

NOTICE OF INTENT TO APPEAR

Mike Passalacqua plans to participate in the water right hearing regarding
(name of party or participant)

Draft Cease and Desist Order
and Administrative Civil Liability
against
Mike Passalacqua and Peder Hoy

scheduled to commence
Friday, October 14, 2016
at 9:00 a.m.

1) Check only one (1) of the following:

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we plan to call the following witnesses to testify at the hearing. (Fill in the Following Table)

Name	Subject of Proposed Testimony	Estimated Length of Direct Testimony	Expert Witness (Yes/No)
Mike Passalacqua	Diverter Testimony	30 minutes	N
Peder Hoy	Diverter Testimony	1 hour	N
Peter Hoy	Diverter Testimony	1 hour	N
Chain of Title Expert - TBD	Evidence of riparian rights	1 hour	Y
Land Surveyor - TBD	Physical boundaries of riparian rights	1 hour	Y
State Board Staff	Enforcement Basis	1 hour	Possibly

(If more space is required, please add additional pages or use reverse side.) Please see attached page.

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

Name (Print): Stacy L. Henderson

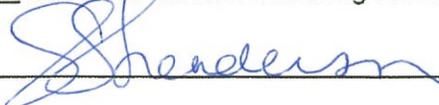
Mailing Address: Terpstra Henderson, A Professional Corporation
578 N. Wilma Avenue, Suite A, Ripon, California 95366

Phone Number: (209) 599-5003 Fax Number: (209) 599-5008

E-mail: shenderson@thtlaw.com

Optional:

I/we decline electronic service of hearing-related materials.

Signature:  Date: 8/18/16

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Note: Mike Passalaqua reserves the right to update this NOI. Because the Prosecution Team has not yet produced its file related to this enforcement action, discovery is continuing.