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**FILED**

**SEP 13 2007**

HEARING BOARD  
BAY AREA AIR QUALITY  
MANAGEMENT DISTRICT

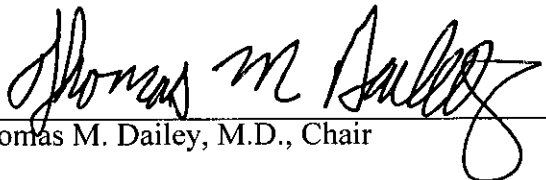
**MARY ROMAIDIS  
CLERK  
HEARING BOARD  
BAY AREA AIR QUALITY  
MANAGEMENT DISTRICT**

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

In the Matter of the Appeal of )  
)  
NuStar Logistics Operations, L.P. (formerly ) No. 3473  
Valero Logistics Operations, L.P.)  
) ORDER FOR DISMISSAL  
)  
From The Terms and Conditions of Permit )  
to Operate No. 7980 )  
\_\_\_\_\_ )

The above-entitled matter, being an Appeal from the Terms and Conditions of Permit to Operate No. 7980, having been filed on July 2, 2004; a stay of the proceedings was granted by the Hearing Board on July 7, 2004; Appellant having withdrawn its Appeal on September 6, 2007;

FOR GOOD CAUSE, in accordance with Section 5.7 of the Hearing Board Rules, the HEARING BOARD ORDERS that the Appeal be and is hereby dismissed.

  
\_\_\_\_\_  
Thomas M. Dailey, M.D., Chair

9-12-07  
Date

AKB