



U.S. Department
of Transportation
**Federal Transit
Administration**

Headquarters

1200 New Jersey Avenue SE
Washington, DC 20590
(202) 366-4050
(202) 366-7989 (fax)

VIA HAND DELIVERY

January 11, 2011

Mr. Robert S. Brams, Esq.
Patton Boggs LLP
2550 M Street NW
Washington, DC 20037

Re: New Jersey Transit Corporation, Access to the Region's Core

Dear Mr. Brams:

Thank you for your letters dated December 15, 2010, and December 23, 2010, regarding the Federal Transit Administration's ("FTA") demand for repayment ("FTA's Demand" or "FTA's Claim") from the New Jersey Transit Corporation ("NJT") of \$271,101,291 and potential interest, penalties, and other charges related to the Access to the Region's Core ("ARC") project.

On December 15, 2010, FTA transmitted to you by hand delivery a series of documents related to FTA's Claim. Upon consideration of your above-referenced letters requesting additional documents related to FTA's Claim, I find it appropriate to provide you with the documents identified in the "Index of Documents" below.

For purposes of the Index of Documents:

"ARRA" means "American Recovery and Reinvestment Act of 2009";
"CMAQ" means "Congestion Mitigation and Air Quality";
"ESWA" means "Early System Work Agreement"; and
"FY" means "Fiscal Year."

For ease of reference and so that we have a single index to which we can refer, I have identified and numbered the documents that FTA provided to you on December 15, 2010, and the documents that FTA is providing to you with this letter.

INDEX OF DOCUMENTS

Documents Provided to Patton Boggs on December 15, 2010

Document Number	Description	Date
1	FTA Letter to NJT Approving the ESWA	August 14, 2009
2	ESWA, Grant Number NJ-03-0169-00	August 20, 2009
3	Secretary Ray LaHood Letter to Governor Chris Christie	March 26, 2010
4	Governor Chris Christie Letter to Secretary Ray LaHood with Attachments	April 6, 2010
5	FTA Letter to NJT Approving an Amendment to the ESWA	April 14, 2010
6	Amendment to the ESWA, Grant Number NJ-03-0169-01	April 14, 2010
7	ARC Expenditures as of 9/30/2010	November 5, 2010
8	FTA Demand Letter to NJT	November 24, 2010

Documents Provided to Patton Boggs on January 11, 2011

Document Number	Description	Date
9	New Starts Grant Number NJ-03-0138-02	March 8, 2007
10	CMAQ Grant Number NJ-95-X002-00	August 23, 2007
11	CMAQ Grant Number NJ-90-X086-00	July 30, 2008
12	CMAQ Grant Number NJ-95-X003-00	September 10, 2008
13	CMAQ Grant Number NJ-95-X008-00	September 4, 2009
14	ARRA Grant Number NJ-96-X002-01	March 4, 2010
15	NJT Quarterly Progress Report for ARC Related Projects; July 1, 2009 through September 30, 2009	September 30, 2009
16	NJT Quarterly Progress Report for ARC Related Projects; October 1, 2009 through December 31, 2009	December 31, 2009
17	NJT Quarterly Progress Report for ARC Related Projects; January 1, 2010 through March 30, 2010	March 30, 2010
18	NJT Quarterly Progress Report for ARC Related Projects; April 1, 2010 through June 30, 2010	June 30, 2010
19	NJT Quarterly Progress Report for ARC Related Projects; July 1, 2010 through September 30, 2010	September 30, 2010

Document Number	Description	Date
20	FTA Master Agreement for FY2007	October 1, 2006
21	FTA Master Agreement for FY2008	October 1, 2007
22	FTA Master Agreement for FY2009	October 1, 2008
23	FTA Master Agreement for FY2010	October 1, 2009
24	FTA Master Agreement for FY2011	October 1, 2010
25	NJT E-mail to FTA Regarding ESWA	June 5, 2009
26	FTA Administrator Peter Rogoff News Release Regarding ARC Groundbreaking	June 8, 2009
27	NJT Letter to FTA Requesting an ESWA	June 24, 2009
28	Action Memorandum to the FTA Administrator Recommending Approval of an ESWA	July 24, 2009
29	NJT Letter to FTA Requesting an Amendment to the ESWA	January 8, 2010
30	Action Memorandum to the FTA Administrator Recommending Approval of an Amendment to the ESWA	April 1, 2010
31	NJT ARC Executive Steering Committee Memorandum to Governor Chris Christie Recommending ARC Project Termination	October 7, 2010
32	NJT Executive Director Memorandum to Governor Chris Christie Recommending ARC Project Termination	October 26, 2010
33	Governor Chris Christie News Release Regarding ARC Project Termination	October 27, 2010
34	Transcript of Governor Chris Christie's Public Comments Terminating the ARC Project	October 27, 2010
35	FTA Letter to NJT Regarding Repayment of Federal Funding	November 8, 2010

Letter to Mr. Robert S. Brams, Esq.

January 11, 2011

If you have any questions, concerns, or comments regarding this matter, please do not hesitate to contact FTA's Deputy Chief Counsel, Mr. Scott A. Biehl, at (202) 366-0826.

Sincerely,

A handwritten signature in dark ink, appearing to read "Robert J. Tuccillo". The signature is written in a cursive style with a large, stylized initial "R".

Robert J. Tuccillo
Associate Administrator/Chief Financial Officer
Office of Budget and Policy

Attachments