



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

Central Valley Regional Water Quality Control Board

7 April 2015

Mr. Daniel Sheehan
A Greener Globe Inc.
5009 Southside Ranch Road
Rocklin, CA 95677

Mr. Richard Steffan
Agent for Service of Process
389 Auburn Ravine Rd.
Auburn, CA 95603

Jeffory J. Scharff, Esq.
2625 Fair Oaks Blvd., Suite 7
Sacramento, CA 95864

Administrative Civil Liability Complaint R5-2015-0503: Central Valley Water Board Hearing Rescheduled to 4/5 June 2015; Status of Response to Subpoena and Special Interrogatories

Dear Mr. Scharff:

On 17 February 2015 you requested on behalf of your client, A Greener Globe Inc. (A Greener Globe), to delay the hearing of Administrative Civil Liability Complaint R5-2015-0503 scheduled for the 16/17 April 2015 Central Valley Regional Water Quality Control Board (Central Valley Water Board) meeting. The Central Valley Water Board Prosecution Team (Prosecution Team) did not object and agreed to delay the hearing for purposes of settlement. As stated in our letter of 23 February 2015, if settlement could not be reached by 3 April 2015, then the Prosecution Team would schedule the matter for the 4/5 June 2015 Water Board meeting. However, there have been no settlement discussions related to the resolution of the proposed liability, and the 3 April deadline has passed. Therefore, the Prosecution Team is moving forward with scheduling Administrative Civil Liability Complaint R5-2015-0503 for hearing at the 4/5 June 2015 Board meeting in Rancho Cordova. As previously transmitted to you on 23 February 2015, attached is a copy of the Hearing Procedures for the 4/5 June Board meeting. Please note that these procedures are subject to revision by the Advisory Team.

You previously informed the Prosecution Team that your consultant, Mr. Michael Sellens, would review the Regional Board's case file for A Greener Globe; however, to date the Regional Board has no record of Mr. Michael Sellens reviewing the file.

Pursuant to Government Code section 11450.05 *et seq.* and California Code of Regulations section 649.6, A Greener Globe was required to respond to the subpoena issued by the Central Valley Water Board Prosecution Team on 20 January 2015. Responses to the subpoena and special interrogatories were due on 20 February 2015. We understand your representation of A Greener Globe began on or around 17 February 2015, and upon your request we granted an

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additional one month to respond. I have contacted you on several occasions in March 2015 to inquire about the status of the response to the Regional Board Prosecution Team's discovery request. You informed me on 11 March 2015 that you requested information and documents from your client to respond to the subpoena and interrogatories. At present, the Central Valley Water Board Prosecution Team has not received a response to the subpoena and interrogatories. We are willing to work with you regarding a timeline for the production of documents. If we cannot work this out amicably, we will seek all appropriate remedies and sanctions under the Government Code. Please contact me as soon as possible.

Sincerely,


Vanessa M. Young
Counsel for the Prosecution Team

cc: Andrew Altevogt
Wendy Wyels
Patrick Pulupa
Adam Laputz
Pamela C. Creedon