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ENVIR. APPEALS BOARD

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX
75 Hawthorne Street
San Francisco, CA 94105**

January 12, 2009

Ms. Eureka Durr
U.S. Environmental Protection Agency
Clerk of the Board, Environmental Appeals Board (MC 1103B)
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001

Re: *In Re Desert Rock Energy Facility*
PSD Appeal No. 08-03, 08-04, 08-05 & 08-06

Dear Ms. Durr:

Please find enclosed a CD containing electronic copies of the documents that are referenced in the Response Brief that Region 9 filed with the Environmental Appeals Board on Thursday, January 8, 2009. Despite numerous attempts, staff at Region 9 and the Office of General Counsel could not file these documents electronically on the EAB website as attachments to the Response Brief (which was successfully filed electronically).

If you have any questions, please call me at (415) 972-3883 or email me at Lyons.ann@epa.gov. Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Ann Lyons".

Ann Lyons
Assistant Regional Counsel

Enclosure

Cc: Brian Doster, Office of General Counsel (electronic only)