

FEB 02 2016

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

Sherril R. Carter, Executive Officer/Clerk  
By Laura Robles, Deputy

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Plaintiff,

v.

SOUTHERN CALIFORNIA GAS COMPANY  
Defendant.

CASE NO.

65C00433

MISDEMEANOR COMPLAINT

The undersigned is informed and believes that:

COUNT 1

On or about October 23, 2015 to October 26, 2015, in the County of Los Angeles, the crime of FAILURE TO REPORT RELEASE OF HAZARDOUS MATERIAL, in violation of HEALTH AND SAFETY CODE SECTION 25510(a), a Misdemeanor, was committed by SOUTHERN CALIFORNIA GAS COMPANY, which failed, upon discovery, to immediately report a release or threatened release of hazardous material, to wit: NATURAL GAS OR ITS COMPONENTS (including, but not limited to, METHANE, METHYL MERCAPTAN, BUTYL MERCAPTAN, BENZENE AND BUTANE) to the California Emergency Management Agency and to the unified program agency.

\* \* \* \* \*

COUNT 2

On or about October 23, 2015 to October 26, 2015, in the County of Los Angeles, the crime of FAILURE TO REPORT RELEASE OF HAZARDOUS MATERIAL, in violation of LOS ANGELES COUNTY CODE SECTION 12.56.030, a Misdemeanor, was committed by SOUTHERN CALIFORNIA GAS COMPANY, which had knowledge of an unauthorized release or threatened release of hazardous material, to wit: NATURAL GAS OR ITS COMPONENTS (including, but not limited to, METHANE, METHYL MERCAPTAN, BUTYL MERCAPTAN, BENZENE AND BUTANE) and failed to take all necessary steps to insure the discovery, containment and cleanup of such release or threatened release and failed to notify the health hazardous materials division of the forester and fire warden.

\* \* \* \* \*

COUNT 3

On or about October 23, 2015 to October 26, 2015, in the County of Los Angeles, the crime of FAILURE TO REPORT RELEASE OF HAZARDOUS MATERIAL, in violation of TITLE 19 OF THE CALIFORNIA CODE OF REGULATIONS SECTION 2703(a), a misdemeanor, was committed by SOUTHERN CALIFORNIA GAS COMPANY, which had knowledge of a release or threatened release of hazardous material, to wit: NATURAL GAS OR ITS COMPONENTS (including, but not limited to, METHANE, METHYL MERCAPTAN, BUTYL MERCAPTAN, BENZENE AND BUTANE) and failed to provide an immediate verbal report to the administering agency and the California Emergency Management Agency.

\* \* \* \* \*

COUNT 4

On or about October 23, 2015 to the present, in the County of Los Angeles, the crime of DISCHARGE OF AIR CONTAMINANTS, in violation of HEALTH AND SAFETY CODE SECTION 41700(a), a Misdemeanor, was committed by SOUTHERN CALIFORNIA GAS COMPANY, which discharged air contaminants and other materials, to wit: NATURAL GAS OR ITS COMPONENTS (including, but not limited to, METHANE, METHYL MERCAPTAN, BUTYL MERCAPTAN, BENZENE AND BUTANE) that caused injury, detriment, nuisance or annoyance to any considerable number of persons or to the public, or that endangered the comfort, repose, health, or safety of any of those persons or the public, or that caused or had a natural tendency to cause, injury or damage to business or property.

\* \* \* \* \*

NOTICE: Conviction of this offense will require the defendant to provide DNA samples and print impressions pursuant to Penal Code sections 296 and 296.1 if the defendant has suffered a prior felony conviction. Willful refusal to provide the samples and impressions is a crime.

NOTICE: The People of the State of California intend to present evidence and seek jury findings regarding all applicable circumstances in aggravation, pursuant to Penal Code section 1170(b) and *Cunningham v. California* (2007) 549 U.S. 270.

NOTICE: A Suspected Child Abuse Report (SCAR) may have been generated within the meaning of Penal Code §§ 11166 and 11168 involving the charges alleged in this complaint. Dissemination of a SCAR is limited by Penal Code §§ 11167 and 11167.5 and a court order is required for full disclosure of the contents of a SCAR.

Further, attached hereto and incorporated herein are official reports and documents of a law enforcement agency which the undersigned believes establish probable cause for the arrest of defendant SOUTHERN CALIFORNIA GAS COMPANY for the above-listed crimes.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT CONSISTS OF 4 COUNTS.

Executed at LOS ANGELES, County of Los Angeles, on February 2, 2016.

  
THOMAS DOAN  
DECLARANT AND COMPLAINANT

.....  
JACKIE LACEY, DISTRICT DEPUTY

BY: DANIEL J. WRIGHT, DEPUTY

AGENCY: LACO FIRE DEPT IO: FERNANDO ID NO.: 0000 PHONE: (323) 890-4085  
FLOREZ  
DR NO.: OPERATOR: ESM

<u>DEFENDANT</u>	<u>CII NO.</u>	<u>CITATION NO.</u>	<u>BOOKING NO.</u>	<u>BAIL RECOM'D</u>	<u>CUSTODY R'TN DATE</u>
SOUTHERN CALIFORNIA GAS COMPANY					02/17/2016

Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.