



DEPARTMENT OF PARKS AND RECREATION  
Off-Highway Motor Vehicle Recreation Division  
1725 23<sup>rd</sup> Street, Suite 200  
Sacramento, California 95816

Lisa Ann L. Mangat, Director

**\*\*CONFIDENTIAL SETTLEMENT COMMUNICATION\*\***  
**CALIFORNIA EVIDENCE CODE § 1152**

June 26, 2017

Mr. Larry R. Allen, Air Pollution Control Officer  
San Luis Obispo County, Air Pollution Control District  
3433 Roberto Court  
San Luis Obispo, California 93401

Re: San Luis Obispo County Air Pollution Control District Notice of Violation Number 2963  
Oceano Dunes State Vehicular Recreation Area

Dear Mr. Allen:

This letter responds to the San Luis Obispo County Air Pollution Control District ("SLO APCD") Notice of Violation Number 2963 ("NOV").

State Parks disputes that it did violate or currently is in violation of SLO APCD Rule 1001 ("Rule 1001") or SLO APCD Rule 402 ("Rule 402"). Nothing in this letter shall be construed against State Parks relating to any argument, defense, claim, or right regarding any issue raised or made in connection with this matter. In addition, this letter is privileged and confidential under Evidence Code § 1152, and no evidentiary use may be made of this letter.

Pursuant to section 6.c. of the Consent Decree, as amended, State Parks elects to submit this matter to the Special Master for his recommendation. Alternatively, State Parks is amenable to pursuing a mutual settlement of the NOV pursuant to the SLO APCD's Mutual Settlement Program and, in the event a mutual settlement cannot be reached through writings between the parties, State Parks suggests an Office Conference as set forth in the Mutual Settlement Program.

I look forward to the SLO APCD's response so that we may move forward toward a resolution of this matter.

Sincerely,

Matthew L. Fuzie, Acting Deputy Director  
Off-Highway Motor Vehicle Recreation Division