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July 14, 2008

Jane C. Luxton, General Counsel  
United States Department of Commerce  
National Oceanic and Atmospheric Administration  
Office of the General Counsel  
Washington DC 20230

via electronic mail and mail

RE: Foothill/Eastern Transportation Corridor Agency v. California Coastal Commission  
U.S. Secretary of Commerce, Carlos M. Guterrez, Case No.

Dear General Counsel Luxton:

The California Coastal Commission received your notice last week that the University of California Irvine Bren Center withdrew its agreement to allow the public hearing to be held there on July 25 due in part to the concern about too many people attending. The Commission believes this level of public interest underscores the need for the Secretary of Commerce to hold a public hearing in this matter and the importance of a public hearing to Californians. The Commission remains willing and ready to assist the Secretary in locating an appropriate and convenient venue.

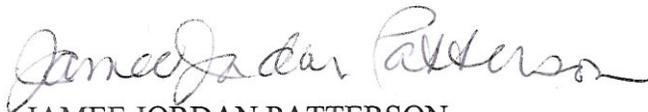
The Commission spoke with the Del Mar Fairgrounds today, and the Fairgrounds' Exhibit Hall is available on September 8 and 9. The Exhibit Hall is 56,000 square feet and can accommodate approximately 4,000 people seated. The Fairgrounds has ample parking as well as plenty of overflow areas where video screens can be set up and the public can watch the proceedings. The Fairgrounds are the venue for the San Diego County Fair and the Del Mar Thoroughbred Club horse race meet each summer so the Fairgrounds are experienced in handling thousands of visitors for a day's event. The Commission was assured the Fairgrounds can provide the level of security required for the public hearing, including using both Fairgrounds security officials and off duty sheriffs or police officers as appropriate, and that it would be made available on the same terms as described in the Joint Report on Hearing Venues. Additionally, holding the hearing in Del Mar in September would allow the Secretary sufficient time to properly notice the hearing in compliance with the CZMA regulations.

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The contact information for the Del Mar Fairgrounds is Paul Blaney at 858-792-4219.

Sincerely,

A handwritten signature in cursive script that reads "Jamee Jordan Patterson".

JAMEE JORDAN PATTERSON  
Supervising Deputy Attorney General

For EDMUND G. BROWN JR.  
Attorney General

cc: Audry Huang, via email and mail  
Steven H. Kaufmann, via email and mail