

STATE OF CALIFORNIA
CENTRAL COAST WATER BOARD

Received

JUL 21 2006

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Michael Thomas, Assistant Executive Officer
Central Coast Water Board
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San Luis Obispo, Ca. 93401

Subject: Response to
Prosecution Counsel Reed
Sato's Memorandum dated
June 19, 2006

DEar Mr. Thomas:

The following are comments in response to Mr. Sato's Memorandum of June 19, 2006

We thoroughly disagree that the prosecution team does not think it is necessary to start its case over again. Of the 21 CDO resipients responding with briefs due June 23, 2006, 15 stated this procedure should be started over.

It appears that there are suggested rule changes in midstream which appear to favor the RWQCB. Lori Okum was involved from the start, so her influence is systemic in this procedure. So to purge it, a completely new prosecution is warranted.

We also believe Senior Staff Roger Briggs should be removed because of tainted information by Ms. Okum, and the fact that he will be out of the country for 5 to 6 months.

If the hearings are not started over, we strongly feel Ms. Okum's influence on the prosecution team as well as the RWQCB require their removal.

To our knowledge there is no scientific evidence that our septic system is not working, that pumping intervals are inappropriate or that we are polluting ground water. Our septic tank was pumped in July 2005, and at that time the operator stated we would not have to pump our tank again for another 4 to 5 years.

As the chair actually requested parties work together and assist one another, I should not be denied any such assistance and may require help. We would like to state that Gail McPherson does not represent us. She is assisting us. Her knowledge and experience has been very helpful to those of us who have never had to undergo such trying times, and believe me, these are trying times.

Receipt of the CDO has created health problems for John, necessitating hospitalization.

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As previously stated in briefs filed, my wife and I have been trying to move into a retirement community, which requires the sale of our home. I, John, will be 88 on August 30th and with the present CDO attached to our property, if we were able to sell, it would be at a discount. How long would it take for us to make up the shortfall?

Our prime concern now is the removal of the CDO so that we can carry on our lives with a minimal amount of financial and health stress. Please remove the CDO's.

July 20, 2006

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John H. Mortara

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Phyllis M. Mortara

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