



BP America, Inc

David A. Smith  
6 Centerpoint Dr  
La Palma, California

December 9, 2008

**Via Email:**

Mr. James Goldstene, Executive Officer  
California Air Resources Board

Regarding: **Proposed Regulation to Reduce Emissions from In-Use On-Road Heavy-Duty Diesel Vehicles and Amendments to Existing Regulations Affecting Other Diesel Engines**

Dear Mr. Goldstene,

BP America, Inc. is pleased to offer comments on the Proposed Regulation Order, which includes a "Proposed Regulation to Reduce Emissions of Diesel Particulate Matter and other Pollutants From In-Use Heavy-Duty Diesel-Fueled Vehicles" in combination with amendments to various existing regulations affecting other diesel engines (the Proposed Regulatory Order)

BP participated as a member of CCEEB in submitting comments on earlier drafts of this action. We are pleased to find that BP's previous concerns on two-engine cranes have been largely alleviated by the current Proposed Regulation Order and wish to express our appreciation for the effort your staff contributed to the resolution of these concerns.

In particular, we appreciate written correspondence and discussions with your ARB staff that have assured us that the proposed changes to the off-road rule that will eventually increase our off-road fleet's horsepower by adding both engines from our two-engine cranes to our off-road fleet will not impact our fleet's horsepower that will be used in evaluating whether or not we met applicable requirements to earn early reduction credits by March 1, 2009 for the off-road rule.

BP does support the additional comments that CCEEB will be submitting on This Proposed Regulation Order for further improvement. Thank you again. If you have any questions concerning our comments please call me at 213-923-2878.

Sincerely

A handwritten signature in cursive script that reads "Allan Lind for".  
Dave Smith

Director, Regulatory Affairs

cc: Erik White,  
Tony Brasil,  
Gloria Lindner,  
Kathleen Mead