

TOXIC TORT TOWNS

Nick Panchev, dba,
Director

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September 11, 2013

Ms. Patty Z. Kouyoumdjian, Executive Officer
Ms. Lauri Kemper, Assistant Executive Officer
Ms. Lisa Dernbach, Senior Engineering Geologist
Ms. Anne Holden, Engineering Geologist
Ms. Kimberly Niemeyer, Office of Chief Counsel
Mr. Harold Singer, Ex-Executive Officer
California Regional Water Quality Control Board, Lahontan Region
2501 Lake Tahoe Boulevard
South Lake Tahoe, California 96150
Tel 530 542-5424 Email ldernbach@waterboards.ca.gov

cc: Sheryl Bilbrey
Director, Remediation Program Office
Pacific Gas and Electric Company
77 Beale Street B28P
San Francisco, California 94105

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
1001 I St, Sacramento, CA 95814 Tel 916-341-5250

IN THE MATTER OF LAHONTAN REGIONAL)	EMERGENCY PETITION
WATER QUALITY CONTROL BOARD)	No. _____
THE PEOPLE OF HINKLEY, COUNTY OF)	DEMAND FOR IMMEDIATE
SAN BERNARDINO, CALIFORNIA, HAS RISEN)	AND EMERGENCY STAY ON
AND HAS REVOLTED AGAINST THE LAHONTAN)	ALL ORDERS BY LAHONTAN
BOARD, DEMANDING REDRESS AND RESTRAIN)	BOARD, SEEKING WATER
)	SUPPLY TO CLIENTS OF TOXIC
)	TORT TOWNS BY PACIFIC GAS
)	AND ELECTRIC COMPANY

This demand for Immediate and Emergency Stay; Petition for Redress and Restrain, is respectfully submitted to the California State Water Resources Board ("State Board") on behalf of The People of Hinkley, subsidiary of TOXIC TORT TOWNS, all not a paralegal organizations, represented by its sole proprietor Nick Panchev, in pro per ("TTT" or Petitioner"), dully authorized by certain Retainment Agreement to act on behalf of its

clients and pursuant to Water Code Section 13320(a) and 13321, and California Code of Regulations (“CCR”) Title 23, Section 2050 et seq., for review of all of these certain Orders, addressing any supply of any water that are to be provided by the Discharger of multi toxins into the ground waters in the town of Hinkley, County of San Bernardino, California, well known to be Pacific Gas and Electric Company (“PG&E”). In specific, requiring and/or stipulating that PG&E is to provide water to the TTT’s clients, absent of any judgment, or mandate in the appropriate judicial venue is construed as an act exceeding the Lahontan Water Board’s authority, thus the Lahontan Water Board is acting out of jurisdiction, and/or above the law.

Such act, construed as unlawful, has cause The People of Hinkley to rise, exhibit redress and revolt against the Lahontan Water Board and are further demanding that the Lahontan Water Board is restrained from such act and immediately cease and desist any such Orders, with all prior Orders addressing said water issue, and therefore all such Orders must be declared null and void and of no effect. Furthermore, The People of Hinkley can no longer tolerate PG&E’s behavior, also construed as above the law. In fact, by continuously thickening, trespassing and inflicting emotional and mental distress upon the Hinkley’s residents, with their bottled water supply and so-called “whole-house water units”, has now caused not only a revolt against the Lahontan Water Board, but effective immediately, Wednesday, September 11, 2013 from 11:00 a.m. PST, all bottled water and whole house units will be removed from the private properties of the Petitioner’s clients and placed outside the private property at the Public R.O.W., dirt street shoulders, for PG&E to pick-up. (Removal by property owners)

By now, the Board should be more than aware that a Class Action lawsuit was filed by the law firm Callahan & Blaine, Lead Plaintiff Ms. Lucille Riddle, against PG&E and any communication with the clients of the law firm representing the People, the Litigants, by any one, whether is PG&E, or the Board’s staff, is deemed as an unlawful act, a contempt.

REQUEST FOR IMMEDIATE and EMERGENCY STAY ON ANY BOARD’S ORDERS IN CONNECTION THERWITH ANY WATER SOUGHT TO BE PROVIDED BY PG&E

COMES NOW, the Petitioner and as a result of Petitioner’s clients request and demand, inclusive of the fact that: (i) There will be substantial infliction in emotional and mental distress, triggering substantial harm to the Petitioner who is also one of the property’s owner in the town of Hinkley, California; (ii) Substantial harm to all clients of the Petitioner, and/or the public interest if stay is not granted; (iii) There are substantial questions of facts or law regarding the disputed action.

Pursuant to 23 CCR 2053, “a petition for stay shall be supported by a declaration under penalty of perjury of a person having knowledge of the facts alleged”. As such, this Request for Immediate and Emergency Stay is accompanied by the following declarations that are attached as follows:

DECLARATION OF NICK PANCHEV, an owner of real property in the town of Hinkley, County of San Bernardino, California; a sole owner of TOXIC TORT TOWNS and subsidiary, all not a paralegal organizations, acting in pro per, within the Constitutional inherent rights for proprieta persona, representing under certain Retainment Agreement, further construed as authorization to act on behalf of his clients, The People of Hinkley.

There will be substantial Harm to the Petitioner or to the Public Interest if Stay is not Granted

Interested Persons and the Public Interest will not be Substantially Harmed if Stay is Granted

Interested Persons and the Public can easily obtain own bottled water at minuscule cost from any source, thus forcing PG&E to provide any water to The People of Hinkley, will not place at risk those that was to receive such water, and therefore the Board's interference is unjustified in regards to bottled water mandate to be obtained from PG&E.

Substantial Questions of Law and Facts Exist Regarding the Disputed Action

Rather than imposing substantial and infinite enforcement of Clean up and Abatement Orders (CAOs) for all toxins, not just Chromium (VI), discharged by PG&E, already 60 years of poisoning the town of Hinkley, Lahontan Water Board is focusing on issues that are not within the Board's jurisdiction, such as bottled water and even including the so called whole-house-water, will be deemed as improper action by the Board, thus such act is raising a substantial question of law, to be dealt with by the law firm representing them.

The Matter in Which the Petitioner is Aggrieved

On one hand The People of Hinkley are so frustrated and revolted against the Board, and on the other hand the Petitioner is left with no other alternative but to seek remedy by legal counsels in the appropriate judicial venue.

Petitioner's Requests of Further Action by the State Board

Thereafter multi complaints were filed with Cal/EPA for imminent investigation of muli toxins, no action of any kind was implemented by any Water Board, and therefore the Petitioner will file another Petition, seeking Stay of CAO's on Chromium (VI) and issuance in lieu of, certain multi CAOs for many other toxins, that were recently found to be not naturally occurring due to substantial concentration, over the legal limits, not limited to originated from the PG&E's cooling towers and machinery within the compressor station.

Copy of the Petition has bee Sent to the Lahontan Regional Water Board and to Sheryl Bilbrey, Pacific Gas and Electric Company (At herein above addresses)

Dated: September 11, 2013

Nick Panchev, In Pro Per

Nick Panchev

By: _____