



EDMUND G. BROWN JR.  
GOVERNOR

MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

---

**Colorado River Basin Regional Water Quality Control Board**

**CERTIFIED MAIL NO.: 7013 0600 0000 1712 0330**

October 2, 2014

Ms. Parthenia B. Evans  
Stinson Leonard Street, LLP  
1201 Walnut Street, Suite 2900  
Kansas City, MO 64106  
c/o National Beef California, LP

Dear Ms. Evans:

**SUBJECT: NATIONAL BEEF CALIFORNIA, LP – ADMINISTRATIVE CIVIL  
LIABILITY COMPLAINT R7-2014-0042**

I am writing in response to your September 19, 2014, Motion to Dismiss Administrative Civil Liability Complaint R7-2014-0041 (Complaint) against National Beef California, LP, ("NBC"). Your Motion to Dismiss alleges that the individuals acting on behalf of the Colorado River Basin Regional Water Quality Control Board (Regional Water Board) have intertwined the functions of advisors, prosecutors, and investigators. Consequently, the Motion to Dismiss claims that the Regional Water Board is incapable of providing NBC with a fair hearing before an impartial tribunal and the Complaint should be dismissed.

I maintain that no member of Regional Water Board staff who has been assigned to deal with NBC on a prosecutorial and investigative capacity or staff who were assigned to work on the permit for NBC has also served as advisors to the Regional Water Board. However, based on the evidence in the record, this issue should be addressed.

Therefore, I am withdrawing Administrative Civil Liability Complaint R7-2014-0042 against NBC and requesting the State Water Resources Control Board prosecute NBC's alleged violations of Pass Through and Interference.

Should you have any questions regarding this matter, please contact Ms. Anna Kathryn Benedict at [abenedict@waterboards.ca.gov](mailto:abenedict@waterboards.ca.gov).

Thank you.

  
JOSE L. ANGEL, P.E.  
Assistant Executive Officer

cc: Regional Water Board Members  
Robert E. Perdue, Regional Board  
Lori Okun, OCC, SWRCB  
Tom Vandenberg, OCC, SWRCB  
Cris Carrigan, Office of Enforcement, SWRCB  
AnnaKathryn Benedict, Office of Enforcement, SWRCB  
Perry Glantz, Stinson Leonard Street, LLP, Greenwood Village, Colorado  
Andre Monette, Stinson Leonard Street, LLP, San Diego  
Gideon Kracov, Los Angeles

JLA/hv