

# BARTKIEWICZ, KRONICK & SHANAHAN

PAUL M. BARTKIEWICZ  
RICHARD P. SHANAHAN  
ALAN B. LILLY  
RYAN S. BEZERRA  
JOSHUA M. HOROWITZ  
KATRINA C. GONZALES  
ANDREW J. RAMOS  
PATRICK K. FITZGERALD

A PROFESSIONAL CORPORATION  
1011 TWENTY-SECOND STREET  
SACRAMENTO, CALIFORNIA 95816-4907  
TEL. (916) 446-4254  
FAX (916) 446-4018  
EMAIL bks@bkslawfirm.com

*Of Counsel*

STEPHEN A. KRONICK  
JENNIFER T. BUCKMAN

September 15, 2016

Felicia Marcus, Chair and Co-Hearing Officer  
Tam Doduc, Member and Co-Hearing Officer  
State Water Resources Control Board  
1001 I Street  
Sacramento, California 95814

VIA ELECTRONIC MAIL:  
[CWFhearing@waterboards.ca.gov](mailto:CWFhearing@waterboards.ca.gov)

Re: California WaterFix Hearing – Sacramento Valley Water Users'  
Procedural Proposals for Part IB

Dear Chair Marcus and Member Doduc:

Pursuant to the State Water Resources Control Board's (SWRCB) May 11, 2016 Second Revised Notice of Rescheduled Public Hearing, the Sacramento Valley Water Users (SVWU) provide our proposed groupings, and order of testimony, of witnesses whose testimony and exhibits we have submitted for Part IB of this Hearing. This letter also contains our proposal for the order of cross-examination of parties in Part IB.

*Proposed Groupings and Order of Testimony*

As you know, the SVWU are coordinating our work and presentation in this hearing to the maximum extent possible. We therefore propose the groupings of witnesses, and order of panels, below for the testimony and exhibits that the SVWU collectively, and individually, have submitted for Part IB. The witnesses in the proposed panels below are listed in alphabetical order by last name and the order of their presentations on those panels may vary from the order below. Our proposed panels, and order of those panels, are as follows:

Panel 1 – Overall Technical Expert Testimony

Walter Bourez  
Dan Easton

Panel 2 – Water Rights Of The Sacramento Valley Group

Marc Van Camp

Panel 3 – Sacramento River Settlement Contractors

Thaddeus Bettner  
Stan Wangberg

Panel 4 – Feather River Service Area Contractors

Steve Danna  
Sean Earley  
Eugene Massa  
Mark Orme  
Donnie Stinnett  
Ted Trimble

Panel 5 – American River Water Agencies – Folsom Reservoir Diverters

Keith Durkin  
Andrew Fecko  
Shauna Lorance  
Einar Maisch  
Kelye McKinney  
Jim Mulligan  
Evert Palmer  
Richard Plecker  
Marcus Yasutake

Panel 6 – American River Water Agencies – Water Users Below Folsom Reservoir

Brett Ewart  
Michael Grinstead  
Steve Nugent  
James Peifer  
Michael Peterson  
Robert Roscoe  
Forrest W. Williams, Jr.  
Dan York

Panel 7 – American River Water Agencies – Technical Expert Panel

Craig Addley  
Laura Foglia  
Steffen Mehl  
Bonny Starr  
Pravani Vandeyar  
Jeff Weaver

The SVWU propose that the SWRCB use the same order of presentation of the party groups' Part IB testimony that the SWRCB has used for the party groups' cross-examination in Part IA of the hearing. Based on our review of the parties' Part IB submissions, under this proposal, the SVWU would present our witnesses listed above immediately following the presentation by Westlands Water District.

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*Proposed Order of Part IB Cross-Examination*

The SVWU propose that the SWRCB retain the same order of cross-examination that the SWRCB has used during Part IA of the California WaterFix hearing. The SVWU intend to continue to coordinate in their cross-examination of witnesses to the fullest extent possible. The individual parties within the SVWU do not waive their rights to each conduct one-hour of cross-examination as to each witness panel. We expect that the SVWU's coordinated approach to cross-examination will be significantly consolidated and shorter than the allotted one hour per party. Although the SVWU will conduct a great majority of our cross-examination as a unified group, individual parties within the SVWU may have limited specific questions for follow-up after the coordinated questioning concludes.

We appreciate your consideration of our proposals.

Kind regards,

NORTHERN CALIFORNIA WATER  
ASSOCIATION

By: /s/ David Guy  
David Guy  
Executive Director

PLACER COUNTY WATER AGENCY

By: /s/ Daniel Kelly  
Daniel Kelly  
Staff Counsel

BARTKIEWICZ, KRONICK &  
SHANAHAN, P.C.

By:   
Alan B. Lilly  
Ryan S. Bezerra  
Jennifer T. Buckman  
Andrew J. Ramos

SOMACH, SIMMONS & DUNN, P.C.

By: /s/ Andrew M. Hitchings  
Andrew M. Hitchings  
Aaron A. Ferguson  
Kelley M. Taber

DOWNEY BRAND, LLP

By: /s/ Kevin O'Brien  
Kevin O'Brien  
David Aladjem  
Meredith Nikkel

STOEL RIVES LLP

By: /s/ Wesley A. Miliband  
Wesley A. Miliband

MINASIAN, MEITH, SOARES, SEXTON &  
COOPER, LLP

By: /s/ Dustin C. Cooper  
Dustin C. Cooper

RSB:tmo

8618/CWF/WR Change/L091516rsb Part IB Groups

cc: Service List

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Sacramento Valley Water Users Parties

Northern California Water Association

Clients represented by Downey Brand LLP

Carter Mutual Water Company  
El Dorado Irrigation District  
El Dorado Water & Power Authority  
Howald Farms, Inc.  
Maxwell Irrigation District  
Natomas Central Mutual Water Company  
Meridian Farms Water Company  
Oji Brothers Farm, Inc.  
Oji Family Partnership  
Pelger Mutual Water Company  
Pleasant-Grove Verona Mutual Water Co.  
Princeton Codora-Glenn Irrigation District  
Provident Irrigation District  
Reclamation District 108  
Henry D. Richter, et al.  
River Garden Farms Company  
Sacramento Municipal Utility District  
South Sutter Water District  
Sutter Extension Water District  
Sutter Mutual Water Company  
Tisdale Irrigation and Drainage Company  
Windswept Land and Livestock Company

Clients represented by Somach Simmons & Dunn

Glenn-Colusa Irrigation District  
Biggs-West Gridley Water District  
Sacramento County Water Agency  
Placer County Water Agency  
Carmichael Water District

Clients represented by Bartkiewicz, Kronick & Shanahan

City of Folsom  
City of Roseville  
San Juan Water District  
Sacramento Suburban Water District  
Yuba County Water Agency

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Clients represented by Minasian, Meith, Soares, Sexton & Cooper, LLP

Anderson-Cottonwood Irrigation District

Butte Water District

Nevada Irrigation District

Paradise Irrigation District

Plumas Mutual Water Company

Reclamation District No. 1004

Richvale Irrigation District

South Feather Water & Power Agency

Western Canal Water District

Clients represented by Stoel Rives

City of Sacramento