



# SunCal Companies

---

**OAKLAND OFFICE**  
300 FRANK H. OGAWA PLAZA, SUITE 342  
OAKLAND, CA 94612

MAIN 510 251 0711  
FAX 510 251 0744

WWW.SUNCAL.COM

February 12, 2010

Alameda City Council  
City of Alameda  
2263 Santa Clara Avenue  
Alameda, CA 94501-4477

Re: Request for Addendum to the Exclusive Negotiation Agreement

Dear Mayor and City Council Members:

We respectfully withdraw our request that Alameda “consider and approve an Addendum to the Exclusive Negotiation Agreement (ENA) between SunCal and Alameda requesting modification to certain terms including extending the term of the ENA to July 20, 2012”, which is agendaized as Item 3-A(1) on the agenda for the February 16, 2010 Special Joint Meeting of the City Council, Alameda Reuse and Redevelopment Authority (ARRA) and Community Improvement Commission (CIC) (“Alameda”).

We continue to request that Alameda retract the notice of default sent by Alameda regarding SunCal’s performance under the ENA (agendaized as Item 3-A(2) on the above referenced agenda). We will be transmitting a formal request for retraction prior to that meeting.

Sincerely,

Pat Keliher

cc: Ann Marie Gallant, Interim City Manager  
Teresa Highsmith, City Attorney