



July 5, 2007

**VIA ELECTRONIC MAIL**

Mr. W. Thomas Jennings  
Chief Counsel  
California Air Resources Board  
P.O. Box 2815  
Sacramento, CA 95812  
wjennin@arb.ca.gov

RE: Request for Board Hearing To Consider Revisions to San Joaquin Valley New Source Review Rule Under SB288

Dear Mr. Jennings:

This letter is in response to your May 30, 2007 letter concerning the Office of Legal Affairs' review of our petition regarding relaxations to the San Joaquin Valley Unified Air Pollution Control District's (District) new source review rule (Rule 2201). On behalf of our clients Latino Issues Forum, Medical Advocates for Healthy Air and the Sierra Club, I am writing to request a hearing before the full Governing Board to consider whether these revisions, adopted by the District on December 15, 2005, violate the provisions of Health and Safety Code section 42504. Our understanding is that this matter will be placed on the agenda for the September meeting of the Governing Board. Please let us know when this matter will be heard and the process you envision for presenting our arguments to the Governing Board.

With this letter, pursuant to the California Public Records Act, Gov't Code § 6250 *et seq.*, we are also requesting copies of all information considered in coming to your May 30, 2007 conclusion that the challenged amendments "have no or a de minimis adverse impact on the stringency of the regulation." This information should include, but is not limited to:

- All records of communications between the Air Resources Board and the District regarding the above-referenced changes to Rule 2201 or our petition under SB288;
- All written analyses, and their supporting records, of the changes to Rule 2201;
- All written analyses, and their supporting records, of the equivalency tracking provision in Rule 2201;
- All written analyses, and their supporting records, of permits issued by the District;
- All written analyses, and their supporting records, of the credits used to satisfy offset requirements;

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- All written analyses, and their supporting records, of the availability of credits in the San Joaquin Valley; and
- All written analyses, and their supporting records, of the potential impact of future changes to the District's new source review program, including changes in major source thresholds.

If you have any questions regarding the scope of this records request, please contact me at (510) 550-6777. We look forward to your prompt response.

Sincerely,



Paul Cort

Counsel for Latino Issues Forum,

Medical Advocates for Healthy Air and Sierra Club

cc: Tom Cackette, Acting Executive Officer, ARB  
Seyed Sadredin, Air Pollution Control Officer, SJVUAPCD