From: lallen@co.slo.ca.us
To: Jordan, Deborah
Cc: biering@ammcglaw.com; Drake, Kerry; gwilley@co.slo.ca.us; Zimpfer, Amy
Subject: RE: Appeals Court decision on SLOAPCD dust rule
Date: Friday, April 10, 2015 4:59:08 PM

Thanks Debbie - I really appreciate you being able to respond of such short notice. I look forward to seeing your response.

Larry

Larry Allen
Air Pollution Control Officer
San Luis Obispo County Air Pollution Control District
Phone: 805 781-5912
Fax: 805 781-1002
Web: http://www.slocleanair.org

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From: "Jordan, Deborah" <Jordan.Deborah@epa.gov>
To: "lallen@co.slo.ca.us" <lallen@co.slo.ca.us>
Cc: "Zimpfer, Amy" <Zimpfer.Amy@epa.gov>, "Drake, Kerry" <Drake.Kerry@epa.gov>, "gwilley@co.slo.ca.us" <gwilley@co.slo.ca.us>, "biering@ammcglaw.com" <biering@ammcglaw.com>
Date: 04/10/2015 04:41 PM
Subject: RE: Appeals Court decision on SLOAPCD dust rule

Hi Larry,

Thank you for sending the court decision. We are meeting with attorneys on Monday to discuss an appropriate approach to a letter we would send.

Have a good vacation.

Debbie

-----Original Message-----
From: lallen@co.slo.ca.us [mailto:lallen@co.slo.ca.us]
Sent: Friday, April 10, 2015 2:45 PM
To: Jordan, Deborah
Cc: Zimpfer, Amy; Drake, Kerry; gwilley@co.slo.ca.us; biering@ammcglaw.com
Subject: Appeals Court decision on SLOAPCD dust rule

Hi Debbie,

I just sent you all a copy of the Appeals Court decision just published this week regarding our dust rule regulating emissions from the Oceano Dunes State Vehicular Recreation Area. We are holding a special meeting of

our Board next Thursday, April 16, to discuss the ruling in closed session and get direction from them on next steps. It would be very helpful if you could provide us with your thoughts on any concerns EPA might have if we do not correct the legal inaccuracies in the ruling regarding our authority to regulate such a source, or if the decision somehow results in overturning our rule or lessening our ability to enforce it.

A letter from you stating such concerns would be helpful in our discussions with the Board next Thursday. I will be out of the office on vacation next week, so if you can provide such a letter, please include Gary Willey, our Engineering and Compliance Manager, and Ray Biering, District Counsel on your response. I've cc'd them both above so you have their email addresses.

Thank you for considering this request. I look forward to hearing from you,

Larry

Larry Allen
Air Pollution Control Officer
San Luis Obispo County Air Pollution Control District
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Fax: 805 781-1002
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