

CITY AND COUNTY OF SAN FRANCISCO



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Via Electronic Mail

Attention: Jane Farewell-Jensen  
Division of Water Rights  
State Water Resources Control Board  
P.O. Box 2000  
Sacramento, CA 95814-0100  
wrhearing@waterboards.ca.gov

**Re: *Comments Regarding Postponement of Hearing in the Matter of the Alleged Unauthorized Diversion by Byron-Bethany Irrigation District.***

Dear Ms. Farewell-Jensen:

In response to the September 11, 2015 letter by Board Member and Hearing Officer Tam M. Doduc ("Hearing Officer") to the service list of participants in the above referenced proceeding this office, on behalf of the San Francisco Public Utilities Commission ("SFPUC") and the City and County of San Francisco ("CCSF"), submits the following comments.

The Hearing Officer invited the participants in this proceeding to comment on the requests by Byron-Bethany Irrigation District ("BBID"), Central Delta Water Agency and South Delta Water Agency to delay the hearing in this matter due to pending litigation in the Superior Court of Santa Clara County, Case No. 1-15-CV-285182, and to allow additional time for discovery and preparation of testimony.

CCSF supports the requests to delay the hearing in this matter for the reasons identified above. More specifically, CCSF requests that the hearing be delayed until at least May 2016. The participants in the proceeding require this extension in order to conduct discovery and prepare testimony, and, in accordance with the Hearing Officer's express directive, to explore opportunities to coordinate with other participants regarding the presentation of evidence and examination of witnesses.

CCSF appreciates this opportunity to comment and thanks the State Water Board staff for their efforts.

Very truly yours,

DENNIS J. HERRERA  
City Attorney

/s/

Jonathan P. Knapp  
Deputy City Attorney