

State of California

AIR RESOURCES BOARD

RESOLUTION NO. 03-3

WHEREAS, Michael Patrick Kenny has enriched and enlivened the Air Resources Board for thirteen years – the first six and a half as General Counsel and the last six and a half years as Executive Officer;

WHEREAS, during his tenure as Executive Officer, Mike masterfully elevated the State Implementation Plan and its rich panoply of technology – forcing measures to the summit which divergent constituencies rallied to attain;

WHEREAS, Mike enthusiastically greeted new ideas and encouraged robust debate, galvanizing all the talent at the ARB into an awesome team of air quality professionals;

WHEREAS, Mike's practical creativity, commitment to clean air, negotiating skills, and overwhelming desire to reach the goal combined with an uncanny (for a lawyer) grasp of technical information yielded phenomenal gains in mobile source emission reductions, including groundbreaking compliance schedules for locomotives, new requirements for zero-emission and ultra-super-low emission vehicles, vastly extended warranties, radical advances in clean fuel technology and on-board diagnostics, and a cutting-edge mobile source program that is a model for the nation;

WHEREAS, Mike's faith in American technology and his personal mantra of "what's the worst that can happen?" often led to bold new adventures scaling the peaks of air pollution control;

WHEREAS, Mike's belief that nothing is impossible endeared him to the Chairman and Board Members by saying "yes" with a smile to whatever they requested and figuring out how to deliver the near-impossible later;

WHEREAS, Mike's boundless energy, love of life, and dedication to every present moment gave us an Executive Officer who never sat down on the job, unless he happened to be in Mexico City with a careless cleaner and a faulty Leatherman;

WHEREAS, Mike's respect for each and every ARB employee, his openness and loyalty to staff, and his willingness to share the triumph of air quality gains with all of us helped make our jobs worthwhile and our contributions a source of great satisfaction;

WHEREAS, Mike's perseverance is well-illustrated by his bicycle adventures, which are legendary if not always inspiring, including a run-in with a former Board Member in the ARB parking lot and a broken arm at zero miles per hour – which did not stop him from taking the ride;

WHEREAS, Mike's air experience includes sharing it almost to the last breath with an unknown climber from Norway on the treacherous slopes of Aconcagua;

WHEREAS, Mike's ability to think fast and his abhorrence of "dead-time" comforted staff at Board meetings with the certain knowledge that if they did not respond to a Board Member's question in one nanosecond or less, he would;

WHEREAS, Mike's loathing of dead-time had the opposite effect during his hair-raising races with staff to the airport;

WHEREAS, Mike has achieved the next step of his life plan with an appointment to serve the public as a member of California's judiciary;

WHEREAS, Mike's personal integrity, honesty, decisiveness, fairness, directness, intelligence, humor, compassion, and ability to focus contribute to a highly judicious temperament that will serve him well on the bench; and

WHEREAS, all of the aforementioned recitals will cause us to essentially remember Mike at this point in time as a basically stellar human being.

NOW, THEREFORE, BE IT RESOLVED that the Board expresses its heartfelt gratitude to Mike for guiding the ARB with skill, with daring, and with heart, and wishes him a fulfilling and exemplary new career as a judge.

BE IT FURTHER RESOLVED that the Board applauds Mike for tempering his work ethic with a healthy sense of priorities, commitment to family, and respect of vacations and requests him to maintain this perspective and report back to the Board on his progress in this regard.

BE IT FURTHER RESOLVED that the Board looks forward to reading judicial opinions penned by the familiar hand now wielded by the HONORABLE Michael P. Kenny and urges him to keep those opinions logical, spirited, and short.

/s/

Alan C. Lloyd, Ph.D.
Chairman