



January 7, 2008

Erik White
Chief, Heavy Duty Diesel In-Use Strategies Branch
California Air Resources Board
P.O. Box 2815
Sacramento, CA 95812

Dear Erik:

Over the past three years, Granite Construction has worked closely with CARB Staff to craft a technically and economically feasible regulation to reduce emissions from off-road diesel equipment in the state of California. We have agreed with CARB Staff on some points and agreed to disagree with CARB Staff on others.

With the dust now settled and the final regulatory language in front of us, we have shifted gears from planning to implementation. Unfortunately, as the regulation currently stands, our spirit of compliance is being crushed by the lack of available technology.

We met with CARB Staff and CARB leadership in August after the Board hearing in which the off-road regulation was approved to discuss our implementation of the rule. During that meeting, we were assured that multiple VDECS would be verified by the end of 2007. Despite the efforts of CARB Staff, we now sit in 2008 without a practical or usable VDECS to install on our equipment. We are ready to use the early compliance options built into the rule; however, we have no way to exercise the early compliance options.

We ask that you consider the availability of VDECS concerning the ease of compliance with the off-road rule. As always, please feel free to contact us to discuss any ideas, concepts, or questions.

Thank you,

A handwritten signature in blue ink, appearing to read "Nick Pfeifer".

Nick Pfeifer
Equipment Department Engineer
Granite Construction Incorporated

Cc:

Dan Thompson, Granite Construction Inc. Corporate Equipment Superintendent
Bill Wagy, Granite Construction Inc. Corporate Equipment Manager
Dave Sbaffi, Granite Construction Inc. Equipment Department Special Projects Manager
Geoff Boraston, Granite Construction Inc. Environmental Manager
Mary Nichols, California Air Resources Board Chairman
Tony Brasil, Manager, California Air Resources Board In-Use Control Measures Section
Kim Heroy-Rogalski, CARB In-Use Off-Road Implementation Manager

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