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California Dump Truck Owners Association

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9 UNITED STATES DISTRICT COURT  
10 EASTERN DISTRICT OF CALIFORNIA  
11

12 CALIFORNIA DUMP TRUCK OWNERS  
13 ASSOCIATION

14 Plaintiff,  
15 vs.

16 MARY D. NICHOLS, Chairperson of the  
California Air Resources Board; JAMES  
17 GOLDSTENE, Executive Officer of the  
California Air Resources Board; and DOES 1-  
18 50

19 Defendants.

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21 NATURAL RESOURCES DEFENSE  
22 COUNCIL, INC.,

23 Defendant-Intervener  
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Case No. 2:11-CV-00384-MCE-GGH

**REQUEST FOR JUDICIAL NOTICE  
IN SUPPORT OF PLAINTIFF'S  
MOTION FOR SUMMARY  
JUDGMENT**

1 **REQUEST FOR JUDICIAL NOTICE**

2 In support of its Motion for Partial Summary Judgment, Plaintiff California Dump Truck  
3 Owners Association requests that the Court take judicial notice of the following documents  
4 pursuant to Federal Rule of Evidence 201:

5 1. Attached hereto as **Exhibit A** is a true and correct copy of the Initial Statement of  
6 Reasons for Proposed Rulemaking, published by the California Air Resources Board in 2008 and  
7 available on their website at <http://www.arb.ca.gov/regact/2008/truckbus08/tbisor.pdf>.

8 2. Attached hereto as **Exhibit B** is a true and correct copy of the most recent proposed  
9 amendments to the Truck and Bus Regulation, published by the California Air Resources Board  
10 in 2010 and available on their website at  
11 <http://www.arb.ca.gov/regact/2010/truckbus10/truckbus10isor.pdf>

12 The contents of these documents are not subject to reasonable dispute and are generally  
13 known to all parties as well as people in the construction transportation industry.

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15 Dated: July 5, 2011

16 /s/ Patrick J. Whalen

17 PATRICK J. WHALEN

18 Attorneys for Plaintiff  
19 CALIFORNIA DUMP TRUCK OWNERS  
20 ASSOCIATION  
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