

## CWFhearing

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**From:** Yana Garcia <ygarcia@earthjustice.org>  
**Sent:** Thursday, August 04, 2016 2:44 PM  
**To:** CWFhearing; Marcus, Felicia@Waterboards; Doduc, Tam@Waterboards  
**Cc:** Trent Orr; Stroshane, Tim@gmail.com; Barbara Barrigan-Parrilla (barbara@restorethedelta.org)  
**Subject:** FW: Letter of Representation  
**Attachments:** 2016-07-19 Ltr Re Representation of RTD.pdf

Dear Hearing Officers Doduc and Marcus,

It is my understanding that there remains some confusion about whether Earthjustice is itself a protestant and party in the petition for diversion proceeding before the Board. My apologies if our filings have led to that confusion. I wanted to clarify that Earthjustice is not itself a protestant to the petition, nor is Earthjustice itself a party to the proceeding. Rather, Earthjustice will simply be representing Restore the Delta in portions of the proceeding before the board – in Part I and in Part II – per the notice of representation provided below, and in the attached letter.

Because Earthjustice is acting in a representative capacity, there is no need for Earthjustice to maintain its own numbered party position for either cross examination or the presentation of direct testimony in this proceeding.

Thank you, and please do not hesitate to let me know if you have any further questions.

Best,

Yana Garcia  
Associate Attorney  
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**From:** John Wall  
**Sent:** Tuesday, July 19, 2016 4:27 PM  
**To:** abl@bkslawfirm.com; aferguson@somachlaw.com; ahitchings@somachlaw.com; amy.aufdemberge@sol.doi.gov; apeltzer@prlawcorp.com; awaren@nrdc.org; barbara@restorethedelta.org; barbarav@aqualliance.net; barry@solagra.com; bdalymn@citlink.net; bjohnson@tu.org; blancapaloma@msn.com; bobker@bay.org; bradpappa@gmail.com; brettgbaker@gmail.com; bwright@friendsoftheriver.org; carl.wilcox@wildlife.ca.gov; caroleekrieger7@gmail.com; colin@ejcw.org; connere@gmail.com; CWFhearing@waterboards.ca.gov;

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**Subject:** Letter of Representation

Please see attached "Earthjustice Letter re: California WaterFix Petition Hearing – Notice of Representation for Restore the Delta".

--John

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July 19, 2016

*Via Electronic Mail Only*

Felcia Marcus, Chair and Co-Hearing Officer  
Tam Doduc, Member and Co-Hearing Officer  
State Water Resources Control Board  
1001 I Street  
Sacramento, CA 95814  
[CWFhearing@waterboards.ca.gov](mailto:CWFhearing@waterboards.ca.gov)

Re: California WaterFix Petition Hearing – Notice of Representation for Restore the Delta

Dear Chair Marcus, Member Doduc, and Hearing Staff:

We write to inform you that Earthjustice and Restore the Delta (RTD) intend to have Earthjustice represent RTD in portions of the California WaterFix Petition Hearing, beginning on July 26, 2016. As such, Earthjustice attorney Yana Garcia ([ygarcia@earthjustice.org](mailto:ygarcia@earthjustice.org)) has been added to the California WaterFix Hearing Service List. Trent Orr ([torr@earthjustice.org](mailto:torr@earthjustice.org)), who was already on the Service List, will also represent RTD in the hearing.

Please consider this letter to provide formal notice of Earthjustice's representation of RTD in the California WaterFix Petition Hearing. Do not hesitate to contact us if you have any questions.

Sincerely,



Yana Garcia  
Associate Attorney

cc: Service List

**STATEMENT OF SERVICE**

CALIFORNIA WATERFIX PETITION HEARING  
Department of Water Resources and U.S. Bureau of Reclamation (Petitioners)

I hereby certify that I have this day submitted to the State Water Resources Control Board and caused a true and correct copy of the following document:

**Earthjustice Letter re: California WaterFix Petition Hearing  
– Notice of Representation for Restore the Delta**

to be served by Electronic Mail (email) upon the parties listed in Table 1 of the Current Service List for the California WaterFix Petition Hearing, dated July 15, 2016, posted by the State Water Resources Control Board at [http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/bay\\_delta/california\\_waterfix/service\\_list.shtml](http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/service_list.shtml).

*Note: In the event that any emails to any parties on the Current Service List are undeliverable, you must attempt to effectuate service using another method of service, if necessary, and submit another statement of service that describes any changes to the date and method of service for those parties.*

I certify that the foregoing is true and correct and that this document was executed on July 19, 2016.



\_\_\_\_\_  
A. Yana Garcia  
Associate Attorney  
Party/Affiliation: Restore the Delta  
Earthjustice  
50 California Street, Suite 500  
San Francisco, CA 94111