

**STATE OF CALIFORNIA  
REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL COAST REGION**

**SUPPLEMENTAL SHEET FOR REGULAR MEETING OF SEPTEMBER 25-26, 2014**

Prepared on September 24, 2014

**ITEM NUMBER: 19**

**SUBJECT: Staff Update On Los Osos Groundwater Basin Management.**

**STAFF CONTACT: Lisa McCann 805/549-3132; or  
[Lisa.Mccann@waterboards.ca.gov](mailto:Lisa.Mccann@waterboards.ca.gov)**

**KEY INFORMATION: Correspondence**

**COMMENTS**

Staff received correspondence related to this staff report. See Attachments.

Attachment 1: Letter dated 9/3/14 from Michael Seitz  
Attachment 2: Letter dated 9/4/14 from William Garfinkel  
Attachment 3: Email dated 9/23/14 from Michael Seitz

MICHAEL W. SEITZ

JON S. SEITZ  
(1947-2013)

SHIPSEY & SEITZ, INC.  
A LAW CORPORATION  
1066 PALM STREET  
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JOHN L. SEITZ  
(1924-1986)

GERALD W. SHIPSEY  
(1924-2013)

September 3, 2014,

*Via email: lisa.mccann@waterboards.ca.gov*

Lisa McCann  
Regional Quality Control Board

Re: Ms. Kivley's Attendance At Regional Board Meeting Sept. 25-26, 2014.

Dear Ms. McCann:

As you know this firm represents the Los Osos Community Services District. This correspondence is written in response to the correspondence received from Kenneth A. Harris Jr. Mr. Harris's letter requested the attendance of Kathy Kivley at the Regional Board Meeting, scheduled for September 25-26, 2014. By means of this correspondence, I wish to advise you, Ms. Kivley will not be available to attend on those dates as she will be on a long scheduled vacation.

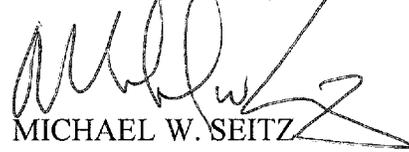
As your file should reflect, Kenneth Harris was invited to attend a meeting of the ISJ, where he would have had the ability to ask any questions he would have chose in regards to the present status of the ISJ and the Basin Plan. All the parties to the ISJ recognize the importance of the relationship of the ISJ with the Regional Water Quality Control Board. However, by the Stipulated Judgment, no single party has the ability to speak on behalf of the ISJ at a meeting such as the one Mr. Harris is suggesting.

I have been asked to forward an invitation to the Executive Officer, to attend an ISJ meeting, where he would be able to ask questions of "all" of the ISJ participants in hopes that this will satisfy the Regional Boards questions and or concerns as regards to the present status of the ISJ and Basin Plan.

However, I wish to reiterate that Ms. Kivley is not available on the dates that are set out in Mr. Harris's correspondence. I look forward to hearing from either you or Mr. Harris in regards to the invitation to attend the meeting.

Very Truly Yours,

SHIPSEY & SEITZ, INC.

A handwritten signature in black ink, appearing to read "Michael W. Seitz", written over the printed name below.

MICHAEL W. SEITZ

MWS/dlc

Cc: Eric Garner; Toby Moore; Kathy Kivley; Rob Hanford; Sarah Foley; Saperstein, Robert J.  
Rob Miller; Bill Garfinkel



## S&T Mutual Water Company

PO Box 6391 - Los Osos, CA 93412 – (805) 316-0640  
*Serving the Community of Sunset Terrace*

September 4, 2014

Dear Ms. McCann:

This letter is in response to Kenneth A. Harris Jr's request for my attendance at your September 25-26 meeting.

As indicated in the correspondence to Mr Harris Jr by Shipsey & Sitz, I too am unable to speak for the ISJ group. Also, since the ISJ stipulates that our deliberations are confidential, I would not be able to speak in a public meeting.

It is my hope that a representative from the Regional Water Board will attend one of our meetings where they could ask questions and get a feel of the progress that we are making.

Please relay this information to Mr Harris Jr.

Very Truly Yours

S&T Mutual Water Company

A handwritten signature in black ink, appearing to read "William Garfinkel", written in a cursive style.

William Garfinkel

Cc: Michael W. Seitz, Kathy Kivley, Rob Sapersein, Toby Moore, Rob Hanford, Rob Miller

## Olson, Tammie@Waterboards

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**From:** Michael W. Seitz <Mike@shipseyandseitz.com>  
**Sent:** Tuesday, September 23, 2014 10:12 AM  
**To:** McCann, Lisa@Waterboards  
**Subject:** ISJ

Lisa:

I hope that this email finds you doing well. I have not seen a response to my letter to the Mr. Harris that was sent approximately 3 weeks ago. Can I expect a response to the invitation set forth in my letter? I note that Harvey as an agenda item on Friday which is apparently aimed at the ISJ. Having reviewed how the item is worded on the agenda I believe it to be inaccurate in both its description of the technical groups cooperation with the RWQCB and in its describing the efforts of the ISJ.

Had the Executive Officer attended the ISJ meeting that was scheduled for his attendance or had he or Mr. Packard either rearranged attendance or provided written questions I believe that Harvey would not be approaching the subject of the ISJ with such a negative light. Obviously, the agenda item will go forward on Friday. I hope that my letter and the letter from Bill Garfinkel will be made a part of the record when the item is discussed.

Mike

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