

CWFhearing

From: McCue, Jean@Waterboards
Sent: Monday, July 10, 2017 2:20 PM
To: abl@bkslawfirm.com; aferguson@somachlaw.com; ahitchings@somachlaw.com; ajr@bkslawfirm.com; amy.aufdemberge@sol.doi.gov; apeltzer@prlawcorp.com; awearn@nrdc.org; barbara@restorethedelta.org; barbarav@aqualliance.net; barry@solagra.com; bdalymn@citlink.net; bjohnson@tu.org; blancapaloma@msn.com; bobker@bay.org; bradpappa@gmail.com; brettgbaker@gmail.com; Britton, Sarah@saccounty; 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; dj@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; evielma@cafecoop.org; elamoe@minasianlaw.com; fetherid@ebmud.com; fmorrissey@orangecoveid.org; friendsofsfestuary@gmail.com; gadams@fclaw.com; info@californiadelta.org; Mizell, James@DWR; jailin@awattorneys.com; jtb@bkslawfirm.com; jconway@rd800.org; jfox@awattorneys.com; jennifer@spalettalaw.com; Herrick, John @aol.com; Minton, Jonas; john.luebberke@stocktonca.gov; Rubin, Jon@sldmwa.org; jph@tulareid.org; jrobinson@cityofsacramento.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@jmatlaslaw.com; matthew@mlelaw.com; mbently@countyofcolusa.org; melissa.poole@wonderful.com; mhagman@lindmoreid.com; michael@brodskylaw.net; mjatty@sbcglobal.net; mkropf@countyofcolusa.com; mlarsen@kdwcd.com; mnikkel@downeybrand.com; Van Zandt, Michael@hansonbridgett.com; myoung@awattorneys.com; ncardella@prlawcorp.com; office@ecosacramento.net; Meserve, Osha@semlawyers.com; Pogledich, Philip@yolocounty; pminasian@minasianlaw.com; pp@planetarysolutionaries.org; Miljanich, Peter@solanocounty; psimmons@somachlaw.com; pwilliams@westlandswater.org; Akroyd, Rebecca@KMTG; 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@spalettalaw.com; Hernandez, Ryan@dcd; rzwillinger@defenders.org; sae16@lsid.org; schaffin@awattorneys.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; Femlen, William@solanocounty.com; wirthsoscranes@yahoo.com; ygarcia@earthjustice.org
Cc: mstone@clwa.org; eofficer@cvcwa.org; rcheng@cvwd.org; mkrause@dwa.org; ccreel@kcwa.com; ameliam@kcwa.com; rsheehan@mwdh2o.com; kbrill@mojavewater.org; deltaactioncommittee@gmail.com; Guy, David@norcalwater.org; cjohns@calrestrats.com; douglash@sbsvmwd.com; pgosselin@buttecounty.net; jdavis@sgpwa.com; esoderlund@valleywater.org;

Cc: 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; kroedner@ccstockton.org; cynthiajlau@gmail.com; gwilson@earthlaw.org; larryruhstaller@gmail.com; McManus, John @goldengatesalmon.org; doug@stocktonchamber.org; bu4567@aol.com; gvang@lfcempowerment.org; r.mammon@att.net; mr.michaelfrost@gmail.com; Ryan.Wulff@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: San Joaquin County sur-rebuttal testimony and exhibits - WaterFix Petition Hearing

Service List and Interested Parties,

The hearing officers have directed staff to inform the parties that Mr. Russell Frink is not required to appear and testimony tomorrow, July 11, 2017, because the authenticity of SJC-84 through -188 is not contested.

SJC-84 through -188 are copies of forms entitled Progress Report by Permittee that were submitted by the Department of Water Resources (DWR) and the U.S. Bureau of Reclamation to the State Water Board for various water right permits during the 2010 through 2016 period. As explained in Mr. Frink's written, sur-rebuttal testimony (SJC-189), Mr. Frink downloaded these documents from the State Water Board's electronic Water Rights Information Management System (eWRIMS).

In a letter dated June 26, 2017, San Joaquin County explained that the sole purpose of Mr. Frink's sur-rebuttal testimony is to authenticate SJC-84 through -188. San Joaquin County also asserted that petitioners' do not dispute the authenticity of the documents, and on that basis requested that the documents be admitted without the need for Mr. Frink to appear at the hearing and provide oral testimony.

In a response dated June 27, 2017, DWR objected to the admission of SJC-84 through -188 on relevancy and other grounds, but DWR did not refute San Joaquin County's assertion that petitioners do not dispute the authenticity of the documents.

Because SJC-84 through -188 appear to be true and correct copies of records maintained in eWRIMS, and the authenticity of SJC-84 through -188 is not disputed, Mr. Frink is not required to appear and provide oral testimony. The hearing officers will rule on DWR's objections to the admissibility of SJC-84 through -188 on relevancy and other grounds at a later date.

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