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**From:** CWFhearing  
**Sent:** Thursday, November 29, 2018 9:57 AM  
**To:** Michael A. Brodsky  
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**Subject:** RE: cwf hearing: request for record of proceedings

Dear Mr. Brodsky,

On October 31, 2018, the Department of Water Resources (DWR) requested a copy of all exhibits that have been submitted for the California WaterFix change petition hearing. The hearing team provided a copy of all files posted on the State Water Resources Control Board's (State Water Board) California WaterFix change petition hearing webpage within the exhibits folder for both Parts 1 and 2 of the hearing. The hearing team provided these files to DWR via the State Water Board's file transfer protocol (FTP) webpage. The files included testimony, exhibits, exhibit identification indexes, and possibly some correspondence documents for a total size of roughly 48 gigabytes. We cautioned DWR that the files provided through the FTP site included all posted files regardless of hearing status. In other words, it not only included exhibits accepted into the evidentiary record, but also included exhibits that have been withdrawn, corrected, re-submitted, or had portions struck as result of hearing officer rulings. We expressly stated that we did not guarantee the accuracy or completeness of the download provided to DWR. Moreover, we advised DWR to compare the download we provided to what is posted on the WaterFix petition hearing [website](#) to ensure that they have an accurate and complete set of testimony/exhibits. The website is a more complete record as it contains notices, rulings, other correspondence, policy statements, etc.

We deleted the copied files from DWR's FTP folder after approximately two weeks because of their immense size. Following your recent request, we have copied and posted the same files that were provided to DWR on the State Water Board's FTP webpage at [https://ftp.waterboards.ca.gov/?u=water fix download&p=waterfix123](https://ftp.waterboards.ca.gov/?u=water%20fix%20download&p=waterfix123), in a folder named "General." The files will be available on the FTP site for the parties or public to download until **December 17, 2018**. Please note that the above caveats and cautions expressed to DWR regarding the completeness and accuracy of the testimony/exhibits posted in the "General" folder still apply. Please also note that the webpage files are included as well as other related web content and those files can be ignored.

Sincerely,

CA WaterFix Hearing Team

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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)

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**From:** Michael A. Brodsky <michael@brodskylaw.net>

**Sent:** Saturday, November 24, 2018 9:09 AM

**To:** CWFhearing <CWFhearing@waterboards.ca.gov>

**Cc:** Kristian Corby <kcorby@somachlaw.com>; kelweg1@aol.com; Karna Herrigfeld <kharrigfeld@herumcrabtree.com>; Kevin O'Brien <kobrien@downeybrand.com>; Poole, Kate <kpoole@nrdc.org>; Kelley Taber <ktaber@somachlaw.com>; kurtis.keller@cc.cccounty.us; Lauren Caster <lcaster@fclaw.com>; Mae Ryan Empleo <mae@semlawyers.com>; matlas@downeybrand.com; Matthew Emrick (matthew@mlelaw.com) <matthew@mlelaw.com>; melissa.poole@wonderful.com; Michelle Ghafar <mghafar@earthjustice.org>; mhagman@lindmoreid.com; Michael A. Brodsky <michael@brodskylaw.net>; Michael B. Jackson <mjatty@sbcglobal.net>; Marcos Kropf <mkropf@countyofcolusa.com>; mlarsen@kdwcd.com; mnikkel@downeybrand.com; msturm@nrdc.org; Michael Van Zandt <mvanzandt@hansonbridgett.com>; Michael Voss <mvoss@cityofsacramento.org>; myoung@awattorneys.com; nick@semlawyers.com; nrobertson@earthjustice.org; Brenda Rose <office@ecosacramento.net>; Osha R. Meserve <osha@semlawyers.com>; Philip J. Pogledich <philip.pogledich@yolocounty.org>; pkf@bkslawfirm.com; Paul Minasian <pminasian@minasianlaw.com>; Patrick Porgans <pp@planetarysolutionaries.org>; Paul Simmons <psimmons@somachlaw.com>; Philip Williams <pwilliams@westlandswater.org>; rebecca.akroyd@sldmwa.org; Ron Bernal <rbernal@ci.antioch.ca.us>; Richard Denton <rdenton06@comcast.net>; Rebecca Harms <rharms@kmtg.com>; rmaddow@bpmnj.com; rmburness@comcast.net; roland@ssjmud.org; Ryan Bezerra <rsb@bkslawfirm.com>; Russell Frink (russell@spalettalaw.com) <russell@spalettalaw.com>; Smith, Rebecca <rsmith@downeybrand.com>; Ryan Hernandez <ryan.hernandez@dcd.cccounty.us>; Kate Poole 2 <rzwillinger@defenders.org>; sae16@lsid.org; schaffin@awattorneys.com; Stephanie Clark <sclarke@volkerlaw.com>; sdalke@kern-tulare.com; sgeivet@ocsnet.net; sonstot@awattorneys.com; Stefanie Morris <smorris@swc.org>; Steve Rothert <srothert@americanrivers.org>; Steve Saxton <ssaxton@downeybrand.com>; ssdwaterfix@somachlaw.com; Stephen M. Siptroth <stephen.siptroth@cc.cccounty.us>; Nicole Suard <sunshine@snugharbor.net>; Stephan C. Volker <svolker@volkerlaw.com>; sgrady@eslawfirm.com; red@eslawfirm.com; Tara Mazzanti <tara.mazzanti@stocktonca.gov>; Tom Gohring <tgohring@waterforum.org>; tgstoked@gmail.com; Tim Stroshane <tim@restoredelta.org>; Thomas H. Keeling <tkeeling@freemanfirm.com>; Toni Robancho <trobancho@freemanfirm.com>; Tim O'Laughlin <towater@olaughlinparis.com>; Valerie Kincaid <vkincaid@olaughlinparis.com>; wes.miliband@aalrr.com; William Femlen <wfemlen@solanocounty.com>; Mike Savino <wirthsoscranes@yahoo.com>

**Subject:** cwf hearing: request for record of proceedings

Dear Hearing Team,

It is my understanding that the CWF team recently provided DWR with a copy of all documents introduced in the CWF hearings in hard drive or other media format , for DWR's use in related proceedings before the Delta Stewardship Council.

Delta Alliance would like to request a similar accommodation. We would like to have all of the CWF documents on hard drive for ease of use and searchability in service of our various responsibilities touching on this administrative record.

Delta Alliance will provide a hard drive or other suitable media and can provide a technical person to assist with data transfer or pay reasonable SWRCB staff costs associated with providing us with this data, as appropriate.

Thank you for considering this request, and please let us know the next step at your earliest convenience.

This is the second of two emails due to server limitation.

Best regards,  
Michael

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