

---

**From:** CWFhearing  
**Sent:** Thursday, November 30, 2017 11:15 AM  
**To:** abl@bkslawfirm.com; 'aferguson@somachlaw.com'; 'ahitchings@somachlaw.com';  
'ajr@bkslawfirm.com'; akrieg@volkerlaw.com; amy.aufdemberge@sol.doi.gov;  
'apeltzer@prlawcorp.com'; 'awearn@nrdc.org'; 'barbara@restorethedelta.org';  
'barbarav@aqualliance.net'; 'barry@solagra.com'; 'bdalymns@citlink.net';  
bjohnson@tu.org; 'blancapaloma@msn.com'; bobker@bay.org;  
'bradpappa@gmail.com'; 'brettgbaker@gmail.com'; burkew@saccounty.net;  
'bwright@friendsoftheriver.org'; Wilcox, Carl@Wildlife; 'caroleekrieger7@gmail.com';  
'colin@ejcw.org'; 'connere@gmail.com'; CWFhearing; daladjem@downeybrand.com;  
daniel@kaydix.com; dcooper@minasianlaw.com; 'dcoty@bpmnj.com';  
ddj@cah2oresearch.com; dean@hprlaw.net; 'deltakeep@me.com'; 'dkelly@pcwa.net';  
'dgarrett@volkerlaw.com'; dobegi@nrdc.org; 'dohanlon@kmtg.com';  
'dorth@davidorthconsulting.com'; 'empappa@gmail.com'; 'evelma@cafecoop.org';  
'eweher@gwdwater.org'; 'elamoe@minasianlaw.com'; 'fetherid@ebmud.com';  
'fmorrissey@orangecoveid.org'; 'friendsofsfestuary@gmail.com'; 'gadams@fclaw.com';  
hwalter@kmtg.com; info@californiadelta.org; Mizell, James@DWR;  
jailin@awattorneys.com; 'jtb@bkslawfirm.com'; 'jconway@rd800.org';  
jfox@awattorneys.com; jennifer@spalettalaw.com; jherrlaw@aol.com;  
jminasian@minasianlaw.com; jminton@pcl.org; john.luebberke@stocktonca.gov;  
Jon.Rubin@SLDMWA.org; 'jph@tulareid.org'; 'jsagwomack@gmail.com';  
'jsalmon@ebmud.com'; 'jvolker@volkerlaw.com'; 'kcorby@somachlaw.com'; 'kelweg1  
@aol.com'; kharrigfeld@herumcrabtree.com; kobrien@downeybrand.com;  
'kpoole@nrdc.org'; ktaber@somachlaw.com; 'kyle.jones@sierraclub.org';  
'lcaster@fclaw.com'; matlas@downeybrand.com; 'matthew@mlelaw.com';  
'mbently@countyofcolusa.org'; 'melissa.poole@wonderful.com'; Michelle Ghafar  
(mghafar@earthjustice.org); 'mhagman@lindmoreid.com'; 'michael@brodskylaw.net';  
'mjatty@sbcglobal.net'; 'mkropf@countyofcolusa.com'; 'mlarsen@kdwcd.com';  
mnikkel@downeybrand.com; mvanzandt@hansonbridgett.com;  
'mvoss@cityofsacramento.org'; myoung@awattorneys.com;  
'ncardella@prlawcorp.com'; 'office@ecosacramento.net'; Meserve,  
Osha@semlawyers.com (osha@semlawyers.com); philip.pogledich@yolocounty.org;  
pminasian@minasianlaw.com; 'pp@planetarysolutionaries.org';  
'prmiljanich@solanocounty.com'; 'psimmons@somachlaw.com';  
pwilliams@westlandswater.org; rharms@kmtg.com; rebecca.akroyd@sldmwa.org;  
'randy@ejcw.org'; 'rbernal@ci.antioch.ca.us'; 'rmaddow@bpmnj.com'; 'rdenton06  
@comcast.net'; 'rmburness@comcast.net'; 'roland@ssjmud.org'; 'rsb@bkslawfirm.com';  
rsmith@downeybrand.com; Russell Frink (Russell@spalettalaw.com);  
ryan.hernandez@dcd.cccounty.us; 'rzwillinger@defenders.org'; 'sae16@lsid.org';  
schaffin@awattorneys.com; sclarke@volkerlaw.com; 'sdalke@kern-tulare.com';  
'sgeivet@ocsnet.net'; smorris@swc.org; 'Sophie.Froelich@Roll.com';  
sonstot@awattorneys.com; 'srothert@americanrivers.org';  
'ssaxton@downeybrand.com'; 'ssdwaterfix@somachlaw.com';  
'stephen.siptroth@cc.cccounty.us'; 'sunshine@snugharbor.net';  
'svolker@volkerlaw.com'; 'sgrady@eslawfirm.com'; 'red@eslawfirm.com';  
'tara.mazzanti@stocktonca.gov'; 'tgohring@waterforum.org';  
'thomas.esqueda@fresno.gov'; 'tim@restorethedelta.org'; 'tkeeling@freemanfirm.com';  
'trobancho@freemanfirm.com'; 'torr@earthjustice.org'; towater@olaughlinparis.com;  
vkincaid@olaughlinparis.com; 'wes.miliband@stoel.com'; wfemlen@solanocounty.com;  
wirthsoscranes@yahoo.com

**Cc:** mstone@clwa.org; eofficer@cvcwa.org; rcheng@cvwd.org; mkrause@dwa.org; ccreel@kcwa.com; ameliam@kcwa.com; rsheehan@mw2h.com; tmccarthy@mojavewater.org; deltaactioncommittee@gmail.com; dguy@norcalwater.org; cjohns@calrestrats.com; douglash@sbvmwd.com; pgosselin@buttecounty.net; jdavis@sgpwa.com; esoderlund@valleywater.org; mgilkey@tlbwsd.com; torres.tomas@epa.gov; jduerig@zone7water.com; Erik.gustafson@chicoca.gov; kmannion@rcrcnet.org; motecps@gmail.com; eyv209@gmail.com; usothea@apsaraonline.org; gustavo.medina@asm.ca.gov; Lmagana@afsc.org; 'evielma@cafecoop.org'; jimcoxsportfishing@yahoo.com; rcarcamero@gmail.com; cynthiajlau@gmail.com; 'gwilson@earthlaw.org'; larryruhstaller@gmail.com; john@goldengatesalmon.org; doug@stocktonchamber.org; bu4567@aol.com; gvang@lfcempowerment.org; r.mammon@att.net; mr.michaelfrost@gmail.com; Maria Rea (maria.rea@noaa.gov); reynolds6568@gmail.com; bluse03@yahoo.com; 'erica@baykeeper.org'; 'ian@baykeeper.org'; Cathleen.Galgiani@sen.ca.gov; 'robin.adam@sen.ca.gov'; 'bob.alvarez@sen.ca.gov'; Marian.Norris@sen.ca.gov; vielmam07@yahoo.com; nknodt@sanjoaquinrtd.com; activistjen86@gmail.com; wes@visitstockton.org; ben@baykeeper.org

**Subject:** FW: Opening Statement Question - Service List 1st part

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Service List and Interested Parties,

The hearing officers hereby grant this request.

Respectfully,

CA WaterFix Hearing Team

=====

Phone: 916-319-0960

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/bay\\_delta/california\\_waterfix/water\\_right\\_petition.shtml](http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/water_right_petition.shtml)

The most recent group of comments is now posted on the State Water Board's website at:

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/bay\\_delta/california\\_waterfix/policy\\_statements/](http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/policy_statements/)

---

**From:** Osha Meserve [mailto:Osha@semlawyers.com]

**Sent:** Thursday, November 30, 2017 11:04 AM

**To:** abl@bkslawfirm.com; aferguson@somachlaw.com; ahitchings@somachlaw.com; ajr@bkslawfirm.com; akrieg@volkerlaw.com; amy.aufdemberge@sol.doi.gov; apeltzer@prlawcorp.com; awarn@nrdc.org; barbara@restoredelta.org; barbarav@aqualliance.net; barry@solagra.com; bdalymns@citlink.net; bjohnson@tu.org; blancapaloma@msn.com; bobker@bay.org; bradpappa@gmail.com; brettgbaker@gmail.com; burkew@sacounty.net; bwright@friendsoftheriver.org; Wilcox, Carl@Wildlife; caroleekrieger7@gmail.com; colin@ejcw.org; connere@gmail.com; CWFhearing; daladjem@downeybrand.com; daniel@kaydix.com; dcooper@minasianlaw.com; dcoty@bpmnj.com; ddj@cah2research.com; dean@hprlaw.net; deltakeep@me.com; dkelly@pcwa.net; dgarrett@volkerlaw.com; dobegi@nrdc.org; dohanlon@kmtg.com; dorth@davidorthconsulting.com; empappa@gmail.com; evielma@cafecoop.org;

ewehr@gwdwater.org

**Cc:** CWFhearing

**Subject:** FW: Opening Statement Question - Service List 1st part

Dear Parties,

Please see below re: my request to submit opening statements for my protestants by Thursday December 7<sup>th</sup> at noon.

Thanks,

Osha

**Osha R. Meserve**

(916) 455-7300

---

**From:** CWFhearing [<mailto:CWFhearing@waterboards.ca.gov>]

**Sent:** Thursday, November 30, 2017 10:50 AM

**To:** Osha Meserve <[Osha@semlawyers.com](mailto:Osha@semlawyers.com)>; Ochendusko, Kyle@Waterboards <[Kyle.Ochendusko@waterboards.ca.gov](mailto:Kyle.Ochendusko@waterboards.ca.gov)>

**Subject:** RE: Opening Statement Question

Ms. Meseve,

Will you please cc the service list with your request?

Respectfully,

CA WaterFix Hearing Team

=====

Phone: 916-319-0960

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/bay\\_delta/california\\_waterfix/water\\_right\\_petition.n.shtml](http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/water_right_petition.n.shtml)

The most recent group of comments is now posted on the State Water Board's website at:

[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/bay\\_delta/california\\_waterfix/policy\\_statements/](http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/policy_statements/)

---

**From:** Osha Meserve [<mailto:Osha@semlawyers.com>]

**Sent:** Thursday, November 30, 2017 10:26 AM

**To:** Ochendusko, Kyle@Waterboards

**Cc:** CWFhearing

**Subject:** RE: Opening Statement Question

Dec 7<sup>th</sup> by noon.

**Osha R. Meserve**

(916) 455-7300

---

**From:** Ochendusko, Kyle@Waterboards [<mailto:Kyle.Ochendusko@waterboards.ca.gov>]

**Sent:** Thursday, November 30, 2017 10:23 AM

**To:** Osha Meserve <[Osha@semlawyers.com](mailto:Osha@semlawyers.com)>

**Cc:** CWFhearing <[CWFhearing@waterboards.ca.gov](mailto:CWFhearing@waterboards.ca.gov)>

**Subject:** RE: Opening Statement Question

Osha,

What date are you requesting to submit your opening statements?

Respectfully,

Kyle Ochenduszk  
Senior Water Resource Control Engineer  
Division of Water Rights  
State Water Resources Control Board  
Phone: (916) 319-9142

---

**From:** Osha Meserve [<mailto:Osha@semlawyers.com>]  
**Sent:** Thursday, November 30, 2017 9:31 AM  
**To:** Ochenduszk, Kyle@Waterboards  
**Cc:** CWFhearing  
**Subject:** RE: Opening Statement Question

Hi Kyle,

I would like to request that an opening statement for my Part 2 witnesses be allowed to be submitted at a later date, such as one week from today.

Would that be possible?

Thanks,

Osha

***Osha R. Meserve***  
(916) 455-7300

---

**From:** Ochenduszk, Kyle@Waterboards [<mailto:Kyle.Ochenduszk@waterboards.ca.gov>]  
**Sent:** Thursday, November 30, 2017 9:25 AM  
**To:** Osha Meserve <[Osha@semlawyers.com](mailto:Osha@semlawyers.com)>  
**Cc:** CWFhearing <[CWFhearing@waterboards.ca.gov](mailto:CWFhearing@waterboards.ca.gov)>  
**Subject:** Opening Statement Question

Ms. Meserve,

I understand you had a question about the due date and format for written opening statements. Please review page 11 of the August 31, 2017 ruling regarding opening statements and requests for deviation from hearing officers' direction. We will accept an email as a "written request".

Respectfully,

Kyle Ochenduszk  
Senior Water Resource Control Engineer  
Division of Water Rights  
State Water Resources Control Board  
Phone: (916) 319-9142