

January 18, 2008

Ms. Analisa Bevan, Chief
Sustainable Transportation Technology Branch
California Air Resources Board
P.O. Box 2815
Sacramento, CA 95812

Dear Ms. Bevan,

The ZEV Alliance appreciates your efforts to negotiate an acceptable compromise on our PRA request. After internal discussion, we have determined that we are not willing to enter into any non-disclosure agreement, whether it is with CARB or with the auto companies. We are, however, willing to consider an alternative that staff had previously raised. The following is dependent on some of our members' checking back with their organizations to gain approval on this approach, but since we know you are pressed for time, we offer this tentative feedback:

If CARB will adopt a change to its procedures agreeing to make publicly available all data, including credit data beginning with the 2008 model year (as proposed in our draft resolution presented via e-mail 1-8-08), we will agree to not further pursue our PRA request on historical data and instead will seek to work with CARB staff on the "scenarios" you previously offered on your 12-18-07 call with the ZEV Alliance. We trust that staff will offer a variety of aggressive and worst-case scenarios that can help us engage fairly and rationally on this rulemaking.

We wish to make clear that our agreement to forego past data is contingent on new rules making all future data public. We are not interested in discussing any rules that would continue secrecy or any disclosure rule that will not take effect until some time in the future.

Thank you,

Jamie Knapp
On Behalf of the ZEV Alliance
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