, including its review of Syar Concrete’s analytical results documenting pollutants of applicable water quality standards, EPA’s benchmark values and the State Board’s proposed benchmark for electrical conductivity, indicates that Syar Concrete has not implemented BAT and BCT for its discharges of TSS, specific conductivity, iron, copper, zinc, aluminum, N+N, pH, and other pollutants, in violation of Effluent Limitation B(3) of the General Permit. Syar Concrete was required to have implemented BAT and BCT by no later than October 1, 1992 or the date on which Syar Concrete purchased or otherwise began operations at the Facility. Thus, Syar Concrete is discharging polluted storm water associated with its industrial operations without having implemented BAT and BCT.

In addition, the above numbers indicate that the Facility is discharging polluted storm water in violation of Discharge Prohibitions A(1) and A(2) and Receiving Water Limitations C(1) and C(2) of the General Permit. CSPA alleges that such violations also have occurred and will occur on other rain dates, including every significant rain event that has occurred since May 21, 2005 or the date on which Syar Concrete purchased or otherwise began operations at the Facility, and that will occur at the Facility subsequent to the date of this Notice of Violation and Intent to File Suit. Attachment A, attached hereto, sets forth each of the specific rain dates on which CSPA alleges that Syar Concrete has discharged storm water containing impermissible levels of TSS, specific conductivity, iron, copper, zinc, aluminum, N+N, pH in violation of Effluent Limitation B(3), Discharge Prohibitions A(1) and A(2), and Receiving Water Limitations C(1) and C(2) of the General Permit.

These unlawful discharges from the Facility are ongoing. Each discharge of each of these pollutants in storm water constitutes a separate violation of the General Industrial Storm Water Permit and the Act. Consistent with the five-year statute of limitations applicable to citizen enforcement actions brought pursuant to the federal Clean Water Act, Syar Concrete is subject to penalties for violations of the General Permit and the Act since May 21, 2005 or the date on which Syar Concrete purchased or otherwise began operations at the Facility.

B. Failure to Submit a Legally Adequate Notice of Intent to Comply With the Terms of the General Permit

The General Permit requires that facility operators submit an NOI to obtain coverage for storm water discharges and authorized non-storm water discharges. The NOI must be submitted at least fourteen days prior to beginning operations at the facility. The requirements for the NOI are described in Attachment 3 to the General Permit. Section VI of Attachment 3 requires

facility operators to provide the name of the receiving water where storm water discharge flows from the facility. If the water discharges indirectly to waters of the United States, facility operators must indicate the name of the closest receiving water. Section VIII of Attachment 3 requires facility operators to provide a “to scale” drawing of the facility and its immediate surroundings. This map must be as detailed as possible. Section VIII indicates that a location map may also be included but is “not to be submitted as a substitute for the site map.” (emphasis original). Section IX of Attachment 3 provides the certification requirements for the NOI. For a corporation, the NOI must be signed by a responsible corporate officer or authorized individual. This certification, among other things, “provides assurances that the NOI and site map were completed by the facility operator in an accurate and complete fashion and with the knowledge that penalties exist for providing false information.

CSPA’s review of Syar Concrete’s NOI indicates that Syar Concrete has failed to comply with the NOI requirements set forth in the General Permit. Specifically, Syar Concrete failed to provide the name of the Facility’s receiving water and failed to include a site map (Syar Concrete only submitted a location map). Syar Concrete also falsely certified the NOI by failing to comply with the receiving water and site map requirements articulated in Attachment 3 to the General Permit. Syar Concrete has been in continuous violation of Sections VI, VIII, and IX of Attachment 3 of the General Permit every day since October 3, 2007 at the very latest or the date on which Syar Concrete purchased or otherwise began operations at the Facility, and will continue to be in violation every day that Syar Concrete fails to submit a legally adequate NOI. Syar Concrete is subject to penalties for violations of the Order and the Act occurring since October 3, 2007 or the date on which Syar Concrete purchased or otherwise began operations at the Facility.

C. Failure to Prepare, Implement, Review and Update an Adequate Storm Water Pollution Prevention Plan.

Section A and Provision E(2) of the General Industrial Storm Water Permit require dischargers of storm water associated with industrial activity to develop, implement, and update an adequate storm water pollution prevention plan (“SWPPP”) no later than October 1, 1992. Section A(1) and Provision E(2) requires dischargers who submitted an NOI pursuant to the General Permit to continue following their existing SWPPP and implement any necessary revisions to their SWPPP in a timely manner, but in any case, no later than August 1, 1997.

The SWPPP must, among other requirements, identify and evaluate sources of pollutants associated with industrial activities that may affect the quality of storm and non-storm water discharges from the facility and identify and implement site-specific best management practices (“BMPs”) to reduce or prevent pollutants associated with industrial activities in storm water and authorized non-storm water discharges (General Permit, Section A(2)). The SWPPP must include BMPs that achieve BAT and BCT (Effluent Limitation B(3)). The SWPPP must include: a description of individuals and their responsibilities for developing and implementing the SWPPP (General Permit, Section A(3)); a site map showing the facility boundaries, storm water drainage areas with flow pattern and nearby water bodies, the location of the storm water

collection, conveyance and discharge system, structural control measures, impervious areas, areas of actual and potential pollutant contact, and areas of industrial activity (General Permit, Section A(4)); a list of significant materials handled and stored at the site (General Permit, Section A(5)); a description of potential pollutant sources including industrial processes, material handling and storage areas, dust and particulate generating activities, a description of significant spills and leaks, a list of all non-storm water discharges and their sources, and a description of locations where soil erosion may occur (General Permit, Section A(6)).

The SWPPP also must include an assessment of potential pollutant sources at the Facility and a description of the BMPs to be implemented at the Facility that will reduce or prevent pollutants in storm water discharges and authorized non-storm water discharges, including structural BMPs where non-structural BMPs are not effective (General Permit, Section A(7), (8)). The SWPPP must be evaluated to ensure effectiveness and must be revised where necessary (General Permit, Section A(9),(10)).

CSPA's investigation of the conditions at the Facility and review of Syar Concrete's Annual Reports indicates that Syar Concrete has been operating with an inadequately developed or implemented SWPPP in violation of the requirements set forth above. Syar Concrete has failed to evaluate the effectiveness of its BMPs and to revise its SWPPP as necessary. Syar Concrete has been in continuous violation of Section A and Provision E(2) of the General Permit every day since May 21, 2005 at the very latest or the date on which Syar Concrete purchased or otherwise began operations at the Facility, and will continue to be in violation every day that Syar Concrete fails to prepare, implement, review, and update an effective SWPPP. Syar Concrete is subject to penalties for violations of the Order and the Act occurring since May 21, 2005 or the date on which Syar Concrete purchased or otherwise began operations at the Facility.

D. Failure to Develop and Implement an Adequate Monitoring and Reporting Program

Section B of the General Permit describes the monitoring requirements for storm water and non-storm water discharges. Facilities are required to make monthly visual observations of storm water discharges (Section B(4)) and quarterly visual observations of both unauthorized and authorized non-storm water discharges (Section B(3)). Section B(5) requires facility operators to sample and analyze at least two storm water discharges from all storm water discharge locations during each wet season. Section B(7) requires that the visual observations and samples must represent the "quality and quantity of the facility's storm water discharges from the storm event."

The above referenced data was obtained from the Facility's monitoring program as reported in its Annual Reports submitted to the Regional Board. This data is evidence that the Facility has violated various Discharge Prohibitions, Receiving Water Limitations, and Effluent Limitations in the General Permit. To the extent the storm water data collected by Syar Concrete is not representative of the quality of the Facility's various storm water discharges, CSPA, on information and belief, alleges that the Facility's monitoring program violates Sections B(3), (4),

(5) and (7) of the General Permit. Consistent with the five-year statute of limitations applicable to citizen enforcement actions brought pursuant to the federal Clean Water Act, Syar Concrete is subject to penalties for violations of the General Permit and the Act's monitoring and sampling requirements since May 21, 2005 or the date on which Syar Concrete purchased or otherwise began operations at the Facility.

E. Failure to File True and Correct Annual Reports.

Section B(14) of the General Industrial Storm Water Permit requires dischargers to submit an Annual Report by July 1st of each year to the executive officer of the relevant Regional Board. The Annual Report must be signed and certified by an appropriate corporate officer. General Permit, Sections B(14), C(9), (10). Section A(9)(d) of the General Industrial Storm Water Permit requires the discharger to include in their annual report an evaluation of their storm water controls, including certifying compliance with the General Industrial Storm Water Permit. *See also* General Permit, Sections C(9) and (10) and B(14).

For at least the last two years, Syar Concrete and its agent, Toby Goyette, inaccurately certified in the Facility's Annual Reports that the facility was in compliance with the General Permit. Consequently, Syar Concrete has violated Sections A(9)(d), B(14) and C(9) & (10) of the General Industrial Storm Water Permit every time Syar Concrete or its agent failed to submit a complete or correct report and every time Syar Concrete or its agent falsely purported to comply with the Act. Syar Concrete is subject to penalties for violations of Section (C) of the General Industrial Storm Water Permit and the Act occurring since at least June 26, 2008.

IV. Persons Responsible for the Violations.

CSPA puts Syar Concrete LLC, Toby Goyette and Steve Batson on notice that they are the persons responsible for the violations described above. If additional persons are subsequently identified as also being responsible for the violations set forth above, CSPA puts Syar Concrete LLC, Toby Goyette and Steve Batson on notice that it intends to include those subsequently identified persons in this action.

V. Name and Address of Noticing Party.

Our name, address and telephone number is as follows:

Bill Jennings, Executive Director
California Sportfishing Protection Alliance
3536 Rainier Avenue
Stockton, CA 95204
Tel. (209) 464-5067

VI. Counsel.

CSPA has retained legal counsel to represent it in this matter. Please direct all communications to:

Michael R. Lozeau
Douglas J. Chermak
Lozeau Drury LLP
1516 Oak Street, Suite 216
Alameda, California 94501
Tel. (510) 749-9102
michael@lozeaudrury.com
doug@lozeaudrury.com

VII. Penalties.

Pursuant to Section 309(d) of the Act (33 U.S.C. § 1319(d)) and the Adjustment of Civil Monetary Penalties for Inflation (40 C.F.R. § 19.4) each separate violation of the Act subjects Syar Concrete to a penalty of up to \$32,500 per day per violation for all violations occurring during the period commencing five years prior to the date of this Notice of Violations and Intent to File Suit through January 12, 2009, and a maximum of \$37,500 per day per violation for all violations occurring after January 12, 2009. In addition to civil penalties, CSPA will seek injunctive relief preventing further violations of the Act pursuant to Sections 505(a) and (d) (33 U.S.C. §1365(a) and (d)) and such other relief as permitted by law. Lastly, Section 505(d) of the Act (33 U.S.C. § 1365(d)), permits prevailing parties to recover costs and fees, including attorneys' fees.

CSPA believes this Notice of Violations and Intent to File Suit sufficiently states grounds for filing suit. We intend to file a citizen suit under Section 505(a) of the Act against Syar Concrete and its agents for the above-referenced violations upon the expiration of the 60-day notice period. However, during the 60-day notice period, we would be willing to discuss effective remedies for the violations noted in this letter. If you wish to pursue such discussions in the absence of litigation, we suggest that you initiate those discussions within the next 20 days

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Batson and Goyette
Syar Concrete LLC – Woodland Plant
May 21, 2010
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so that they may be completed before the end of the 60-day notice period. We do not intend to delay the filing of a complaint in federal court if discussions are continuing when that period ends.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill Jennings". The signature is written in a cursive, flowing style with a large initial "B".

Bill Jennings, Executive Director
California Sportfishing Protection Alliance

cc via First Class: Ralston Roberts, Registered Agent (Syar Concrete, Inc., 2301 Napa Vallejo Highway, Napa, California 94558)

SERVICE LIST

Lisa Jackson, Administrator
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Dorothy Rice, Executive Director
State Water Resources Control Board
P.O. Box 100
Sacramento, CA 95812-0100

Eric Holder, U.S. Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

Jared Blumenfeld, Regional Administrator
U.S. EPA – Region 9
75 Hawthorne Street
San Francisco, CA 94105

Pamela C. Creedon, Executive Officer
Regional Water Quality Control Board
Central Valley Region
11020 Sun Center Drive #200
Rancho Cordova, CA 95670-6114

ATTACHMENT A
Rain Dates, Syar Concrete, Woodland, CA

June 8, 2005	February 2, 2006	April 23, 2006
June 9, 2005	February 3, 2006	May 20, 2006
June 17, 2005	February 4, 2006	May 22, 2006
September 27, 2005	February 18, 2006	May 23, 2006
October 15, 2005	February 19, 2006	October 5, 2006
October 26, 2005	February 27, 2006	November 3, 2006
October 28, 2005	March 1, 2006	November 13, 2006
October 29, 2005	March 2, 2006	November 14, 2006
November 4, 2005	March 3, 2006	November 16, 2006
November 8, 2005	March 5, 2006	November 22, 2006
November 25, 2005	March 6, 2006	November 27, 2006
November 26, 2005	March 7, 2006	December 11, 2006
November 28, 2005	March 8, 2006	December 12, 2006
November 29, 2005	March 9, 2006	December 14, 2006
December 1, 2005	March 13, 2006	December 15, 2006
December 2, 2005	March 14, 2006	December 27, 2006
December 8, 2005	March 15, 2006	February 7, 2007
December 18, 2005	March 17, 2006	February 8, 2007
December 19, 2005	March 21, 2006	February 9, 2007
December 21, 2005	March 22, 2006	February 10, 2007
December 22, 2005	March 24, 2006	February 11, 2007
December 23, 2005	March 25, 2006	February 13, 2007
December 25, 2005	March 26, 2006	February 22, 2007
December 26, 2005	March 28, 2006	February 23, 2007
December 27, 2005	March 29, 2006	February 24, 2007
December 28, 2005	March 30, 2006	February 26, 2007
December 29, 2005	March 31, 2006	February 27, 2007
December 30, 2005	April 1, 2006	February 28, 2007
December 31, 2005	April 2, 2006	March 1, 2007
January 1, 2006	April 3, 2006	March 21, 2007
January 2, 2006	April 4, 2006	March 27, 2007
January 3, 2006	April 5, 2006	April 11, 2007
January 4, 2006	April 6, 2006	April 14, 2007
January 11, 2006	April 7, 2006	April 15, 2007
January 14, 2006	April 8, 2006	April 22, 2007
January 15, 2006	April 9, 2006	April 23, 2007
January 18, 2006	April 10, 2006	May 2, 2007
January 19, 2006	April 11, 2006	May 4, 2007
January 21, 2006	April 12, 2006	July 18, 2007
January 27, 2006	April 13, 2006	September 20, 2007
January 28, 2006	April 14, 2006	October 1, 2007
January 29, 2006	April 15, 2006	October 10, 2007
January 31, 2006	April 16, 2006	October 12, 2007
February 1, 2006	April 17, 2006	October 13, 2007

ATTACHMENT A
Rain Dates, Syar Concrete, Woodland, CA

October 17, 2007	November 3, 2008	February 18, 2009
October 18, 2007	November 4, 2008	February 22, 2009
November 11, 2007	November 9, 2008	February 23, 2009
December 4, 2007	November 27, 2008	February 24, 2009
December 5, 2007	November 28, 2008	February 25, 2009
December 6, 2007	November 29, 2008	February 26, 2009
December 7, 2007	November 30, 2008	February 27, 2009
December 17, 2007	December 1, 2008	March 1, 2009
December 18, 2007	December 2, 2008	March 2, 2009
December 19, 2007	December 3, 2008	March 3, 2009
December 20, 2007	December 5, 2008	March 4, 2009
December 29, 2007	December 6, 2008	March 5, 2009
January 4, 2008	December 8, 2008	March 6, 2009
January 5, 2008	December 9, 2008	March 22, 2009
January 6, 2008	December 10, 2008	April 8, 2009
January 9, 2008	December 12, 2008	April 10, 2009
January 10, 2008	December 15, 2008	April 13, 2009
January 11, 2008	December 16, 2008	April 24, 2009
January 12, 2008	December 17, 2008	May 1, 2009
January 13, 2008	December 19, 2008	May 2, 2009
January 22, 2008	December 21, 2008	May 3, 2009
January 23, 2008	December 22, 2008	May 5, 2009
January 24, 2008	December 24, 2008	June 4, 2009
January 25, 2008	December 25, 2008	June 19, 2009
January 26, 2008	December 31, 2008	October 13, 2009
January 27, 2008	January 1, 2009	October 14, 2009
January 28, 2008	January 2, 2009	October 15, 2009
January 29, 2008	January 5, 2009	October 19, 2009
January 30, 2008	January 6, 2009	November 17, 2009
January 31, 2008	January 7, 2009	November 20, 2009
February 1, 2008	January 9, 2009	November 27, 2009
February 2, 2008	January 22, 2009	December 6, 2009
February 3, 2008	January 23, 2009	December 7, 2009
February 20, 2008	January 24, 2009	December 10, 2009
February 21, 2008	February 5, 2009	December 11, 2009
February 22, 2008	February 6, 2009	December 12, 2009
February 23, 2008	February 7, 2009	December 13, 2009
February 24, 2008	February 9, 2009	December 16, 2009
February 25, 2008	February 11, 2009	December 18, 2009
April 23, 2008	February 12, 2009	December 20, 2009
May 24, 2008	February 13, 2009	December 21, 2009
October 4, 2008	February 14, 2009	December 27, 2009
October 31, 2008	February 15, 2009	December 29, 2009
November 1, 2008	February 16, 2009	December 30, 2009
November 2, 2008	February 17, 2009	January 1, 2010

ATTACHMENT A
Rain Dates, Syar Concrete, Woodland, CA

January 3, 2010	February 27, 2010
January 8, 2010	March 2, 2010
January 9, 2010	March 3, 2010
January 12, 2010	March 10, 2010
January 13, 2010	March 12, 2010
January 16, 2010	March 24, 2010
January 17, 2010	March 25, 2010
January 18, 2010	March 29, 2010
January 19, 2010	March 30, 2010
January 20, 2010	March 31, 2010
January 21, 2010	April 2, 2010
January 22, 2010	April 4, 2010
January 23, 2010	April 11, 2010
January 24, 2010	April 12, 2010
January 25, 2010	April 19, 2010
January 26, 2010	April 20, 2010
January 29, 2010	April 21, 2010
February 1, 2010	April 28, 2010
February 4, 2010	May 10, 2010
February 5, 2010	May 17, 2010
February 6, 2010	May 19, 2010
February 8, 2010	
February 9, 2010	
February 12, 2010	
February 17, 2010	
February 18, 2010	
February 23, 2010	
February 24, 2010	
February 26, 2010	