



PACIFIC LEGAL FOUNDATION

September 20, 2012

South Coast AQMD
Public Records Coordinator/Public Records Unit
21865 Copley Drive
Diamond Bar, CA 91765

**VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Re: Public Records Act Request

Dear Sir or Madam:

Pursuant to the Public Records Act, California Government Code section 6250, *et seq.*, Pacific Legal Foundation (PLF) requests public records concerning the South Coast Air Quality Management District's fulfillment of its obligations under Health and Safety Code section 40471(b), which provides:

On or before December 31, 2001, and every three years thereafter, as part of the preparation of the air quality management plan revisions, the south coast district board, in conjunction with a public health organization or agency, shall prepare a report on the health impacts of particulate matter air pollution in the South Coast Air Basin. The south coast district board shall submit its report to the advisory council appointed pursuant to Section 40428 for review and comment. The advisory council shall undertake peer review concerning the report prior to its finalization and public release. The south coast district board shall hold public hearings concerning the report and the peer review, and shall append to the report any additional material or information that results from the peer review and public hearings.

The District has recently published its draft 2012 Air Quality Management Plan. PLF therefore requests all public documents documenting the District's compliance with Section 40471(b), including all public documents demonstrating: (1) the production of a report on the health impacts of particulate matter air pollution in the South Coast Air Basin in conjunction with the 2012 Plan; (2) the identity of the public health organization or agency that is assisting or has assisted the District in the production of the report; (3) the submission of the report to the Advisory Council; (4) the peer review that the Advisory Council has directed; and (5) the holding of public hearings concerning the report.

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If the records and documents sought are stored electronically, please provide the information on a disk readable by an IBM-compatible personal computer and identify the program used or send it as an e-mail attachment to dms@pacificlegal.org. If the information sought is not stored electronically, please provide hard copies. Copies can be mailed to 930 "G" Street, Sacramento, California 95814. If you determine that you cannot disclose any of the requested information in its entirety, I request that you release any and all reasonably redacted or segregated material that may be separated and released. For any documents, or portions thereof, that you determine to be exempt from disclosure, I request that you exercise your discretion to disclose the materials, absent a finding that a reasonable basis exists to invoke an exemption.

Should you withhold disclosure of documents within the scope of this request, I ask that you provide an index that: (1) identifies each and every document that is withheld; (2) states with specificity that statutory exemption claimed for each document; and (3) explains how disclosure of a particular document would damage the interest protected by a particular exemption.

Government Code section 6253(c) requires a response within ten days from the receipt of this request. If you are unable to provide copies of the requested information to me within the time specified, please contact me immediately at (916) 419-7111.

I respectfully request that you waive any fees. PLF is a nonprofit public interest organization which subsists on charitable donations. PLF has a long history of involvement in environmental issues and laws, and is concerned about whether the District is following the Health and Safety Code's requirements. If you decide that the documents requested are too numerous or lengthy to provide courtesy copies, please contact me immediately so that we may discuss the cost of providing the documents.

Thank you for your immediate attention to this matter. If you have any questions, please feel free to contact me at (916) 419-7111. PLF would appreciate the District's strict compliance with the deadlines set forth in Government Code Section 6253(c).

Sincerely,



DAMIEN M. SCHIFF
Principal Attorney

cc: Ms. Jean Ospital (via e-mail: JOspital@aqmd.gov)
Mr. Barry Wallerstein (via e-mail: BWallerstein@aqmd.gov)