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To "Caltrans HQ -Terri Patterson" <terri_patterson@dot.ca.gov>, "Caltrans HQ - Terri Bebo" <terri_bebo@dot.ca.gov>, "Steve Saville, Caltrans PIO" <steve.saville@dot.ca.gov>, "Pedro Orso-Delgado" <pedro_orso-delgado@dot.ca.gov>, "Caltrans - Cathryne Bruce-Johnson" <cathryne_bruce-johnson@dot.ca.gov>

cc "Jeff Schwilk" <jeffschwilk@cox.net>, "Howard Kaloogian" <kaloogian@cox.net>, "Caltrans - Kat McGinnis" <kat_mcginis@dot.ca.gov>, "Caltrans - Mike Mcmanus" <mike_mcmanus@dot.ca.gov>, "Caltrans Barbara Ronimus" <barbara_a_ronimus@dot.ca.gov>, "Francisca Galvan, Carlsbad" <fngalvan@yahoo.com>

Subject REQUEST TO CALTRANS FOR I-5 SB #64-62 AAH TO BE PERMITTED FOR THE SAN DIEGO MINUTEMEN

Dear Caltrans,

On behalf of the San Diego Minutemen, a large county-wide group of American pro rule-of-law political activists, I request that you immediately process and approve our application dated May 15th for AAH freeway site I-5 SB #64-62.

Caltrans states they offered the site to Jobing.com on Saturday, May 17 and they accepted that site because they were "displaced" from a nearby site on May 16.

However, your D-11 letter dated June 9th is clearly in error when you state that our application was not received until May 20 and that "another group had accepted this site previous to the receipt" of our application. A faxed application was received in your office on May 15, which you acknowledge in your letter. **Caltrans own regulations (pg. 3-1) clearly confirm that a faxed application is valid to hold a freeway segment until an application with an original "wet" signature is received.** A signed application was mailed to Caltrans on May 16, and delivery was attempted unsuccessfully by the USPS on Saturday, May 17. The signed application was successfully delivered by USPS and signed for by J. Hernandez on Monday, May 19.

As evidenced by the above sequence of events, the displacing and moving of Jobing.com from their original site on I-5 to our requested site clearly occurred after our faxed application had been received in Caltrans offices on May 15th. Logically then, Jobing.com could have and should have been relocated to either I-5 NB #56-58 or #62-64 since they were available on May 14 and are still available as of June 9. This would have avoided what to most eyes appears to be a transparent attempt to block SDMM's participation in the AAH program on I-5 SB #64-62.

I have spoken to the AAH coordinator at Jobing.com and they are fully amenable to taking a different open site on I-5. Ms. Horgan was unaware of the true circumstances surrounding the switch that occurred on May 17. She has no problem with taking one of the available northbound I-5 sites and agrees with us that we should have been awarded the site we applied for on May 15.

It should also be noted that Caltrans regulations clearly prohibit a single group from adopting more than 10 AAH segments in any one district. Jobing.com has approximately 16 adopted highways on major roads in San Diego County.

Finally, SDMM was "displaced" from the same I-5 area as Jobing.com, but we were displaced on Jan. 28 and Jobing.com was displaced on May 16. In violation of written Caltrans regulations, SDMM was never offered a new site within 10 miles, nor the opportunity to be placed on a waiting list for those sites as clearly required in Caltrans' written procedures.

Your prompt attention to correct this mistake is appreciated. Please provide a written reply as soon as possible.

If you have further questions you may contact me at 760-525-1655.

Jeff Schwilk
Founder, San Diego Minutemen

c: Bridgette Horgan, Marketing Director, Jobing.com
Governor Arnold Schwarzenegger