



**From:** Levenson, Howard@CalRecycle [<mailto:Howard.Levenson@CalRecycle.ca.gov>]

**Sent:** Thursday, May 31, 2018 1:32 PM

**To:** Bob Peoples <[bpeoples@carpetrecovery.org](mailto:bpeoples@carpetrecovery.org)>

**Cc:** Dana Stover <[dstover@carpetrecovery.org](mailto:dstover@carpetrecovery.org)>; Jacy Bolden <[jbolden@carpetrecovery.org](mailto:jbolden@carpetrecovery.org)>; Lisa Mekis <[lmekis@carpetrecovery.org](mailto:lmekis@carpetrecovery.org)>; Brennen Jensen <[bjensen@carpetrecovery.org](mailto:bjensen@carpetrecovery.org)>; Block, Elliot@CalRecycle <[Elliot.Block@CalRecycle.ca.gov](mailto:Elliot.Block@CalRecycle.ca.gov)>; Moore, Ty@CalRecycle <[Ty.Moore@CalRecycle.ca.gov](mailto:Ty.Moore@CalRecycle.ca.gov)>; de Bie, Mark@CalRecycle <[Mark.DeBie@CalRecycle.ca.gov](mailto:Mark.DeBie@CalRecycle.ca.gov)>; Turner, Georgianne@CalRecycle <[Georgianne.Turner@CalRecycle.ca.gov](mailto:Georgianne.Turner@CalRecycle.ca.gov)>; Smyth, Brenda@CalRecycle <[Brenda.Smyth@CalRecycle.ca.gov](mailto:Brenda.Smyth@CalRecycle.ca.gov)>; Williams, Clark@CalRecycle <[Clark.Williams@CalRecycle.ca.gov](mailto:Clark.Williams@CalRecycle.ca.gov)>; Ferhut, Faridoon@CalRecycle <[Faridoon.Ferhut@CalRecycle.ca.gov](mailto:Faridoon.Ferhut@CalRecycle.ca.gov)>; Williams, Allyson@CalRecycle <[Allyson.Williams@calrecycle.ca.gov](mailto:Allyson.Williams@calrecycle.ca.gov)>; Bui, Teresa@CalRecycle <[Teresa.Bui@calrecycle.ca.gov](mailto:Teresa.Bui@calrecycle.ca.gov)>; Heller, Zoe@CalRecycle <[Zoe.Heller@calrecycle.ca.gov](mailto:Zoe.Heller@calrecycle.ca.gov)>; McIntyre, Mindy@CalRecycle <[Mindy.McIntyre@CalRecycle.ca.gov](mailto:Mindy.McIntyre@CalRecycle.ca.gov)>

**Subject:** RE: Plan Resubmission Extension Request

**Importance:** High

[Bob, I am sending this message on behalf of Director Smithline. I understand you are on vacation so am cc'ing others on your team so that they can take note and initiate appropriate action. Best, Howard]

Dear Bob:

While we appreciate the difficulties inherent with this timeframe, statute does not provide for an extension to the 60-day resubmittal timeline. CalRecycle could potentially amend its Enforcement Plan to refrain from commencing enforcement for an additional period of time (e.g., 30 days). In order to do so, we would need for you to specifically articulate what changes you are going to make to address the findings in the May public meeting agenda item and how the extra time is needed to make those changes.

In order for the Department to consider amending its Enforcement Plan, which would be discussed at a public meeting, we need CARE to provide a response to this message by Friday, June 8, 2018, that affirmatively commits to and explains how its proposed Plan will be revised to:

- Include methodology to define highest recyclability and the process for future updates to methodology and rankings of highest recyclability;
- Incentivize carpet materials with the highest recyclability;
- Provide incentives and/or grants for state-approved apprenticeship programs; and
- Include a description of its economic analysis along with a summary of supporting data (including the cost of achieving the 24% recycling rate by January 1, 2020) that demonstrates the proposed assessment is sufficient to implement the Plan and meet the statutory goals. (As I noted at the last public meeting, we are willing to work with you on protecting any confidential information that would have to be included even in a summary).

As part of your response, please provide an explanation of why these changes require additional time to accomplish. Please note that we are not asking for the revisions by Friday, just a commitment to make them and an explanation. Also, I want you to be aware that we are only willing to consider a request of

this type once. CalRecycle will evaluate any resubmitted Plan based on the findings detailed in the May 15, 2018 Request for Approval.

In the absence of such a commitment and explanation, I do not see any value in extending more time to receive a document that does not address these issues. If you have any questions, please contact Howard Levenson at [howard.levenson@calrecycle.ca.gov](mailto:howard.levenson@calrecycle.ca.gov) or 916-341-6311. I look forward to your prompt response.

Sincerely,  
Scott Smithline  
Director  
CalRecycle