



ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY

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October 14, 2011

Subject: Request for Payment of Board Authorized Advance to Fund Joint ACTA, POLA, and POLB EPA Order Obligation

ACTA kindly requests that the Port of Los Angeles advance a fourth installment of \$250,000, pursuant to the by Funding Agreement dated May 1, 2011 between ACTA, POLA, and POLB for the purpose of funding the costs of activities covered by the EPA Order dated January 7, 2011. Such funds would be deposited into a bank account, held by ACTA on behalf of each Port and ACTA. More specifically, as identified in the Funding Agreement, expenditures made from this \$250,000 advance from the Port of Los Angeles shall be used to pay for expenses related to the EPA Order, with the exclusion of the salaries or time of ACTA management personnel. This advance would be reimbursed if and to the extent such costs are recovered from the responsible third party(s), from other available federal and state sources, or any surplus if and when no longer necessary.

ACTA and each Port reserve all rights and remedies with respect to the subject oil release and Order, notwithstanding this or future advance requests.

Advance Request

\$250,000.00

James P. Preusch, CFO