

NOTICE OF INTENT TO APPEAR

THE CITY OF FOLSOM plans to participate in the water right hearing regarding:

CALIFORNIA WATERFIX HEARING

California Department of Water Resources and U.S. Bureau of Reclamation
The Public Hearing scheduled to commence on Thursday, April 7, 2016

1) Check all that apply:

- I/we intend to participate in Part I of the hearing
- I/we intend to participate in Part II of the hearing

2) Check the applicable boxes below. Be sure to accurately describe your participation in the hearing. (Please refer to Enclosure D of the October 30, 2015 [Notice of Petition, Public Hearing, and Pre-Hearing Conference](#) (Hearing Notice) for descriptions of "parties" and "interested persons"):

- I/we intend to participate in the hearing as an interested person and present a policy statement **only**. Part I Part II
- I/we intend to participate in the hearing as a party by cross-examination and/or rebuttal **only** and may present an opening statement.
 Part I Part II
- Part I:** I/we plan to participate in Part I as a party and call the following witnesses to testify at the hearing. (Fill in the following table for Part I of the hearing **only**)¹

NAME	SUBJECT OF PROPOSED TESTIMONY (Please indicate Application Number if Appropriate)	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
Evert Palmer	The City of Folsom's water rights and contracts, supplies and operations	20 minutes	No
Marcus Yasutake	The City of Folsom's water rights and contracts, supplies and operations	20 minutes	No
Marc Van Camp MBK Engineers ²	Hydrology, hydrologic modeling, water supply analysis, adverse effects of requested changes on legal users of water	30 minutes	Yes
Walter Bourez MBK Engineers ²	Hydrology, hydrologic modeling, water supply analysis, adverse effects of requested changes on legal users of water	30 minutes	Yes
Lee Bergfeld MBK Engineers ²	Hydrology, hydrologic modeling, water supply analysis, adverse effects of requested changes on legal users of water	30 minutes	Yes
Dan Easton MBK Engineers ²	Hydrology, hydrologic modeling, water supply analysis, adverse effects of requested changes on legal users of water	30 minutes	Yes
Tom Gohring Water Forum ²	Background of Water Forum and Lower American River Flow Management Standard (FMS); development, content and projected effects of proposed Modified FMS	30 minutes	No

Jeff Weaver HDR ²	Hydrology, hydrologic modeling, water supply analysis; development, content and projected effects of the proposed Modified Lower American River Modified Flow Management Standard	30 minutes	Yes
Paul Bratovich HDR ²	Development, content and projected effects of the proposed Modified Lower American River Modified Flow Management Standard	30 minutes	Yes
Chris Hammersmark cbec ²	Development, content and projected effects of the proposed Modified Lower American River Modified Flow Management Standard	30 minutes	Yes
Craig Addley Cardno Entrix ²	Hydrology, hydrologic and hydraulic modeling, water supply analysis, water temperature planning and analysis	30 minutes	Yes
Venessa Martinez, Cardno Entrix ²	Hydrology, hydrologic and hydraulic modeling, water supply analysis, water temperature planning and analysis	30 minutes	Yes
Jeff Meyer E Corp ²	Hydrology, hydrologic and hydraulic modeling	30 minutes	Yes

1) We are complying with the SWRCB directive separating Phases I and II. Please understand that this may not be feasible in some respects. For example, the American River Water Agencies (ARWA) parties have expended considerable effort and resources to coordinate and balance water supply and instream issues. This integration is reflected in our planning, modeling, impact analyses and other relevant work.

2) Many of the consultants will present in panel format on behalf of multiple protestants, including North State Water Alliance and ARWA parties. We are seeking to coordinate as much as possible.

(If more space is required, please add additional pages.)

Part II: I/we plan to participate in Part II as a party and will call witnesses to testify at the hearing. Please note that you will be required to submit a Supplemental Notice of Intent to Appear at a date to be determined for Part II of the hearing that lists your witnesses, subject of proposed testimony, etc.

3) Check if applicable:

I/we have also protested the Petition in accordance with Water Code section 1703.2.

*Note: If have protested the Petition, you must also fill out sections 1 and 2 of this form above and indicate your intent to appear at the hearing to present evidence in support of your protest. If you do not resolve your protest with the petitioners prior to the hearing, and then do not present a case supporting your protest at the hearing, your protest will be dismissed. It is **not** necessary to file a protest to participate in the hearing.*

4) Fill in the following information of the Participant, Party, Attorney, or Other Representative:

PARTY:

Name: Marcus Yasutake, Environmental and Water Resources Director
Mailing Address: City of Folsom
50 Natoma Street, Folsom, CA 95630

Phone Number: (916) 351-3528
E-mail: myasutake@folsom.ca.us

AUTHORIZED REPRESENTATIVE / ATTORNEY:

1. Name: Alan Lilly and Ryan Bezerra, Attorneys for City of Folsom
Mailing Address: Bartkiewicz, Kronick & Shanahan
1011 22nd Street
Sacramento, CA 95816
Phone Number: (916) 446-4254
Fax Number: (916) 446-4018
E-mail: abl@bkslawfirm.com and rsb@bkslawfirm.com

Optional:

- I/we **decline** electronic service of hearing-related materials. If you are unable to accept electronic service for any reason, please contact the hearing team by Tuesday, January 5, 2016, at 916-319-0960 or by email at CWFhearing@waterboards.ca.gov.

Signature: _____ Date: 1/4/16
Ryan Bezerra

