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**Subject:** CWF Petition Hearing - Ruling on DWR's Motion for Reconsideration of Hearing Officers" July 27, 2018 Ruling  
**Date:** Wednesday, August 1, 2018 3:05:49 PM  
**Attachments:** [dwr\\_1212\\_rev2.pdf](#)

Service List and Interested Parties,

This email transmits the hearing officers' ruling on the Department of Water Resources' (DWR) motion for reconsideration of the hearing officers' [July 27, 2018 ruling](#) striking DWR-1226 (the written testimony of Erik Reyes) and portions of DWR-1212 (the written testimony of John Bednarski). As to pp. 20-22 in DWR-1212, the motion is GRANTED for the reasons provided in DWR's motion. As to DWR-1226, the motion is DENIED. Sponsoring testimony is not required for the admission of an exhibit into evidence, and the hearing officers did not require sponsoring testimony for revised exhibit DWR-1143. Mr. Reyes' rebuttal testimony regarding Rio Vista flows went beyond responding to the issues raised in the Part 2 case-in-chief testimony of Chris Shutes that DWR identified in its motion. Mr. Reyes still should appear as a witness on Petitioners' Panel 2 to be available to answer questions regarding the second revised exhibit DWR-1143.

Respectfully,

CA WaterFix Hearing Team

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