

April 10, 2013

The Honorable Cynthia T. Brown
Chief, Section of Administration
Surface Transportation Board
395 E. Street, S.W., Room 100
Washington, DC 20423-0001

ENTERED
Office of Proceedings
April 12, 2013
Part of Public
Record

Subject: Docket: FD_35724_0: California High Speed Rail Authority-Construction
Exemption for the Merced, Madera & Fresno Counties

Dear Ms. Brown:

My name is Alan Scott and I am a resident of Hanford (Kings County), California.

Ms. Brown, I am more than extremely concerned about not only the path of the current CAHSR routing and the fact that the State of California has the temerity to ask for an exemption for just a very small section of this 520-mile project. I believe they cannot piecemeal this project but must ask for a construction permit for the entire project.

Moreover, I must disclose that I am not a resident of the above area where the State of California is seeking the exemption. I am a resident in the Fresno to Bakersfield alignment; however, I would be extremely remiss by not addressing my concerns as the issues in the above area very much mirror many of the ones the authority and the board have created in our alignment and I fully support and agree with all of them submitted letters to date regarding the issues.

Further, I want to address an area where I am extremely confident your Board will most diligently review all submissions and in making your final determination we pray it will be - **to not approve the state's request for an exemption.**

I make this request as the submitted data before your board is extensive and accurate listing numerous violations over many years by the Authority & the Board. Moreover, this major omission (initial filling for permit to construct) by the California High-Speed Rail Authority & their Board is extremely troubling but consistent as demonstrated by all of the submissions before you. FAILURE to submit an application for permission to construct many years ago is not a minor omission. Furthermore, they completely abrogated their primary responsibilities in the compliance arena especially when they have hundreds of highly compensated vendors whose primary responsibility is to ensure compliance in local, state and federal laws, regulations, and statutes and they did not! This oversight but a major misstep that clearly demonstrates why you are in receipt of so many negative violations for a very small area of this project.

The public has to be afforded every opportunity to express their concerns & issues with your board. Moreover, when you do hold hearings (we are very hopeful you will find favorably)

Alan Scott
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for the citizens and for the agencies who have taken their valuable time to address the continuation of violations by this authority.

I would appreciate to be kept apprised of all matters related to this issue in the future any notices or findings on regarding this case can be sent to me at my address below.

Ms. Brown, I want to thank you very much for taking time to review not only my concerns but also all the others who have or will be corresponding with you this very disturbing project.

I will state for the record, I do not oppose HSR or HSR projects! However, this project is so poorly mismanaged that in good conscience, I could not take a back seat and let it ride without taxpayer accountability as the fiscal aspects of this project are seriously flawed.

I sincerely appreciate your indulgence in reviewing everyone's submissions it is appreciated.

Sincerely,

Alan Scott
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Links: I ask for your understanding and hopeful review of these two links of where I believe there maybe Environmental Justice violations created by Chair Lowenthal actually stifled communications by a sitting Assembly Member and stopped public comments in the other. I fully recognize these two videos are not violations by the authority but it clearly demonstrates governmental abuse of due process created by political factions.

1. Assembly Member Jim Patterson, Fresno elected last November, sworn in January 2013, was shut down by Chair Lowenthal another potential EJ issue:
http://www.youtube.com/watch?v=63_rVLyzM5U&feature=em-uploademail
2. Assembly Transportation hearing where public comment was stopped by Chair Lowenthal and EJ issue:
<http://www.youtube.com/watch?v=NyBb2kUoui8&feature=em-uploademail>