Final Focused Tiered Environmental Impact Report

State Clearinghouse No.
2006102076

Prepared By:

OFFICE OF RESOURCE MANAGEMENT AND PLANNING

University of California
One Shields Avenue
376 Mrak Hall
Davis, California 95616

August 2007

Contact: A. Sidney England, Director of Environmental Planning
530-752-2432
# TABLE OF CONTENTS

1 INTRODUCTION 1
   1.1 Environmental Review Process 1
   1.2 Relationship to the 2003 LRDP and LRDP EIR 1
   1.3 CEQA Findings and Mitigation Monitoring 2
   1.4 Summary of Comments on the Draft Environmental Impact Report 2
   1.5 Final Environmental Impact Report Organization 3

2 PROJECT OVERVIEW 4
   2.1 Introduction 4
   2.2 Project Description and Objectives 4
   2.3 Impact Summary 5
   2.4 Alternatives to the Proposed Project 6

**Appendix A.** Court Recorder Transcript of the University of California, Davis Public Hearing for the Draft Focused Tiered Environmental Impact Report on the CNPRC 2007 Research Laboratory Project.

**Appendix B.** Written Comment Provided During the Draft Environmental Impact Report Public Comment Period.
INTRODUCTION

1.1 ENVIRONMENTAL REVIEW PROCESS

This Final Focused Tiered Environmental Impact Report (FEIR) for the University of California, Davis (UC Davis), California National Primate Research Center 2007 Research Laboratory project (proposed CNPRC project) was prepared in accordance with and in fulfillment of the California Environmental Quality Act (CEQA), the State CEQA Guidelines, and the UC guidelines for the implementation of CEQA. After completion of the Draft Focused Tiered Environmental Impact Report (DEIR), UC Davis consulted with and solicited comments from public agencies, and provided the general public with opportunities to comment on the DEIR. The DEIR was circulated for a 45-day public and agency review period from January 22, 2007 to March 7, 2007. A public hearing for the project was held on February 22, 2007 at 7:00pm in the UC Davis University Club.

The CNPRC 2007 Research Laboratory Project EIR consists of this FEIR and the DEIR, which was published on January 22, 2007. The DEIR is hereby incorporated by reference. Copies of the DEIR and FEIR are available during normal operating hours at the UC Davis Office of Resource Management & Planning, 376 Mrak Hall, on the UC Davis campus, and online at http://www.ormp.ucdavis.edu/environreview/.

1.2 RELATIONSHIP TO THE 2003 LRDP AND LRDP EIR

In accordance with CEQA Guidelines Sections 15152 and 15168 and Public Resource Code Section 21094, the environmental analysis in this CNPRC 2007 Research Laboratory Project EIR is tiered from the EIR (State Clearinghouse No. 2002102092) that was prepared for the UC Davis 2003 Long Range Development Plan (2003 LRDP) (LRDP EIR).

The 2003 LRDP is a comprehensive land use plan that will guide physical development on campus to accommodate projected enrollment increases and expanded new program initiatives through the 2015-16 academic year. The proposed project is an element of the growth that was anticipated in the 2003 LRDP and evaluated in the LRDP EIR. As allowed under Section 15150 of the CEQA Guidelines and as stated in the DEIR, UC Davis is incorporating by reference portions of the 2003 LRDP EIR (State Clearinghouse Number 2002102092). Copies of the 2003 LRDP, 2003 RLDP EIR, and all documents that revise and amend these documents are available at the locations listed above.

The CEQA concept of "tiering" refers to the evaluation of general environmental matters in a broad program level EIR, with subsequent focused documents for individual projects that implement the program. CEQA and the CEQA Guidelines encourage the use of tiered environmental documents to reduce delays and excessive paperwork in the environmental review process. CEQA Guidelines Section 15168(d) provides for simplifying the preparation of environmental documents on individual parts of the program by incorporating by reference analyses and discussions that apply to the program as a whole. Where an EIR has been prepared or certified for a program or plan, the environmental review for a later activity consistent with the program or plan should be limited to potentially significant effects on the environment that were not analyzed as significant in the prior EIR, that are susceptible to substantial reduction or avoidance (CEQA Guidelines Section 15152[d]), or were not adequately addressed in the prior EIR (CEQA Guidelines Section 15152[f]).
1.3 CEQA FINDINGS AND MITIGATION MONITORING

CEQA requires decision-makers to adopt mitigation measures to substantially lessen significant impacts whenever feasible. Section 15091 of the CEQA Guidelines requires that, when approving a project, the lead agency make certain findings with respect to the significant effects of the project, whether such effects can be substantially lessened through mitigation or alternatives, whether the mitigation or alternatives are feasible, and responsibility for execution of mitigation. Section 21081.6 of the California Public Resources Code and Sections 15091(d) and 15097 of the CEQA Guidelines require public agencies "to adopt a reporting and monitoring program for changes to the project which it has adopted or made a condition of project approval in order to mitigate or avoid significant effects on the environment."

In Chapter 4 of the CNPRC project DEIR, the campus evaluated whether additional mitigation was available to lessen the significant and unavoidable impacts to which the CNPRC project contributes. No project-specific mitigation measures that would reduce the project's contribution to these impacts were identified.

Mitigation measures previously adopted for the 2003 LRDP EIR that are related to, and designed to reduce the impacts of, this project were identified and incorporated into the CNRPC DEIR and will not be readopted. Nothing in this project EIR in any way alters the obligations of the campus to implement the LRDP mitigation measures.

No project-specific mitigation measures were proposed in the DEIR for the CNPRC Project. All applicable mitigation measures from the 2003 Long Range Development Plan Environmental Impact Report (2003 LRDP EIR) will be implemented. Please see Section 2.0 of the 2003 LRDP EIR for the 2003 LRDP EIR MMRP.

As the public agency principally responsible for approving or carrying out the proposed CNPRC project, the University of California is the Lead Agency under CEQA and is responsible for reviewing and certifying the adequacy of this EIR and approving the proposed CNPRC project. As part of the approval process, the University of California will adopt project-specific findings to explain the relationship between the MMRP that was adopted for the 2003 LRDP EIR and the on-going implementation of mitigation measures in the 2003 LRDP EIR MMRP that are applicable to the proposed CNPRC project. The proposed CNPRC project involves the construction of five buildings and new utility connections to increase the space available for existing and proposed laboratory research and support at the UC Davis CNPRC. It is expected that each of the five buildings and the utility connection component of the CNPRC project will be considered for approval by the University pursuant to a delegation of authority from The Regents to the Senior Vice President of the University of California or the Chancellor for the University of California, Davis campus.

1.4 SUMMARY OF COMMENTS ON THE DRAFT ENVIRONMENTAL IMPACT REPORT

During the public comment period for the CNPRC DEIR, one individual submitted written comments and provided testimony at a public hearing on February 22, 2007. The text of these comments is provided in Appendix A and Appendix B. The comments focused on the appropriateness of using animals for research purposes and provided the opinion that animals should not be used for research purposes. The proposed CNPRC 2007 Research Laboratory project is a proposal to increase laboratory and research support space and will not change the manner or intensity of existing animal use currently ongoing at the CNPRC. Accordingly, the comments raised no CEQA environmental issues and no text changes were made to the DEIR.
1.5 **Final Environmental Impact Report Organization**

The content and format of this FEIR for the proposed CNPRC 2007 Research Laboratory Improvement Project is organized as follows:

- **Chapter 1, Introduction**, explains the CEQA process and the purpose of this FEIR; lists the lead, responsible, and trustee agencies with discretionary authority over the proposed project; provides information on the public and agency review and approval process; describes the relationship of the proposed project and the 2003 LRDP EIR; and outlines the organization of this FEIR.

- **Chapter 2, Project Overview**, presents a summary overview of the proposed project.

- **Appendix A** includes the Court Reporter Transcript of the University of California, Davis Public Hearing for the Draft Focused Tiered Environmental Impact Report on the CNPRC 2007 Research Laboratory Improvement Project.

- **Appendix B** includes the written comment provided during the public comment period.
2 PROJECT OVERVIEW

2.1 INTRODUCTION

This Focused Tiered EIR evaluates the potential environmental impacts of UC Davis’ 2007 CNPRC Laboratory Improvements Project, which is a proposal to increase the laboratory research space at the UC Davis CNPRC. This overview highlights the major areas of importance in the environmental analysis for the proposed project, as required by Section 15123 of the CEQA Guidelines. It also provides a brief description of the project, project objectives, community/agency issues, alternatives to the project, and areas of controversy known to the University. In addition, this chapter provides a table summarizing: (1) the potential environmental impacts that would occur as the result of implementation of the project; (2) the level of impact significance before mitigation; (3) the recommended mitigation measures that would avoid or reduce significant environmental impacts; and (4) the level of impact significance after mitigation measures are implemented.

2.2 PROJECT DESCRIPTION AND OBJECTIVES

UC Davis proposes to construct five buildings and provide new utility connections to increase the space available for existing and proposed laboratory research and support at the UC Davis CNPRC. None of the proposed buildings would provide housing for animals and the proposed project would not increase the number of laboratory research animals at the CNPRC.

The first proposed building would be approximately 10,000 gross square feet (gsf) (6,700 assignable square feet (asf)) and would be constructed to focus on virology and immunology research. The proposed use of biohazardous substances in this building would require that a portion of the building be constructed and operated as a biosafety level (BSL) 3 facility. The building would include 1,200 asf of office and office support space, 5,300 asf of laboratory and laboratory support space, and 200 asf of building support space. The proposed laboratory space would include approximately 1,100 asf designed as a BSL 3 laboratory suite consistent with containment and operational requirements for research involving potentially infectious agents. The building would be constructed in phases, and the first phase of the building would consist of approximately 5,500 gsf with the BSL 3 laboratory portion of the building comprising approximately 1,100 asf. Space within the first phase would also provide BSL 2 space. See Section 3.5.1 of this Draft EIR for a definition of biosafety levels.

The remaining four proposed buildings would be modular units of approximately 1,500 gsf and would accommodate (1) general biomedical research with activities including National Institutes of Health (NIH) supported studies on stem and progenitor cells, (2) office support for the stem and progenitor cell research laboratory, (3) general biomedical research, and (4) office support space for the general biomedical research building. The modular buildings would be approximately 24 feet by 60 feet and would provide approximately 3,000 gsf of new laboratory and support space and 3,000 gsf of new office space.

In total, the proposed CNPRC project would provide approximately 16,000 gsf of new space and would increase the campus population by approximately 20 employees. The buildings would be located west of County Road 98 and approximately two miles west of the UC Davis main campus within the developed area of the CNPRC north of the existing Primate Center Laboratory building.

---

1 Biosafety ratings range from Level 1 to Level 4 and indicate the varying degrees of building containment and laboratory precautions that must be followed while conducting research with particular organisms.

2 ASF refers to the actual usable space with a building that can be assigned for use. Excluded from asf are areas such as mechanical rooms, hallways, and service space.
The proposed project includes utility upgrades to serve growth at the CNPRC including the five proposed buildings and projects previously approved at the CNPRC but not yet constructed. The proposed utilities include telecommunications, natural gas, and domestic water mains. These improvements would be installed as part of the proposed project with connections extending west, across County Road 98 to connection points in Hutchison Drive.

The objectives of the proposed NCPRC project are to provide additional research space to address space deficiencies that have resulted from program growth. The Virology and Immunology Building and the four modular buildings would provide the needed space and meet additional objectives relating to the need to co-locate researchers, provide modern facilities for bio-containment requirements, improve process efficiency and worker safety, and provide necessary utilities. Detailed project objectives are provided in Section 3.4 of this Focused Tiered Draft EIR.

### 2.3 Impact Summary

Table 2-1 provides a complete list of all impacts related to hazards, on which this EIR is focused. As Table 2-1 shows, the impacts have been found to be less than significant and no mitigation is required.

<table>
<thead>
<tr>
<th>Impact</th>
<th>Level of Significance Before Mitigation</th>
<th>Mitigation Measures</th>
<th>Level of Significance After Mitigation</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.3.1 Hazardous Chemicals Transport, Use and Disposal. Transport, use and disposal of hazardous chemicals would increase as a result of the proposed project, but the increases would be minor and would be within the levels forecast by the 2003 LRDP EIR. This impact is considered less than significant.</td>
<td>LS</td>
<td>No mitigation is needed</td>
<td>LS</td>
</tr>
<tr>
<td>4.3.2 Hazardous Chemicals Risk of Accidental Release. Risk of accidental release of hazardous chemicals would increase as a result of the proposed project, but the increases would be minor and would be within the levels forecast by the 2003 LRDP EIR. This impact is considered less than significant.</td>
<td>LS</td>
<td>No mitigation is needed</td>
<td>LS</td>
</tr>
<tr>
<td>4.3.3 Biohazardous Materials Transport, Use, and Disposal. Transport, use, and disposal of biohazardous materials would increase as a result of the proposed project, but the increases would be minor and would be within the levels forecast by the 2003 LRDP EIR. This impact is considered less than significant.</td>
<td>LS</td>
<td>No mitigation is needed</td>
<td>LS</td>
</tr>
<tr>
<td>4.3.4 Biohazardous Materials Risk of Accidental Release. Risk of accidental release of biohazardous materials would be minor and would be within the levels forecast by the 2003 LRDP EIR. This impact is considered less than significant.</td>
<td>LS</td>
<td>No mitigation is needed</td>
<td>LS</td>
</tr>
</tbody>
</table>

### 2.4 Alternatives to the Proposed Project

The following alternatives are analyzed in detail in Chapter 6 of the Focused Tiered Draft EIR in comparison to the proposed project. The purpose of the alternatives analysis is to determine whether an alternative would feasibly attain some or most of the project objectives, while avoiding or substantially lessening some of the significant effects of the proposed project. The project alternatives include:
• **No Project-No Build:** The project would not be constructed. Where feasible, existing laboratories would be used to conduct research projects. The campus would make no modifications to the existing facilities but would attempt to conduct as much of the proposed research as possible utilizing existing facilities.

• **Construction at Alternative UC Davis Locations:** This alternative would construct the same facilities for Virology and Immunology and the Biomedical Research Modular Buildings as the proposed project. Rather than constructing these facilities at the CNPRC, the buildings would be located elsewhere at UC Davis and could be placed within the Central Campus, South Campus, or West Campus areas. To provide adequate reliability for previously approved but not yet completed projects, the proposed utility upgrades would still be needed and constructed as part of this alternative. For this alternative, it is assumed that within the Central Campus, South Campus, or West Campus at UC Davis, adequate building sites could be located that would not need utility upgrades in order to adequately serve the proposed buildings. For this alternative, the Biomedical Research Modular Buildings would be sited together but the Virology and Immunology Building would not need to be sited near the modular buildings and could instead be located at another location.

• **Construction of Reduced Facilities:** This alternative would involve construction of a single building to house all of the Virology and Immunology Building research and the research proposed for the Biomedical Research Modular Buildings. The key elements of this alternative would be to construct a single building of only 10,000 gsf instead of the proposed five buildings totaling 16,000 gsf and to conduct a reduced amount of research. To provide adequate reliability for previously approved but not yet completed projects, the proposed utility upgrades would still be needed and constructed as part of this alternative. This alternative would have similar environmental effects to the proposed project but at a lower intensity because of the reduced construction impacts, a smaller increase in employee population, and a reduction in operational impacts. The overall reduction in operational impacts would extend to the hazards and biohazardous materials impacts evaluated in this EIR. Overall, the Construction of Reduced Facilities would further reduce the less than significant environmental effects of the project. The project would require the same hazardous materials and bio-containment protocols as the proposed project and would not create any new environmental effects.

### 2.5 Known Areas of Controversy

Section 15123 of the CEQA Guidelines requires that a summary of an EIR identify areas of controversy known to the Lead Agency, including issues raised by agencies and the public. During the public comment scoping period for the Initial Study, two letters were received regarding the proposed project. While no known controversial issues were presented in the letters received, research at the CNPRC is known to be controversial because of the presence of primate research at the facility. None of the proposed buildings would provide housing for animals and the proposed project would not increase the number of laboratory research animals at the CNPRC. However, CNPRC projects typically engender controversy due to the presence of non-human primate research at the CNPRC, and the potential for controversy is one of the reasons that this Focused Tiered EIR has been prepared. Prior projects have become controversial because of this research and animal rights groups have previously expressed concern over the on-going research at the CNPRC. During the comment period for the DTEIR, one individual submitted comments at the public hearing and in writing to protest the on-going use of animals for research purposes at UC Davis. The individual expressed
concern for the ethical implications of conducting research with animals and expressed the opinion that the use of animals is controversial.

The comments received during the public review period on the DEIR do not alter the conclusions in the Draft Tiered Initial Study and do not require any additional detailed analysis in this Focused Tiered EIR. The comments are provided in Appendix A and B of the Focused Tiered Draft EIR.
Appendix A: Court Recorder Transcript of the University of California, Davis Public Hearing for the Draft Focused Tiered Environmental Impact Report on the Veterinary Medicine 3B Project
UNIVERSITY OF CALIFORNIA, DAVIS

CALIFORNIA NATIONAL PRIMATE RESEARCH CENTER
2007 RESEARCH LABORATORY
FOCUSED TIERED DRAFT ENVIRONMENTAL IMPACT REPORT
PUBLIC HEARING

THURSDAY, FEBRUARY 22, 2007
7:00 P.M.

UNIVERSITY OF CALIFORNIA, DAVIS
UNIVERSITY CLUB
DAVIS, CALIFORNIA

ORIGINAL

REPORTED BY: KATHY L. SWINHART
CSR 10150

CAPITOL REPORTERS (916) 923-5447
APPEARANCES

FOR THE UNIVERSITY OF CALIFORNIA, DAVIS:

A. SIDNEY ENGLAND, Ph.D.
Director of Environmental Planning
Office of Resource Management and Planning

MATT DULCICH
Assistant Environmental Planner
Office of Resource Management and Planning

OTHERS PARTICIPATING:

Robert Liebman

---00---
DAVIS, CALIFORNIA

THURSDAY, FEBRUARY 22, 2007, 7:00 P.M.

---oo0oo---

MR. ENGLAND: Okay. Go evening, everyone. It's 7:00 and I'd like to call this meeting to order.

Welcome to U.C. Davis. I'd like to thank you for attending tonight and to open the public hearing starting the official record that will be kept by the Court Reporter.

My name is Sid England. I am the Director of Environmental Planning at the University of California, Davis, and I will be conducting the public hearing this evening. Before we begin, I'll spend a few minutes explaining the purpose of this public hearing and how it will be conducted.

This is the official public hearing on the University of California, Davis, Focused Tiered Draft Environmental Impact Report for the proposed California National Primate Research Center 2007 Research Laboratory Project. This hearing is being conducted pursuant to the University of California's procedures for implementation of the California Environmental Quality Act.

The purpose of the hearing is to provide the public with an opportunity to present oral testimony
for the official record concerning the content and completeness of the Draft Environmental Impact Report for the proposed project. This Draft EIR addresses the project-specific and cumulative impacts associated with the proposed research buildings and utility expansions at the California National Primate Research Center.


The California Environmental Quality Act and guidelines for implementing this act encourages the use of incorporation by reference to reduce the size of environmental impact reports. Thus, the Draft EIR for the proposed project should be viewed in conjunction with the 2003 U.C. Davis Long Range Development Plan and EIR.

Copies of the public notice for the proposed project and maps illustrating the location of the proposed project are available here this evening at the back table.

All comments made during this public hearing will be recorded by the Court Reporter and will become part
of the formal record. The record of this hearing will be used by the University of California for review when considering the Final Environmental Impact Report and approval of the proposed project.

All testimony this evening, as well as all written comments received during the public comment period, will become part of the Final Environmental Impact Report for the project. The campus will evaluate comments received on environmental issues and will include written responses to these comments in the Final EIR.

Those of you who do not wish to speak tonight or who wish to add additional testimony may submit your comments in writing. Written comments must be received by 5:00 p.m. on March 7, 2007, in order to be officially considered as part of the record. All written comments should be sent to the Vice Chancellor in the Office of Resource Management and Planning at U.C. Davis. The date and address where comments should be submitted are available in a leaflet at the sign-up table in the back of the room.

Copies of the National Primate Research Center 2007 Research Laboratory Project Draft EIR and the 2003 Long Range Development Plan EIR are available at: The Shields Library here at U.C. Davis; the Yolo
County Library in Davis; the Vacaville Public Library in Vacaville; and on the Internet.

Copies can also be obtained in the Office of Resource Management and Planning, 3rd Floor, Mrak Hall, U.C. Davis. This information on where to obtain copies of the environmental documents is also available in a leaflet at the table in the back of the room.

Because each comment on an environmental issue will be formally included in the record and responded to, it need not be repeated. I encourage speakers who agree with previous speakers to simply confirm their agreement in order to reduce repetition. Everyone who wishes to speak this evening will be allowed to.

Audio, videotape and digital recording of this hearing will be permitted to the extent that it does not interfere with or disrupt the proceedings. However, if someone wishes to speak tonight but objects to being filmed, I will ask that you cease filming the speaker so that the speaker has an opportunity to present his or her testimony.

We had thought there might be some filming this evening, but I don't see anybody who is doing that. So that your testimony can be accurately recorded for the Court Reporter and so we can respond
adequately in the Final Environmental Impact Report, I'd ask each speaker to come to the front of the room so your testimony can be recorded on tape. Prior to speaking, please clearly state and spell your name for the Court Reporter.

The purpose of this hearing is to receive testimony and evidence for the University of California. Therefore, I will respond -- not respond to testimony tonight, but formal responses to written or oral comments on environmental issues will be included in the Final EIR. And we have a sign-up sheet at the back where you can give us your name and address and check if you want to be notified when the Final EIR is made available.

So before we begin, I would like to ask if there are any procedural questions about the nature of the public hearing? And if so, would you please come forward, and I will attempt to respond to your questions.

If not -- so are there any questions about the procedure for the hearing tonight?

Seeing none, would anybody like to make any formal comments for the record?

If so, please come forward and state your name.

MR. LIEBMAN: Right here?
MR. ENGLAND: Right here is fine.

MR. LIEBMAN: My name is Robert Liebman, L-I-E-B-M-A-N. I'm a 33-year resident of Davis, and I'm appalled by this farce called the Davis Primate Research Center. It's basically a torture center.

Most of the people sitting in the audience haven't a clue as to what goes on out there. I know what goes on out there. I've been inside. I started going there in 1975, 32 years ago, before it became an armed fortress. Now it's impenetrable. You're forced to park almost a half a mile away if you want to exercise your right of free speech on a county road. To even stand in front of the place is deemed a threat.

I'm going to read a brief quote from Jane Goodall, who is a world-renowned primatologist. It's brief, and then I'll go on my way.

In 2000 a man named Matt Rossell released an undercover video taken at the Oregon National Primate Research Center. This is one of eight research centers. U.C. Davis is one of the eight.

The following statements were made by internationally renowned primatologist Dr. Jane Goodall shortly after she viewed Matt's undercover video. He got a job working there, and he videotaped
as best he could. This is what she saw on the
footage.

When I first saw the video, I was shocked, and I
was horrified, and I was very, very angry. The fact
that today conditions such as those that I saw can
still be allowed to continue, that people can go to
work every day and allow such barbaric conditions to
continue is a black mark against humanity.

The images I saw -- a baby monkey rolling up into
a ball and sucking his penis; an infant monkey with
Shigella crawling around in his own filth; an adult
rhesus monkey who was so crazy that he had bitten his
arms, bitten off almost all the flesh; an individual
capuchin who had been used in drug research sitting
with staring eyes clearly in the last stages of
depression; a monkey strapped down and submitted to a
horribly painful electro-ejaculation process with
electrodes strapped on his penis just to take a semen
sample -- these things could not have been faked. No,
these monkeys were being tortured.

It made me particularly sickened to know that
this kind of callous attitude toward animals is
repeated again and again in laboratories around this
country and around the world. Somehow we have to stop
it.
When I heard that the regional primate centers were expanding, which is what about -- which is what this meeting is all about, that more non-human primates were to be used in various kinds of medical research and experimentation, I was deeply saddened and shocked. It seems that we're sliding backwards in so many ways as we enter this new century. We shouldn't be expanding the primate research centers. We should be closing them down, all of them.

I'm almost finished, and so is Ms. Goodall.

There's absolutely no question that when non-human primates are put into the tiny, barren, sterile cages that are typical of almost all medical research facilities, they suffer most terribly. They suffer terribly from being kept in isolation from others of their kind, because monkeys and apes are extremely social, and they suffer from depression. The same kind of clinical symptoms that a depressed human child shows are seen in many instances in monkeys and chimpanzees in these inhumane and shocking conditions.

This goes on at the Davis torture center on the daily basis. I've seen it with my own eyes. I've spoken to people who have worked there. I've spoken to directors. They come and go constantly.
I've -- for 32 years now I've been familiar with what goes on out there. For the last 10 years it's been impossible to get in there. With the advent of the cell phone, I'm surrounded by police officers within five minutes because I'm standing silently in front of this torture center and bearing witness.

Employees, so-called medical people, Ph.D. candidates, doctors, veterinarians have thrown me the finger. They've kicked rocks to provoke me into doing something foolish so that I will be injured. They have thrown cigarette butts out their windows. They've called me names. They've done everything. I just stand there in silence, and I bear witness to the horrors going on inside of this so-called medical facility.

You people are complicit. You're desk murderers. You create this atmosphere with your reports and your studies and so on and so forth. We're all in the same boat, Mr. England. The boat is sinking. The whole world is on fire. There is wars raging, there is famine, and we're worrying about EIR reports.

And these helpless creatures, they have no rights. They have no standing in courts. They're the property of the University. They have the rights of that chair. They have no say. They're speechless.
So their pleas for mercy and compassion from other 
primates like us are even more compelling to people 
like me.

I can't get anyone on this campus to show any 
interest in this subject. They've got their cell 
phones, their Ipods, their Blackberries. They're 
oblivious to what goes on on this campus.

When you drive by on Road 98, you never see a 
monkey anywhere. Where are they? There are over 
5,000 censured beings living inside of steel cages 
waiting to be tortured 24 hours a day. And they're 
calling this research? You've got to be kidding. 
Wake up. You're next. It happens over and over 
again.

And that's what I have to say.

I bear no enmity towards anyone in this room. 
I'm completely nonviolent. I've had the shit beaten 
out of me in civil rights demonstrations since 1960. 
The people out there who are trying to provoke me into 
violence are amateurs. I came up against people who 
really wanted to hurt me, and they did hurt me, and 
I'm not afraid.

So I go out there on an irregular basis. The 
Davis Enterprise was going to cover me. They were 
going to send a reporter and a photographer to
photograph me just standing like I'm standing in front of you in silence. The editor of the paper told me not to come.

The only ray of light is a 19-year-old sophomore who writes for the Cal Aggie. She's the hope for the future. This little bitty thing has been writing articles on the butcher shops on campus, on the Primate Center. They're intelligent. They're well-written. She has the power of the pen. She's not even here tonight. She said she would come to the meeting and maybe report on it.

Where is everybody? What, are they watching television? Are they staring at computers? Do they really care about anything?

I'm finished.

MR. ENGLAND: Thank you, Mr. Liebman.

MR. LIEBMAN: Thank you.

MR. ENGLAND: We'll put these in the record, and we'll respond to them in writing -- the environmental issues in writing in the EIR.

MR. LIEBMAN: I appreciate the time.

MR. ENGLAND: Thank you.

MR. LIEBMAN: And the animals thank you.

Bye bye.

MR. ENGLAND: Good night.
MR. LIEBMAN: Good night.

MR. ENGLAND: Anybody else who would like to make official comments for the record?

So seeing no one, we'll pause until about 7:30 in case anybody arrives late.

(Off the record from 7:15 to 7:30 p.m.)

MR. ENGLAND: Okay. Is there anybody else who would like to make a statement and give comments for the official record?

Seeing no one, and the time being 7:30, I'll call this hearing to a close. Thank you very much.

(At 7:30 p.m. the public hearing was concluded.)

---00o---
REPORER'S CERTIFICATE

STATE OF CALIFORNIA
COUNTY OF SACRAMENTO

I, KATHY L. SWINHART, certify that I was the official Court Reporter for the proceedings named herein, and that as such reporter, I reported in verbatim shorthand writing the named proceedings;

That I thereafter caused my shorthand writing to be reduced to typewriting, and the pages numbered 1 through 14 herein constitute a complete, true and correct record of said proceedings.

IN WITNESS WHEREOF, I have subscribed this certificate at Sacramento, California, on the 5th day of March 2007.

KATHY L. SWINHART
CSR NO. 10150
Appendix B: Written Comment Provided During the Draft Environmental Impact Report Public Comment Period
Dear Mr. Meyer,

The classic definition of ignorant is lack of knowledge, uninformed, unaware, and the like. You fit such a definition. You are a paper pusher, a petty bureaucrat, with a title, given to you by a factory which masquerades as a university and a place of higher learning. What this "university" really does is turn out a product. It has become so fragmented and specialized that each building, each department, and so on, has nothing to do with what goes on in the other buildings, departments, and so on. The result is suffering and cruelty on a vast scale, right next to a craft center, a coffee house, a gymnasium, with only the people who inflict this suffering and cruelty knowing about it. You know nothing about what goes on at the Torture Center, and you probably don't even want to know what goes on, because it would conflict with your job, and maybe even conflict which your conscience, which I know you possess. The purpose of my letter is not to insult you or harm you in any way; it is merely to challenge you to find out what you are complicit in. You enable such suffering and cruelty to flourish with your glowing reports about university growth and expansion, and phrases like "world class," "leaders in such and such a field," and all of the other hollow press releases.

When you left your job at the City of Davis offices, you probably thought you were moving up, and I'm happy that you are making more money and living a more comfortable life; after all, isn't the goal of living to be happier and more joyful and content? Well, the monkeys also want what you want. They also fear death and tremble before danger. All beings feel the same, Mr. Meyer.

This is my phone number: 530-758-5707. Feel free to call me anytime it's convenient for you, and I will tell you about the "Primate Center," if you ever want to know. For now, you are probably content to continue to do your job, and not be distracted by the truth, which can sometimes evoke an uncomfortable feeling and interfere with the specific tasks at hand, but my offer is always open to you and I am very patient, having lived in Davis for 34 years. I have seen so many people come and go, including directors of the Torture Center, grad students, vets, chancellors, faculty, etc. In fact, even you and I will eventually go, as well; the question is: When we go, will we be pleased with what we have contributed or will we have regrets about not having done more to make this community and the university a better place, meaning a more compassionate place, a more informed place, an enterprise that brings light, not darkness, to this world.

Mr. Meyer, let a little light into your life.

Sincerely,
Robert Liebman

Take stock of those around you and you will...

hear them talk in precise terms about themselves and their surroundings, which would seem to point to them having ideas on the matter. But start to analyze those ideas and you will find that they hardly reflect in any way the reality to which they appear to refer, and if you go deeper you will discover that there is not even an attempt to adjust the ideas to this reality. Quite the contrary: through these notions the individual is trying to cut off any personal vision of reality, of his own very life. For life is at the start a chaos in which one is lost. The individual suspects this, but he is frightened at finding himself face to face with this terrible reality, and tries to cover it over with a curtain of fantasy, where everything is clear. It does not worry him that his "ideas" are not true, he uses them as trenches for the defense of his