

Errata Sheet for
TENTATIVE RESOLUTION NO. R9-2008-0039
CONDITIONAL APPROVAL OF
REVISED FLOW, ENTAINMENT, AND IMPINGEMENT MINIMIZATION PLAN
FOR
POSEIDON RESOURCES CORPORATION
CARLSBAD DESALINATION PROJECT

Page 2, Resolution No. 3, has been changed to:

3. Within six months of adoption of this resolution, Poseidon shall submit to the Regional Board Executive Officer, for approval by the Regional Board ~~Executive Officer~~, an amendment to the Plan that includes a specific proposal for mitigation of the impacts, by impingement and entrainment upon marine organisms resulting from the intake of seawater from Agua Hedionda Lagoon, as required by Section VI.C.2(e) of Order No. R9-2006-0065; and shall resolve the concerns identified in the Regional Board's February 19, 2008 letter to Poseidon Resources, and the following additional concerns:
- a) Identification of impacts from impingement and entrainment;
 - b) Adequate monitoring data to determine the impacts from impingement and entrainment;
 - c) Consensus among participating agencies for the amendment of the Plan;
 - d) Appropriateness of mitigation; and
 - e) Commitment to fully implement the amendment to the Plan.

Page 3, Resolution No. 4, has been changed to:

4. Poseidon's Plan, including any amendments that are subsequently approved by the Regional Board ~~Executive Officer~~ are of limited duration and are applicable only to CDP's current cooperative operation with EPS. When Poseidon proposes to operate independent of EPS or EPS permanently ceases power generation operations, EPS's cessation of power generation operations, would be necessary to further evaluate appropriate mitigation and/or minimization of impacts to marine organisms of CDP's operations.