

BEFORE THE HEARING BOARD  
OF THE  
BAY AREA AIR QUALITY MANAGEMENT DISTRICT  
STATE OF CALIFORNIA

In the Matter of the Application of )  
TESLA, INC. )  
Regulation 2, Rule 6, Section 307; and )  
Regulation 2, Rule 1, Section 307 )  
)

Docket No.: 3739  
NOTICE OF HEARING



**TO: Air Pollution Control Officer of the Bay Area Air Quality Management District**  
**AND**  
**TESLA, INC.**

**YOU ARE HEREBY NOTIFIED** that a hearing will be held before the Hearing Board of the Bay Area Air Quality Management District (“District”) via Zoom, at the hour of **9:30 A.M.** on **TUESDAY, FEBRUARY 28, 2023**, upon the issues raised in the Application for Regular Variance.

Public Link: <https://bayareametro.zoom.us/j/82555872042> (Webinar ID: 825 5587 2042)

The hearing will be conducted under procedures authorized by Assembly Bill 361 (Rivas 2021). The public may observe this hearing through the webcast of the hearing by clicking the link available on the Air District’s website for the hearing (see above). The public may also participate remotely via phone (669) 900-6833 or (408) 638-0968. Interested members of the public will be allowed an opportunity to testify in this matter. The file may be reviewed by contacting the Clerk of the Boards, Marcy Hiratzka, at 415.749.5073, or [mhiratzka@baaqmd.gov](mailto:mhiratzka@baaqmd.gov). The above hearing date and time may be changed without further published notice. Those participating by phone who would like to make a comment can use the “raise hand” feature by dialing “\*9”. In order to receive the full Zoom experience, please make sure your application is up to date. **Individuals representing the Air District and applicant will receive special links to the meetings at a later date (the link above is for the general public.)**

1 You should be present at the virtual hearing described above and may be, but need not be,  
2 represented by counsel. You may present any relevant evidence and will be given full opportunity to  
3 cross-examine all testifying witnesses. You are entitled to the issuance of subpoenas to compel the  
4 attendance of witnesses and the production of books, documents, and other things by applying to the  
5 Clerk of the Boards.

6 The proceedings of the hearing will be electronically recorded, copies of which will be made  
7 available to the parties upon request and payment of records duplication fees. Should either party  
8 desire the services of a court reporter, with the cost to be borne by the requesting party, please contact  
9 the Clerk of the Boards as soon as possible and, in any event, no later than forty-eight (48) hours prior  
10 to the date of the hearing.

11 **If either party determines that a continuance of the hearing is necessary, a written**  
12 **request including specific reasons for the request, should be made to the Clerk of the Boards at**  
13 **least seventy-two (72) hours prior to the hearing date pursuant to Hearing Board Rules § 6.16.**

14 The hearing will be conducted in accordance with the Hearing Board Rules to the extent  
15 feasible, available via the District website at [http://www.baaqmd.gov/about-the-air-district/hearing-](http://www.baaqmd.gov/about-the-air-district/hearing-board/rulesforms)  
16 [board/rulesforms](http://www.baaqmd.gov/about-the-air-district/hearing-board/rulesforms) or by contacting the Clerk of the Boards at 415.749.5073, and in accordance with  
17 Assembly Bill 361 (Rivas 2021).

18  
19 DATED: January 9, 2023



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20 Marcy Hiratzka  
21 Clerk of the Boards

22 Facility Location:

23 45500 Fremont Blvd, Fremont, CA 94538 (Alameda County)  
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