

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
LAHONTAN REGION**

**MEETING OF FEBRUARY 10-11, 2016  
APPLE VALLEY**

**ITEM: 11**

**SUBJECT: CLOSED SESSION\*\***

a. Discussion of Significant Exposure to Litigation. Authority: Government Code section 11126, subdivision (e)(2)(B)(i).

b. Discussion to Decide Whether to Initiate Litigation. Authority: Government Code section 11126, subdivision (e)(2)(C)(i).

c. To deliberate on a decision to be reached based upon evidence introduced in a hearing. Authority: Government Code section 11126, subdivision (c)(3).

d. Discussion of Litigation: People of the State of California ex rel. California Regional Water Quality Control Board, Lahontan Region v. Thomas E. Erickson et al., El Dorado Superior Court Case No. SC20010089. Authority: Government Code section 11126, subdivision (e).

e. Discussion of Litigation: "PG&E Compressor Stn.; Patty and Water Board v. Shah Bains & Family & Tenants," San Bernardino Superior Court Case No. CIVDS1412703. Authority: Government Code section 11126, subdivision (e).

f. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of CAD Enterprises, LLC et al for Review of Cleanup and Abatement Order No. R6S-2003-0031(SWRCB/OCC File Nos. A-1589. Authority: Government Code section 11126, subdivision (e).

g. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of City of Barstow for Review of Investigative Order Requiring Submittal of Additional Technical Information on City's Groundwater Investigation and Cleanup and Abatement Order No. R6V-2007-0017(SWRCB/OCC File Nos. A-1857). Authority: Government Code section 11126, subdivision (e).

h. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of Flamelng Dairy, Inc for Review of Action by the California Regional Water Quality Control Board, Lahontan Region in Issuing Cleanup and Abatement Order Nos. R6V-2008-0034A1 and R6V-2008-0034A2, regarding the Desert View Dairy (SWRCB/OCC File Nos. A-2031, A-2089). Authority: Government Code section 11126, subdivision (e).

i. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of CA Dept. Fish and Game for Review of ACL Order R6V-2010-0016 for Hot Creek Fish Hatchery, Mono County (SWRCB/OCC File No. A-2092.) Authority: Government Code section 11126, subdivision (e).

**j. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of the United State Department of Agriculture, Forest Service, Inyo National Forest for Review of Action by the California Regional Water Quality Control Board, Lahontan Region in Adopting Order No. R6T-2011-0009, Investigative Order for the United States Forest Service, Inyo National Forest, White Mountain Grazing Allotments (SWRCB/OCC File No. A-2151). Authority: Government Code section 11126, subdivision (e).**

**k. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of Amended Cleanup and Abatement Order No. R6V-2011-005A1, Requiring PG&E to Cleanup and Abate Waste Discharges of Total and Hexavalent Chromium to Groundwater of the Mojave Hydrologic Unit, Hinkley Compressor Station, San Bernardino County (SWRCB/OCC File No. A-2188(a)). Authority: Government Code section 11126, subdivision (e).**

**l. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of Pacific Gas and Electric for Review of Amended Cleanup and Abatement Order No. R6V-2008-0002-A4 Requiring Pacific Gas and Electric Company to Clean Up and Abate Waste Discharges of Total and Hexavalent Chromium to the Groundwaters of the Mojave Hydrologic Unit (SWRCB/OCC File No. 2244). Authority: Government Code section 11126, subdivision (e).**

**m. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of Pacific Gas and Electric for Review of Resolution No. R6V-2013-0060 Certifying a Final Environmental Impact Report for Comprehensive Groundwater Cleanup Strategy For Historical Chromium Discharges From Pacific Gas and Electric Company's Hinkley Compressor Station (State Clearinghouse No. 2008011097), San Bernardino County (SWRCB/OCC File No. 2266). Authority: Government Code section 11126, subdivision (e).**

**n. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of Arimol Group, Inc. and Meadowbrook Cedar, Inc. for Review of Cleanup and Abatement Order No. R6V-2013-0078 for Arimol Group, Inc. and Meadowbrook Cedar, Inc., Lake Arrowhead, San Bernardino County (SWRCB/OCC File No. 2274). Authority: Government Code section 11126, subdivision (e).**

**o. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of Pacific Gas and Electric for Failure of Lahontan Water Board to Amend Cleanup and Amendment Order No. R6V-2011-0005A2 Concerning Changes to the Whole House Replacement Water Program And Plume Delineation Requirements for Hinkley Compressor Station at 35863 Fairview Road, Hinkley, San Bernardino County (SWRCB/OCC File No. 2286). Authority: Government Code section 11126, subdivision (e).**

**p. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of Daron Banks, et al. for Review of Letter Dated July 18, 2014 from Lahontan RWQCB Executive Officer Concerning New Application of the Maximum Containment Level (MCL) for the Whole House Replacement Water Program for the Hinkley Compressor Station Site Cleanup, Hinkley, San Bernardino County (SWRCB/OCC File No. 2324). Authority: Government Code section 11126, subdivision (e).**

**q. Discussion of Litigation (Petition for Review of Lahontan Water Board Action Filed with the State Water Resources Control Board): In the Matter of the Petition of Travel Systems**

**LLC for Review of Notice of Violation For The Lahontan Region Basin Plan and Investigative Order No. R6T-2015-0029 To Submit A Technical Report Pursuant To California Water Code Section 13267, Unauthorized Hydraulic Oil Discharge To Lake Tahoe, El Dorado Hills (SWRCB/OCC File No. 2403). Authority: Government Code section 11126, subdivision (e).**

**r. Discussion of Personnel Matters. Authority: Government Code section 11126, subdivision (a).**

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- a.** \*\* At any time during the regular session, the Board may adjourn to a closed session to consider litigation, personnel matters, or to deliberate on a decision to be reached based upon the evidence introduced in the hearing. Discussion of litigation is within the attorney-client privilege and may be held in closed session. Authority: Government Code section 11126, subdivisions (a), (c), (3) and (e).