

Jennifer S. Lowden
Assistant Chief
Division of Right of Way and Land Surveys

From: Roberto Flores [REDACTED]
Sent: Thursday, June 26, 2014 4:11 PM
To: Lowden, Jennifer S@DOT
Subject: Re: Extension of Feedback Process

Hi Jennifer, can you be so kind as to send me the law and the section that you are following. Would it be against the law to give us 90 days?
thank you so much,
Roberto Flores

On Jun 26, 2014, at 11:11 AM, Lowden, Jennifer S@DOT wrote:

Mr. Flores,

Thank you for your e-mail. We are following the comment period as allowed by law.

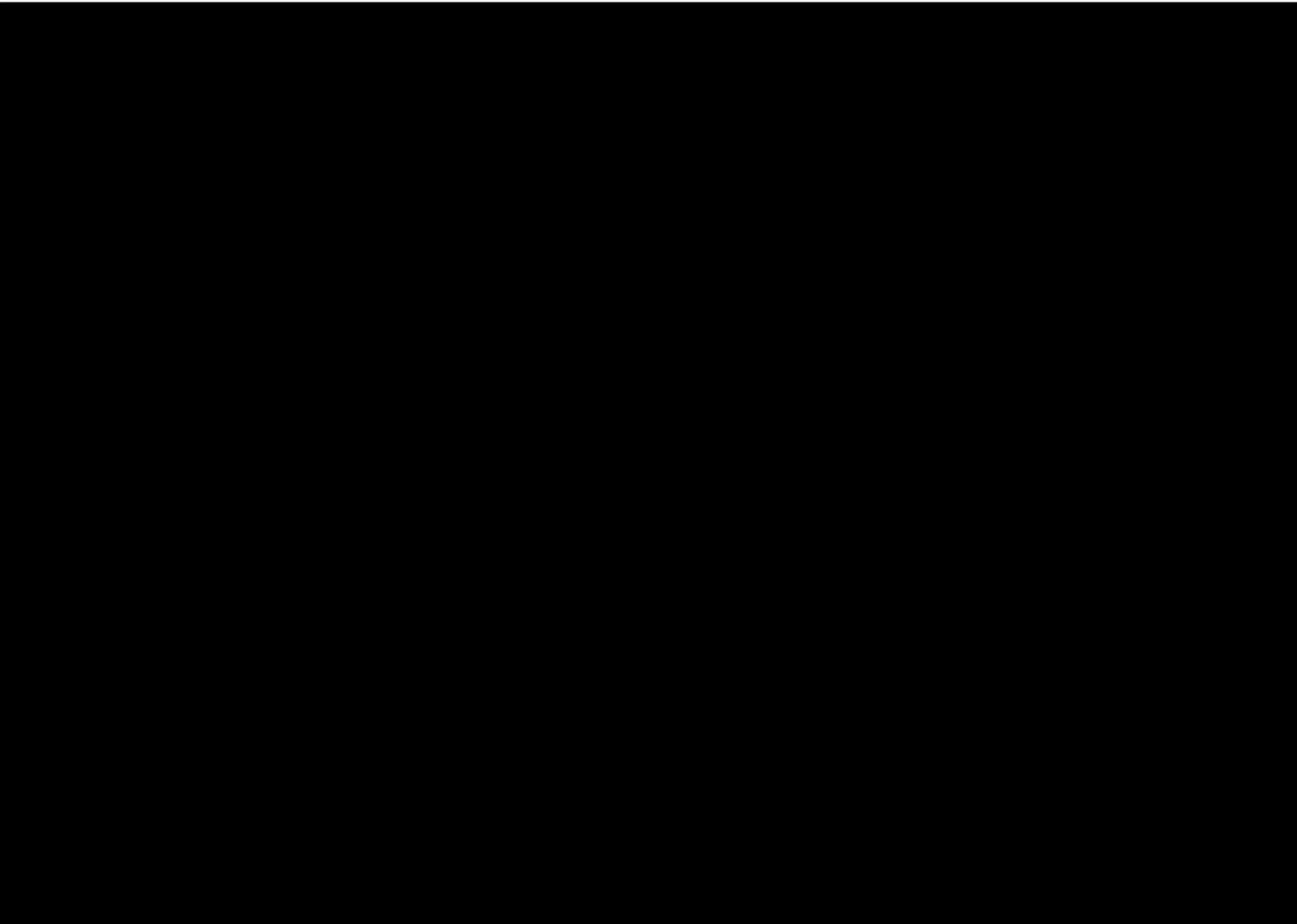
Your comments are an important part of the process. In order for your comments to be considered, please submit your full response before the comment period closes at 5:00 pm on July 14, 2014.

Written comments relevant to the proposed regulations may be submitted by:

Facsimile (fax) at (916) 654-6378

E-mail to Affordable_Sales_Program@dot.ca.gov or

Mailed to Brent L. Green
Chief, Division of Right of Way and Land Surveys
ATTN: Affordable Sales Program
California Department of Transportation
1700 N Street, MS 37
Sacramento, CA 95814



Subject: Extension of Feedback Process

Mr. Andrew Nierenberg, we would first of all like to thank you for your response to our inquiry concerning the rental appraisals. We call them appraisals and not valuations because that's what you call them --the title is on the paper work you sent us. It seems to us that it may be just a question of semantics. In any case, we will soon be responding fully to your letter-- and we will be in touch with Mr. Murdock.

In any case, this email is foremost to advise you that UCT (United Caltrans Tenants) believes that the 30-35 days that we have been given to respond to proposed sales regulations is not enough. In order that we, as major stakeholders of this process, have a fair opportunity to a pluralistic and democratic process, we need minimally 90 days.

thank you again,

for UCT
Roberto Flores

Lowden, Jennifer S@DOT

From: Lowden, Jennifer S@DOT
Sent: Tuesday, July 01, 2014 9:09 AM
To: 'Roberto Flores'
Cc: Nierenberg, Andrew P@DOT; 'affordable_sales_program@dot.ca.gov'
Subject: RE: Extension of Feedback Process

Hello Mr. Flores,

In response to your inquiry, the date of publication was May 30, 2014. You can locate the publication here: <http://www.oal.ca.gov/res/docs/pdf/notice/22z-2014.pdf>

Information was mailed on May 29, 2014.

The code does not identify a maximum for the comment period.

Please let me know if you have further questions.

Thank You,

Jennifer S. Lowden

Assistant Chief
Division of Right of Way and Land Surveys
☎ -653-2129
cell 916-956-3703

From: Roberto Flores [REDACTED]
Sent: Friday, June 27, 2014 4:09 PM
To: Lowden, Jennifer S@DOT
Subject: Re: Extension of Feedback Process

Hello Jennifer, again thank you for your quick response and all this helpful information. I noticed the minimum 45 day, but I didn't notice a maximum. Is there a maximum in the code? Also, what was the day of publication and sending? Was that a full 45 days?

thank you again,

Roberto Flores

Division of Right of Way and Land Surveys
916-653-2129
cell 916-956-3703

From: Roberto Flores [mailto:robertof2@socal.rr.com]
Sent: Thursday, July 03, 2014 12:00 PM
To: Lowden, Jennifer S@DOT
Subject: Re: Extension of Feedback Process

Hi Jennifer, how do we go about formally requesting or petitioning for an extension?

Rf

On Jun 27, 2014, at 8:47 AM, Lowden, Jennifer S@DOT wrote:

Hello Mr. Flores,

Every department, division, office, officer, bureau, board or commission in the executive branch of the California state government must follow the rulemaking procedures in the Administrative Procedure Act (Government Code section 11340 et seq.) and regulations adopted by the Office of Administrative Law (OAL), unless expressly exempted by statute from some or all of these requirements. The Administrative Procedure Act (APA) establishes rulemaking procedures and standards for state agencies in California. The requirements set forth in the APA are designed to provide the public with a meaningful opportunity to participate in the adoption of state regulations and to ensure that regulations are clear, necessary and legally valid. You can locate the complete administrative procedure process here:

http://www.oal.ca.gov/Administrative_Procedure_Act.htm

Specific to your question, please reference CA Code section 11346.4. Forty-five (45) days is the minimum required.

You may also wish to reference the OAL rulemaking process located here: http://www.oal.ca.gov/Regular_Rulemaking_Process.htm

If you have further questions, please let me know.

Thank You,