



DEPARTMENT OF JUSTICE
GENERAL COUNSEL DIVISION

November 9, 2020

Elaine R. Albrich
Davis Wright Tremaine LLP
1300 SW Fifth Avenue, Suite 2400
Portland, OR 97201
elainealbrich@dwt.com

RE: Jupiter Cable Ocean Shore Permit (BA 2900-18)
DOJ File No. 634900/GN0130-19

Dear Elaine,

The Oregon Parks and Recreation Department (OPRD) is in receipt of the Independent Hazard Analysis prepared by Environmental Resources Management (ERM), dated August 28, 2020, and the October 21, 2020 ERM response to the request for additional information. OPRD accepts these documents as responsive to the initial July 16, 2020 OPRD information request and the October 1, 2020 request for additional information related to Condition 11 of Ocean Shore Alteration Permit #2900-18.

OPRD understands from both Facebook Environment & Water Manager Kathy Rushmore's October 21, 2020 e-mail transmitting the ERM responses and the ERM transmittal letter, that the response was peer-reviewed by Geosyntec. Please provide OPRD a peer review acknowledgment from Geosyntec for the October 21, 2020 ERM submittal comparable to the Appendix A of the Independent Hazard Analysis.

We have discussed initially Edge Cable Holdings' request that OPRD treat certain requested, but not yet transmitted, documents as exempt from disclosure under provisions of the Public Records Law. OPRD will continue to coordinate with other state agencies to determine whether it deems its independent review of the information necessary. At that time, we can discuss further the request to submit the information in confidence.

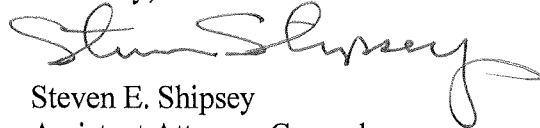
As Edge Cable Holdings, the permittee under Ocean Shore Alteration Permit #2900-18, continues to perform work authorized by the permit, continued adherence to each of the permit conditions is required. Specifically, in furtherance of assuring compliance with Conditions 8, 9, and 10, Edge Cable Holdings will provide OPRD an updated emergency plan that details a

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process for regulatory notifications, including to OPRD, and land owner notification to the Oregon Department of State Lands. The updated emergency plan is a supplementary component to the Drilling Fluid Release Plan required by Condition 8.

Please let me know if you have any questions regarding this letter or Ocean Shore Alteration Permit #2900-18. Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Steven Shipsey".

Steven E. Shipsey
Assistant Attorney General
Natural Resources Section

CC via e-mail: Jay Sennewald, OPRD
Trevor Taylor, OPRD
Chris Havel, OPRD