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TO: David T. Barker, P.E.
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Shipyard Sediment Cleanup Team
SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD

FROM: David A. King, Esq.
Presiding Officer
SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD

DATE: February 26, 2008

SUBJECT: AVAILABILITY OF SHIPYARD SEDIMENT SITE DOCUMENTS

This directive is being issued in response to the Shipyard Sediment Cleanup Team's status report dated February 15, 2008. Due to the continued delays in finalizing the indexed electronic record, I am giving serious consideration to initiating the hearing process for the Cleanup and Abatement Order prior to the distribution of the final indexed electronic record. Such process may involve the parties and staff working from a record that is partially in an indexed electronic form and partially on paper.

The Cleanup Team is hereby directed to report on the feasibility of making available to the designated parties in an interim format all remaining documents that currently comprise the record and initiating Phase III of the First Amended Order of Proceedings. This directive is not intended to interfere with the finalization of the indexed electronic record, but is made with the understanding that additional copies of some records may need to be produced, possibly at the contractor's expense. In addition, the Cleanup Team is directed to provide a semi-monthly status update.

A written response from the Cleanup Team is expected by February 28, 2008.

cc: Shipyard Sediment Distribution List