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Ms. Cynthia T. Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, DC 20423

ENTERED
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July 12, 2016
Part of
Public Record

Re: STB Finance Docket No. 36036, Petition for Declaratory Order, Valero Refining Company - California

Dear Ms. Brown:

On July 8, 2016, Benicians for a Safe and Healthy Community, *et al.*, submitted a reply to the Valero petition in the above-referenced docket. With regard to Valero's present ability to request, receive and offload crude oil by rail, the reply says:

Valero could request and receive crude oil tank cars at the refinery even if the Project is never built. That Valero could not offload and store the crude oil— either efficiently or perhaps at all—without the proposed refinery modifications might discourage Valero from requesting such service, but it in no way prohibits Valero from making, or Union Pacific from fulfilling, the request.

(Benicians Reply at 21).

Valero wishes to clarify for the record¹ that it cannot offload crude oil without an unloading rack and construction of an unloading rack requires a permit from the City of Benicia. If Valero requested and received rail cars loaded with crude oil today, they would sit on tracks with no means of being unloaded.

Respectfully submitted,

Kevin M. Sheys
Attorney for Valero Refining Company – California

cc: Parties of Record

¹ To the extent this letter is construed to be a reply to a reply subject to 49 C.F.R. §1104.13(c), Valero hereby requests leave to file this letter. Good cause exists to make this clarification.