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NATURAL RESOURCES DEFENSE COUNCIL  
ENVIR. APPEALS BOARD

October 6, 2008

**VIA HAND DELIVERY**

Ms. Eurika Durr, Clerk of the Board  
U.S. Environmental Protection Agency  
1341 G Street, NW, Suite 600  
Washington, D.C. 20005

RE: In Re Desert Rock Energy Co., PSD Appeal No. 08-03, 08-04

Dear Ms. Durr,

For the convenience of the Board and the Parties, the Conservation Petitioners submit the attached Table of Authorities that was omitted from the Supplemental Brief filed on October 2, 2008. Also, Petitioners note that the Supplemental Brief contains inadvertent formatting errors affecting the footnotes on pages 80-89. Finally, Petitioners realize that footnote 4 of the Supplemental Brief includes the following statement: "We are submitting with this brief a compendium of all of the documents (or portions thereof) from the administrative record cited in the brief. We are also submitting separately a complete set of the Response to Comments (AR 120), and Supplemental Response to Comments (AR 121), citations to which are designated 'RTC' and 'SRTC.'" However, due to the volume of the administrative record materials, and the fact that such materials are identified with specificity in the Brief and are readily available on EPA's website, Petitioners elected not attach these materials to the Supplemental Brief. Prior to filing the Supplemental Brief, however, footnote 4 was not corrected to reflect that decision.

At the Board's discretion, Petitioners are willing to file a corrected Supplemental Brief that addresses the above noted technical errors, and/or to submit for the Board's convenience hard copies of the cited administrative record materials.

This letter and the attached Table of Authorities has been served on all Parties to this appeal.

Thank you.

Sincerely,  


Patrice Simms  
Senior Project Attorney

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on October 6, 2008 he/she caused a copy of  
the foregoing to be served by mail on:

**Deborah Jordan**  
Director, Air Division (Attn: AIR-3)  
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