

**BEFORE THE  
ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.**

In re Russell City Energy Center	)	PSD Appeal No. 10-5 (CALifornians
	)	for Renewable Energy, Inc. (CARE)
Russell City Energy Company, LLC	)	and Rob Simpson Petitioners
PSD Permit Application No. 15487	)	
	)	Motion Requesting Leave to
	)	File a Response Brief.

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In accordance with the December 3, 2010 Environmental Appeals Board Order Establishing Requirements for Motions to File a Response Brief Petitioners CALifornians for Renewable Energy, Inc. (CARE) and Rob Simpson respectfully requests leave to file a response brief in response to the Chabot-Las Positas Community College District ("College District") Petition for Reconsideration.

Respectfully Submitted,

*Michael E. Boyd*

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*Lynne Brown*

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December 10<sup>th</sup>, 2010

### **Verification**

I am an officer of the Appellant Corporation herein, and am authorized to make this verification on its behalf. The statements in the foregoing document are true of my own knowledge, except matters, which are therein stated on information and belief, and as to those matters I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 10<sup>th</sup> day of December 2010, at San Francisco, California.



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Lynne Brown Vice-President  
CALifornians for Renewable Energy, Inc.  
(CARE)

### **Certificate of Service**

I hereby certify that on May 10, 2010 I sent copies of the foregoing document *CARE and Robert Simpson's Request for Leave to File a Response Brief in the matter of the Russell City PSD Appeal Nos. 10-01, 10-02, 10-03, 10-04, 10-05, 10-06* were sent to the following persons by email where available.



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