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November 6, 2007

35662-2

Via Email and U.S. Mail

Michael McCann
San Diego Regional Water Quality Control Board
9174 Sky Park Court, Suite 100
San Diego, CA 92123

Re: Acceptance of Proposed Civil Liability
Complaint No. R9-2007-0061 for Administrative Civil Liability Against San Diego
Unified School District for Violation of State Board Order No. 99-08-DWQ,
Scripps Ranch Middle School, WDID No. 9 37C3029152

Dear Mr. McCann:

The San Diego Unified School District ("District") has reviewed and hereby elects to waive its right to a public hearing and to accept the assessment of a civil liability in the amount of \$128,000, as set forth in subject Complaint relating to construction at the Scripps Ranch Middle School. The undersigned is the attorney-in-fact for the District regarding the Complaint and is fully authorized to waive the hearing for this matter.

The District understands that it is giving up its right to be heard and to argue against the violations in the Complaint, against the imposition of civil liability for such violations, or against the amount of civil liability proposed therein. The District is processing a check to the Regional Water Quality Control Board, and will forward it to the Board prior to the December hearing to adopt the proposed order.

Thank you for your attention to this matter. We appreciate your time in coming to a resolution. Please do not hesitate to contact me if you have any further questions.

Very truly yours,



Steven P. McDonald
of
LUCE, FORWARD, HAMILTON & SCRIPPS LLP

cc: Mr. Peter Peuron
Robert P. Allenby, Esq.
Sandra T.M. Chong, Esq.
A. Kenneth Wood, Esq.