

DOCKETED

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CEC Staff Meeting With CalPilots Aug. 9, 2013 at 1 p.m.- Attachment 3

Additional submitted attachment is included below.

DEPARTMENT OF TRANSPORTATION

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January 13, 2012

Mr. Will Travis
Executive Director
Bay Area Conservation and Development Commission
50 California Street, Suite 2600
San Francisco, CA 94111

Dear Mr. Travis:

On December 20, 2011, Gary Cathey, Chief, Division of Aeronautics of the California Department of Transportation (Caltrans), mailed you a letter asking to be informed of any Bay Area Conservation and Development Commission (BCDC) proceedings to review the Russell City Energy Center.

I have just been informed that Mr. Cathey's letter has been introduced in a federal court proceeding that does not involve Caltrans. It was never Caltrans' intention to involve itself in that proceeding.

Caltrans' position regarding aeronautics safety with regard to the Russell City Energy Center Project has not changed and was clearly stated in the 2007 California Energy Commission proceedings. Therefore, the December 20, 2011, letter was not necessary at this time and is withdrawn.

Thank you for your consideration. The Department remains available to offer technical advice.

Sincerely,

A handwritten signature in blue ink, appearing to read "Malcolm Dougherty", written over a horizontal line.

MALCOLM DOUGHERTY
Acting Director

c: Region 9 Director, Environmental Protection Agency
California Pilots Association