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10 **STATE OF CALIFORNIA**
11 **DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY**

12 **In the Matter of the Accusation Against) OAH Case No.**
13 **Recycling Services Alliance, Inc.)**
14 **(PR147941.001),)**
15 **Sheng Chien (Jensen) Tseng,)**
16 **and)**
17 **Maximina (Maxi) Perez)**
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Respondents

18 The undersigned, on behalf of all the Respondents named in the above entitled action,
19 hereby acknowledges receipt of a copy of the Accusation, Statement to Respondent,
20 Request for Discovery, OAH pamphlet on administrative hearings, and Government
21 Code Sections 11507.5, 11507.6 and 11507.7.

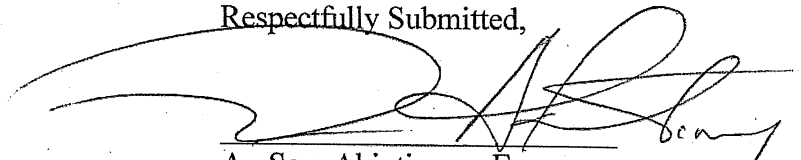
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Respondent hereby:

1. Objects to the use of informal hearing procedure in Count One – The Immediate Suspension of RSA. Respondent requests that the suspension be stayed pending the resolution of this hearing.
2. Requests a hearing.
3. Objects to the Notice of Hearing for failure to state acts or omissions upon which the agency may proceed.
4. Objects to the form of the Notice of Hearing on the ground that it is so indefinite or uncertain that the respondent cannot identify the transaction or prepare a defense.
5. Objects to the Notice of Hearing on the basis that, under the circumstances, compliance with the requirements of a regulation would result in a material violation of a regulation enacted by another department affecting substantive rights.
6. Objects to the Notice of Hearing on the basis that it is unfair and violates Respondent’s rights to due process under the constitution of the State of California and the United States of America.
7. Present new matter by way of defense.

Dated: June 10, 2016

Respectfully Submitted,



A. Sam Akintimoye Esq.
Attorney for Recycling Services Alliance,
Inc; Sheng Chien (Jensen) Tseng and
Maximina (Maxi) Perez

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PROOF OF SERVICE

RECYCLING SERVICES ALLIANCE, INC. DRRR CASE NO. IH16-003-BCR

I, Cindy Hernandez, declare as follows:

I am over the age of 18 and not a party to this action. I am a resident of or employed in the county where the mailing occurred; my business address is: 699 W. Rialto Avenue, San Bernardino, CA 92410.

On June 10, 2016, I served the foregoing document(s) described as:

- 1. NOTICE OF DEFENSE**
- 2. DEMAND FOR DISCOVERY**

to the following parties:

Jeffrey A. Diamond, Staff Counsel
 California Department of Resources Recycling and Recovery
 Legal Office
 891 K. Street, MS 19-03
 Sacramento, CA 95814

(By Mail) I am readily familiar with the business practice of collection and processing of correspondence for mailing with the United States Postal Service. Correspondence would be deposited with the United States Postal Service that same day in the ordinary course of business.

(By overnight delivery) I enclosed the documents in an envelope or package provided by an overnight delivery carrier and addressed to the persons at the addresses in item 5. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of the overnight delivery carrier

(By Facsimile) I served a true and correct copy by facsimile during regular business hours to the number(s) listed above. Said transmission was reported complete and without error.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATED: June 10, 2016



CINDY HERNANDEZ