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December 31, 2009

Mr. James W. Kassel
Assistant Deputy Director for Water Rights
State Water Resources Control Board
Post Office Box 2000
Sacramento, CA 95812-2000

RE: NOTICE OF CEASE AND DESIST ORDER REGARDING UNAUTHORIZED
DIVERSION OF WATER WITHIN THE SAN FRANCISCO BAY/
SACRAMENTO-SAN JOAQUIN DELTA ESTUARY (Gallo Vineyards; APN
191-05-05, 191-060-02, and 191-060-03)

Dear Mr. Kassel:

On behalf of Gallo Vineyards, Inc., we hereby request a hearing on the above referenced Draft Cease and Desist Order, which alleges illegal diversion of water from Old River and use of water on Assessors Parcel Nos. 191-05-05, 191-060-02, and 191-060-03 in San Joaquin County. This request is made pursuant to Water Code section 1834(b). Please contact the undersigned if you have any questions.

Sincerely,



Robert E. Donlan

cc: John O'Hagan, SWRCB
David Rose, SWRCB
Mark Stretars, SWRCB
Tim Byrd, Gallo
Paula Whealen, Wagner & Bonsignore