



**STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION**

**NOTICE OF SPECIAL BOARD MEETING
(CLOSED SESSION ONLY)**

1:00 p.m., April 5, 2022

**San Diego Regional Water Quality Control Board
2375 Northside Drive, Suite 100, San Diego, California 92108**

General Meeting Information:

The above-noticed meeting will be conducted as a closed session only meeting to discuss pending litigation and deliberate on a decision to be reached following a hearing. This meeting will be conducted via video/teleconference. One or more San Diego Water Board members may participate in the meeting remotely. There will be no opportunity for the public to address the Board.

CLOSED SESSION AGENDA

- 1. Roll Call**
- 2. Discussion Items**

Pending Litigation Authorized by Government Code § 11126, subd. (e)(2)(A):

- a. *People of the State of California, Ex. Rel. The Regional Water Quality Control Board, San Diego Region v. International Boundary and Water Commission, United States Section, Jayne Harkins, in her capacity as Acting Commissioner of the International Boundary and Water Commission, United States Section.* Complaint for Declaratory and Injunctive Relief (Clean Water Act 33 U.S.C. §1251 et seq.), United States District Court for the Southern District of California, Case No. 3:18-cv-02050-JM-LL, filed September 4, 2018. (David Gibson)
- b. *United States of America v. California Regional Water Quality Control Board, San Diego Region, David W. Gibson, in his official capacity as Executive Officer of the Regional Water Quality Control Board, San Diego Region, State of California Water Resources Control Board; and E. Joaquin Esquivel, in his official capacity as State Water Resources Control Board Chair,* Complaint for Declaratory and Injunctive Relief, United States District Court for the Southern District of California, Case No. 3:21-cv-01749-GPC-AGS, filed October 8, 2021. (Vincent Vu)

- c. *United States of America v. California Regional Water Quality Control Board, San Diego Region, David W. Gibson, in his official capacity as Executive Officer of the Regional Water Quality Control Board, San Diego Region, State of California Water Resources Control Board, and E. Joaquin Esquivel, in his official capacity as State Water Resources Control Board Chair*, Petition for Writ of Mandate, San Diego County Superior Court, Case No. 37-2021-00043908-CU-WM-CTL, filed October 8, 2010. (*Vincent Vu*)

Deliberation of Decision to be Reached Following a Hearing Authorized by Government Code § 11126, subd. (c)(3):

- d. Administrative Civil Liability Complaint No. R9-2020-0006 (ACLC). ACLC against Baldwin & Sons, Inc., et al., Portola Center South Construction Site. (*Lori Okun, Vincent Vu*)

3. Adjournment

This notice will be made available at: <https://waterboards.ca.gov/sandiego>. Any questions regarding the above-noticed meeting may be directed to Vincent Vu at Vincent.Vu@waterboards.ca.gov.