

EXHIBIT 2

PLAINTIFF-APPELLANTS' REPLY
TO DEPARTMENT OF THE INTERIOR'S OPPOSITION TO EMERGENCY
MOTION FOR INJUNCTION PENDING APPEAL

DISTRICT COURT DOCKET # 33

STATE OF CALIFORNIA
Edmund G. Brown Jr., Governor

Commissioners
Daniel W. Richards, President
Upland
Michael Sutton, Vice President
Monterey
Jim Kellogg, Member
Discovery Bay
Richard Rogers, Member
Santa Barbara
Jack Baylis, Member
Los Angeles

Fish and Game Commission

Sonke Mastrup, Executive Director
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July 11, 2012

Secretary Salazar
Department of the Interior
1849 C Street, N.W.
Washington, DC 20240

Dear Secretary Salazar:

Subject: Drakes Bay Oyster Company

The California Fish and Game Commission, at its May 23, 2012 meeting, requested a letter be sent to interested parties regarding its position on the continued operation of Drakes Bay Oyster farm in Drakes Estero. To that end, let it be known that:

The Commission, in the proper exercise of its jurisdiction, supports and continues to support the agricultural business of aquaculture, and to that end, has clearly authorized the shellfish cultivation in Drakes Estero through at least 2029 through the lease granted to Drakes Bay Oyster Company. The Commission will continue to regulate and manage oyster aquaculture in Drakes Estero pursuant to state law. In this context, the Commission expresses its desire that the cultivation of oysters in Drakes Estero be recognized by the National Park Service as a valuable resource to the public and to the economy within the Point Reyes National Seashore. The Commission respectfully requests that, to the degree possible and consistent with the National Park Service's obligations to carry out federal law in cooperation with the State of California, the National Park Service grant the Drakes Bay Oyster Company all necessary onshore permits to continue shellfish cultivation operations within and in accordance with the Commission water bottom lease granted to that Company.

Sincerely,

Sonke Mastrup
Executive Director

cc: Senator Dianne Feinstein
One Post Street, Suite 2450
San Francisco, CA 94104

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California Governor Edmund Brown Jr.
California State Capitol
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Sacramento, CA 95814

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California Natural Resources Agency
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Superintendent Cicely Muldoon
Brannon Ketcham, Hydrologist
National Park Service
Point Reyes National Seashore
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