



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Bruce R. Cherry, President
Board for Branch Pilots

Kathleen R. Nosbisch, Executive Director
Board for Branch Pilots

From: Cynthia H. Norwood
Assistant Attorney General-III

Date: August 8, 2008

Subject: Letter of Assurance for Exempt Action Amendments to Board for
Branch Pilots Public Participation Guidelines

I have reviewed the Exempt Action amendments to the Board for Branch Pilots regulation that was posted on the Virginia Regulatory Town Hall internet site on August 8, 2008. In my view, as counsel to the Board for Branch Pilots, the Board may promulgate this regulation pursuant to § 54.1-902 of the *Code of Virginia*. The proposed amendments to Regulation 18 VAC 45-10-10 et seq. do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed amendments to the regulation.