



Trial Exh. Number	Document Date	Description	Bates Numbers
CX0823	1995	Valero Wilmington Refinery Clean Fuels Projects Steps I, II & III	VALFTC-0017604-0017635
CX0824	Undated	Detailed Process Step III	VALFTC-0017484-0017603
CX0825	Undated	Detailed Process Description Step I/II	VALFTC-0017386-0017483
CX0826	8/20/99	CARB Phase 3 Revised Specs and Operation	VALFTC-0016548-0016659
CX0827	12/93	Fluor Daniel Clean Fuels FCC Modifications Turnaround Project Book	VALFTC-0011369-0011625
CX0828	4/01	Wilmington Refinery CARB RFG III Project Process Design Specification for HF Alkylation Unit	VALFTC-0011240-0011367-
CX0829	4/01	Wilmington Refinery CARB RFG III Project Process Design Specification for Butamer Unit	VALFTC-0011175-0011239
CX2211	Undated	Benecia Refinery Batch data from 2000-2003	CX2211-080
CX2212	Undated	Wilmington Refinery Batch data from 1996-2003	CX2212-113
RX278	6/26/02	CARB III Gasoline Strategy West Coast Refineries	VALFTC-0048773-0048780
RX279	1/23/01	Benecia Refinery CARB RFG3 Meeting	VALFTC-0048746-0048754

3. On October 15, 2003, and on several occasions prior to that date, I spoke by telephone with Ms. Diane L. Simerson, Esq., of Robins, Kaplan, Miller & Ciresi L.L.P., counsel of record for Union Oil Company of California ("Unocal") in FTC proceeding No. 9305. On September 26, 2003, Ms. Simerson had served Valero with notice of the trial exhibits Unocal intended to use which may contain information confidential to Valero. From that list of trial exhibits Valero identified two exhibits, RX 278 and RX 279, which Valero believes warrant *in camera* treatment in the FTC proceeding. After having the opportunity to review those two exhibits Ms. Simerson confirmed to me that Unocal would not oppose Valero's Motion for *in camera* treatment for those two trial exhibits, nor twelve of the trial exhibits designated by

Complaint Counsel discussed below.

4. On October 15, 2003, and on several occasions prior to that date, I spoke by telephone with Ms. Peggy D. Bayer, Esq., of the FTC's Bureau of Competition Anticompetitive Practices Division regarding FTC proceeding No. 9305. On September 24, 2003, Ms. Bayer had served Valero with notice of the trial exhibits Complaint Counsel intended to use which may contain information confidential to Valero. From that list of trial exhibits Valero identified twelve exhibits, CX0820, CX0821, CX0822, CX0823, CX0824, CX0825, CX0826, CX0827, CX0828, CX0828, CX2211 and CX2212, which Valero believed warranted *in camera* treatment in the FTC proceeding. After having the opportunity to review those twelve exhibits Ms. Bayer confirmed to me that Complaint Counsel would not oppose Valero's Motion for *in camera* treatment for those twelve trial exhibits, nor two of the trial exhibits designated by Unocal discussed above.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 17th day of October 2003 at Los Angeles, California.

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William E. Stoner

**CERTIFICATE OF SERVICE**

I declare as follows:

I certify that on October 17, 2003, I caused an original and two copies of the **DECLARATION OF WILLIAM E. STONER IN SUPPORT OF NON-PARTY VALERO ENERGY CORPORATION INC.'S MOTION FOR *IN CAMERA* TREATMENT OF FOURTEEN CONFIDENTIAL DOCUMENTS** to be served (one electronic copy of that declaration to be filed by electronic mail) with:

Donald S. Clark  
Secretary  
Federal Trade Commissions  
600 Pennsylvania Ave., NW Rm. H-159  
Washington, DC 20580

I also certify that on October 17, 2003, I caused one copy of the foregoing motion to be served by U.S. Mail and Federal Express upon:

The Honorable D. Michael Chappell  
Administrative Law Judge  
Federal Trade Commission  
600 Pennsylvania Ave., NW  
Washington, DC 20580

I also certify that on October 17, 2003, I caused one copy of the foregoing motion to be served by U.S. Mail and Federal Express upon each person listed below:

J. Robert Robertson, Esq.  
Senior Litigation Counsel  
Bureau of Competition  
Federal Trade Commission  
600 Pennsylvania Ave., NW\  
Washington, DC 20580

Richard B. Dagen  
(through service upon)  
Chong S. Park, Esq.  
Bureau of Competition  
Federal Trade Commission  
601 New Jersey Ave., NW Rm. NJ-6213

I also certify that on October 17, 2003, I caused one copy of the foregoing motion to be served by U.S. Mail and Federal Express upon:

David W. Beehler, Esq.  
Diane Simerson, Esq.  
Robins, Kaplan, Miller & Ciresi, LLP  
2800 LaSalle Plaza  
800 LaSalle Ave.  
Minneapolis, MN 55402-2015

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William E. Stoner