State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-535U-20

Relating to Exemptions under
Section 38395 of the Vehicle Code

Cleaire Advanced Emission Controls
Allmetal Diesel Particulate Filter

WHEREAS, Vehicle Code Section 38395 and Title 13, California Code of Regulations Section 2474(e) authorize the California Air Resources Board and its Executive Officer to exempt add-on and modified parts from the prohibitions of Vehicle Code Section 38391.

WHEREAS, pursuant to the authority vested in the Executive Officer by Health and Safety Code Section 39515 and in the Chief of the Mobile Source Operations Division by Health and Safety Code Section 39516 and Executive Order G-02-003, the Air Resources Board issued Executive Orders D-535U-7, D-535U-9, and D-535U-11 which exempted Cleaire Advanced Emission Controls' Allmetal diesel particulate filter from the prohibitions of Vehicle Code Section 38391.

WHEREAS, said exemption was granted pursuant to and subject to the "Procedures for Exemption of Add-On and Modified Parts for Off-Road Categories," adopted on July 14, 2000.

WHEREAS, Cleaire Advanced Emission Controls of 7485 Trade Street, San Diego, California 92121 has declared it will no longer sell or install the Allmetal diesel particulate filter exempted under Executive Orders D-535U-7, D-535U-9, and D-535U-11 and has requested rescission of the said Executive Orders.

IT IS HEREBY RESOLVED that Executive Order D-535U-7 issued on December 23, 2008, Executive Order D-535U-9 issued on April 14, 2009, and Executive Order D-535U-11 issued on September 15, 2009, are rescinded. Cleaire Advanced Emission Controls shall cease and desist all production of the Allmetal diesel particulate filters covered in Executive Orders D-535U-7, D-535U-9, and D-535U-11 effective the date of signature of Executive Order D-535U-20. Furthermore, Cleaire Advanced Emission Controls, its agents, and any businesses connected with this product are prohibited from advertisement, offer for sale, sale, and installation of the Allmetal diesel particulate filter after the effective date of Executive Order D-535U-20.

Executed at El Monte, California, this 23rd day of October 2012.

J. Lourenco
for Annette Hebert, Chief
Mobile Source Operations Division