

State Of California

CALIFORNIA AIR RESOURCES BOARD

Executive Order G-714-ADF-RE05

Regulation on Commercialization of Alternative Diesel Fuels

Retail Fueling Station Exemption for eFUEL, LLC. – San Jose, CA

Pursuant to Sections 39600, 39601, 43013, 43018, and 43101 of the Health and Safety Code, the California Air Resources Board (CARB) adopted the Regulation on Commercialization of Alternative Diesel Fuels (ADF regulation) published at title 13, California Code of Regulations (CCR), section 2293 et seq. Effective since January 1, 2016, the ADF regulation establishes a comprehensive, multi-stage process administering the commercialization of alternative diesel fuels in California. The ADF regulation governs the introduction and use of innovative alternative diesel fuels in California while preserving or enhancing public health, environmental, and emission benefits of the existing motor vehicle diesel-fuel regulations.

The ADF regulation includes specific provisions (in-use requirements) designed to control potential increases in oxides of nitrogen (NO<sub>x</sub>) emissions that could otherwise be caused by the use of biodiesel under certain circumstances. These in-use requirements have been effective since January 1, 2018. The ADF regulation also includes provisions that allow exemptions to the in-use requirements for qualifying retail fueling stations if owners can demonstrate that their stations meet the conditions specified in the ADF regulation section 2293.6(a)(5)(B).

A retail fueling station exemption may be granted if the owner can demonstrate that at least 90 percent of all sales at the station of biodiesel blends above the pollutant control level, are to a combination of light and medium duty vehicles and heavy duty vehicles with new technology diesel engines (NTDEs).

eFUEL, LLC (eFUEL), headquartered at 1346 E. Taylor St. San Jose, CA 95133, supplies diesel fuel and diesel exhaust fluid (DEF) directly to service contracted fleets, generator and equipment by providing 'On-Site Fleet Fueling Services'. The eFUEL On-Site Fueling Program brings the fuel and DEF to the fleet locations. eFUEL has requested a retail station exemption for the fuel supplied to those contracted fleets. The approved eFUEL's retail exemption would allow eFUEL to supply exempted fuel to those fleets under the contract with eFUEL to use unmitigated fuel without each fleet applying for a fleet exemption individually.

eFUEL has chosen to make the demonstration in the ADF regulation section 2293.6(a)(5)(B) based on the volume ratio of DEF to diesel fuel, which CARB staff has

determined must be at least 2.70 percent in order to show that 90 percent diesel vehicles that eFUEL services are equipped with NTDEs.

eFUEL has requested a retail fueling station exemption for the operations primarily conducted at 1346 E. Taylor St. San Jose, CA 95133 and submitted the monthly sales volume and the ratio of DEF to diesel fuel provided for their contracted fleets. (Confidential Attachment 2).

The primary operation conducted at location listed in Attachment 1 has met the conditions in section 2293.6(a)(5)(B) of the ADF regulation, demonstrated by their sales volume ratio of DEF to diesel fuel of at least 2.70 percent for the most recent consecutive three months.

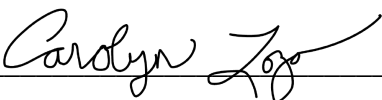
NOW, THEREFORE, (IT IS ORDERED AND RESOLVED) that the location listed in Attachment 1 has met the requirements for the retail fueling station exemption and is granted an exemption from the in-use requirements in section 2293.6 of the ADF regulation.

CARB reserves the right in the future to review this Executive Order to confirm that the exempted stores continue to meet the requirements, conditions, standards and procedures of Title 13, California Code of Regulation, section 2293, et seq.

eFUEL must send quarterly reports to CARB staff ([adf@arb.ca.gov](mailto:adf@arb.ca.gov)) of eFUEL monthly sales volume and the ratio of DEF and diesel fuel for the location listed in Attachment 1, no later than the 30<sup>th</sup> of the month following the end of each calendar quarter. If at any point the monthly sales volume ratio of DEF to diesel fuel drops below 2.70 percent, CARB may amend or revoke this Executive Order in order to ensure continued exemption eligibility and compliance.

Violation of any of the above conditions shall be grounds for revocation of this Executive Order.

Executed at Sacramento, California, this 23rd day of August, 2021.



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Carolyn Lozo  
Chief, Oil and Gas and GHG Mitigation Branch

eFUEL, LLC  
G-714-ADF-RE05

**Alternative Diesel Fuel Regulation  
Retail Station Exemption from In-Use Requirements**

**Attachment 1**

This attachment lists all of the stations subject to the exemption granted from the in-use requirements of the ADF regulation under Executive Order G-714-ADF-RE05.

Company name:	EFUEL, LLC
Company Contact:	Don Harper
Contact Phone/E-mail:	714-863-3574 / donharper@efuelco.com

	Location Name	Location Address
1	San Jose (primary truck depo)	1346 E. Taylor St. San Jose, CA 95133
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