UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

NOV - 5 2014

Return Receipt Requested
Certified Mail #: 7004-1160-0002-3622-6123

In Reply Refer to:
EPA File No.: 13R-14-R6

Dona Upson, M.D., Chairperson
Albuquerque/Bernalillo County Air Quality Control Board
P.O. Box 1293
One Civic Plaza, N.W.
Albuquerque, New Mexico 87103

Re: Notification of Receipt of Administrative Complaint

Dear Dr. Upson:

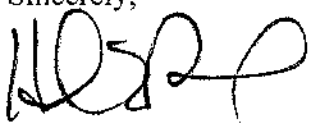
This is to notify you that the U.S. Environmental Protection Agency (EPA), Office of Civil Rights (OCR), received a complaint on September 16, 2014, alleging that the Albuquerque/Bernalillo County Air Quality Control Board has violated Title VI of the Civil Rights Act of 1964, as amended (Title VI), 42 United States Code (U.S.C.) §§ 2000d *et seq.*, and the EPA's nondiscrimination regulations found at 40 Code of Federal Regulations (C.F.R.) Part 7.

The OCR is responsible for processing and investigating complaints alleging discrimination by programs or activities that receive financial assistance from the EPA. Pursuant to the EPA's nondiscrimination regulations, the OCR will review the complaint for acceptance, rejection, or referral to another Federal agency. 40 C.F.R. §7.120(d)(1). Once this jurisdictional review is completed, the OCR will notify you about its decision.

The EPA's nondiscrimination regulations also provide that the OCR must attempt to resolve complaints informally whenever possible (40 C.F.R. §7.120(d)(2)). Accordingly, if the complaint is accepted for investigation, the OCR may discuss offers to informally resolve the complaint, and may, to the extent appropriate, facilitate an informal resolution process with the involvement of affected stakeholders.

In the interim, if you have any questions about the status of this complaint, please contact Samuel Peterson of my staff at (202) 564-5393 or via e-mail at peterson.samuel@ epa.gov.

Sincerely,



Helena Wooden-Aguilar
Assistant Director
Office of Civil Rights

cc: Elise Packard
Associate General Counsel
Civil Rights & Finance Law Office
(MC 2399A)

Samuel Coleman
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