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June 28, 2011

Via Email and Certified Mail

Ms. Dyan C. Whyte
Assistant Executive Officer
California Regional Water Quality Control Board
San Francisco Bay Region
1515 Clay Street, Suite 1400
Oakland, CA 94612

Christian Carrigan, Esq.
Senior Staff Counsel, Office of Enforcement
State Water Resources Control Board
1001 I Street, 16th Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100

Re: Lehigh Southwest Cement – Permanente Facility - Request for
Revised Submission Schedule for June 14, 2011 Section 13267 Order

Dear Dyan and Cris:

On behalf of Lehigh Southwest Cement, we write to request the Regional Water Board to consider and adopt the schedule discussed herein for responding to the requirements of the above-referenced Order. We will be submitting additional responses to the Order but need the Regional Board's concurrence on this schedule as soon as possible.

As I discussed with Cris last week, we have reviewed the Order and its deadlines and are making every effort to meet them. The Order imposes a deadline of July 10 for nearly all the Order's requirements. Lehigh is committed to gathering and providing the requested information as soon as possible, but we believe July 10 is neither reasonable nor feasible. We had not heard from the Regional Board about these issues following our most recent April meeting where Regional Board staff indicated changes would be made in the Order and it would be reissued with new due dates. We

received no response to our request for subsequent meetings. Then, the revised Order was issued on June 13 (and revised and reissued on June 14), with less than 30 days allowed for compliance with many of its requirements. The Order requires 11 submissions, many of which are extensive and require technical expertise.

Accordingly, based on our evaluation of the Order so far, Lehigh has developed the following proposed submission schedule. For many of the submittals, we merely propose an extra five days to allow sufficient time to prepare the submittals. For others, more time will be necessary.

Submittal	Proposed Due Date
A. Sand & Gravel Permit Notice of Intent	July 15, 2011
B. Water Process Flow Diagram	September 30, 2011
C. Drainage and Operation Maps	September 30, 2011
D. Outfalls to Permanente Creek	September 30, 2011
E. Facility Operation / Maintenance Schedule	July 15, 2011
F. Final Monitoring Plan	July 15, 2011
G. Dry Weather Monitoring Data	October 30, 2011
H. Wet Weather Monitoring Data	June 30, 2012
I. Process Input Output	July 15, 2011
J. Report of Waste Discharge	September 30, 2011
K. Delineation of Waters	September 30, 2011

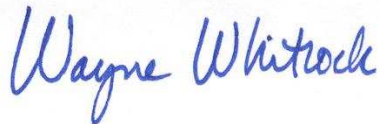
Lehigh believes these changes are reasonable given the complexity of the site and the necessity of interaction with the Regional Board in developing the responses. The difficulty of scheduling meetings with Regional Board staff makes it especially important to establish a schedule that will allow the necessary interaction.

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Lehigh asks that the Regional Board let us know right away if these revised dates are not acceptable, as Lehigh must preserve its rights to pursue other remedies if necessary.

Thank you for your consideration.

Sincerely,



Wayne M. Whitlock

cc: Ms. Shin Roei Lee
Mr. Brian Thompson
Ms. Christine Boschen
Mr. Danny Pham
Mr. Henrik Wesseling
Mr. Axel Conrads
Mr. Greg Knapp
Mr. Scott Renfrew
John Gillan, Esq.