

**PROSECUTION TEAM'S INDEX TO AGENDA ITEM  
PROPOSED ADMINISTRATIVE CIVIL LIABILITY ORDER  
ORIGINAL SIXTEEN TO ONE MINE, INC.  
ORIGINAL SIXTEEN TO ONE MINE  
SIERRA COUNTY**

| Item   |  |                | Binder   | Website | Disk |
|--|--|----------------|--|---------|------|
| Agenda Package Index *   |  |                | X  | X       | X    |
| Summary Sheet *  |  |                | X  | X       | X    |
| Proposed Administrative Civil Liability (ACL) Order with Attachment A*   |  |                | X  | X       | X    |
| Hearing Procedures *   |  |                | X  | X       | X    |
| Administrative Civil Liability (ACL) Complaint with Attachment A, including Cover Letter *   |  |                | X  | X       | X    |
| Prosecution Team's Legal and Technical Analysis  |  |                | X (6 pages)  | X       | X    |
| Prosecution Team's Witness List  |  |                | X (1 page)   | X       | X    |
| Prosecution Team's Evidence List   |  |                | X (2 pages)  | X       | X    |
| All Prosecution Team exhibits in this index have been submitted into the record for this matter pursuant to the Hearing Procedures. The hard copies of the Prosecution Team's exhibits in the agenda binders are the exhibits the Prosecution Team has identified as the most pertinent to assist the Board in rendering its decision. As required by the Hearing Procedures, only 120 pages of evidence has been printed, while the remainder are available electronically on CD-ROM. |  |                |  |         |      |
| Exhibit Date   | Exhibit Title  | Exhibit Number | Binder   | Website | Disk |
| 3/1/2002   | Waste Discharge Requirements Order R5-2002-0043                                    | 1              |  | X       | X    |
| 3/1/2002   | Cease and Desist Order R5-2002-0044  | 2              |  | X       | X    |
| 4/30/2003  | State Water Resources Control Board Order WQO 2003-0006                            | 3              |  | X       | X    |
| 6/3/2003   | Waste Discharge Requirements Order R5-2002-0043, Amended                           | 4              |  | X       | X    |
| 7/10/2014  | Preliminary draft 2014 WDRs and Cover Letter                                       | 5              |  | X       | X    |
| 8/18/2014  | 11 August 2014 Meeting memo from Elizabeth Thayer                                  | 6              | X (3 pages)  | X       | X    |
| 10/2/2014  | Tentative Waste Discharge Requirements Order R5-2015-XXXX                          | 7              |  | X       | X    |
| 10/14/2014   | Discharger Comments on Tentative Waste Discharge Requirements Order R5-2015-XXXX   | 8              |  | X       | X    |
| 10/21/2014   | 21 October 2014 Meeting memo from Elizabeth Thayer                                 | 9              |  | X       | X    |
| 11/4/2014  | Email from Rae Bell about including comments from Sixteen to One 4 November 2014   | 10             |  | X       | X    |
| 12/19/2014   | Memo by Elizabeth Thayer about 18 December 2014 meeting                            | 11             | X (2 pages)  | X       | X    |
| 1/15/2015  | Meeting and Tour of The Sixteen to One Mine by Philip V. Woodward                  | 12             |  | X       | X    |
| 2/2/2015   | Infeasibility Analysis letter from Sixteen to One to Gayleen Perreira              | 13             | X (1 page)   | X       | X    |
| 2/5/2015   | CVRWQCB Response to Comments for Tentative WDRs                                    | 14             | X(4 pages)   | X       | X    |
| 2/5/2015   | Waste Discharge Requirements Order R5-2015-0002                                    | 15             | X (pp. 1-16, E-2 to E-4, F-13, F-20 to F-23, F-28 to F-32, F-35, F-36, F-47) | X       | X    |
| 2/18/2015  | Time Schedule Order R5-2015-0035   | 16             | X (6 pages)  | X       | X    |
| 9/10/2015  | Minor Modification Letter re WDRs Order R5-2015-0002                               | 17             | X (4 pages)  | X       | X    |
| 2/24/2015  | Notice of Entry of Judgement and Stipulated Final Judgment                         | 18             |  | X       | X    |
| 2/16/2016  | Notice of Violation for Fourth Quarter 2015 Self Monitoring Report                 | 19             | X (3 pages)  | X       | X    |
| 2/22/2016  | Google Earth Image of Facility   | 20             |  | X       | X    |
| 3/1/2016   | Response to 16 February 2016 Self-Monitoring Report review and Notice of Violation | 21             | X (2 pages)  | X       | X    |
| 3/9/2016   | Email Wendy Wyels to Mr. Miller regarding Fourth Quarter 2015 monitoring report    | 22             | X (1 page)   | X       | X    |
| 4/29/2016  | Administrative Civil Liability Order R5-2016-0021                                  | 23             |  | X       | X    |
| 6/20/2016  | Revised Self-Monitoring Report review and Notice of Violation                      | 24             | X (5 pages)  | X       | X    |
| 7/12/2016  | Response to 20 June 2016 Self-Monitoring Report review and Notice of Violation     | 25             | X (10 pages)   | X       | X    |
| 12/14/2016   | Self-Monitoring Report review and Notice of Violation                              | 26             | X (4 pages)  | X       | X    |
| 2/2/2017   | Notice of Violation and draft record for assessing mandatory minimum penalties     | 27             | X (2 pages)  | X       | X    |

**PROSECUTION TEAM'S INDEX TO AGENDA ITEM  
PROPOSED ADMINISTRATIVE CIVIL LIABILITY ORDER  
ORIGINAL SIXTEEN TO ONE MINE, INC.  
ORIGINAL SIXTEEN TO ONE MINE  
SIERRA COUNTY**

| <b>Exhibit Date</b>  | <b>Exhibit Title</b>   | <b>Exhibit Number</b> | <b>Binder</b>      | <b>Website</b> | <b>Disk</b> |
|--|--|-----------------------|--------------------|----------------|-------------|
| 3/2/2017   | Phone log by Ayda Soltani re conversation with Mr. Miller  | 28                    | <b>X (1 page)</b>  | <b>X</b>       | <b>X</b>    |
| 3/14/2017  | Administrative Civil Liability Complaint R5-2017-0515 documents  | 29                    |                    | <b>X</b>       | <b>X</b>    |
| 3/27/2017  | Memo by Ayda Soltani about 27 March 2017 meeting   | 30                    | <b>X (2 pages)</b> | <b>X</b>       | <b>X</b>    |
| 10/12/2017   | ACLO R5-2016-0021 Payment information obtained from CIWQS  | 31                    | <b>X (5 pages)</b> | <b>X</b>       | <b>X</b>    |
| <b>Documents located on the Internet and Referenced by the following links</b> |  |                       |                    |                |             |
| 5/20/2010  | State Water Resources Control Board Water Quality Enforcement Policy:<br><a href="http://www.waterboards.ca.gov/water_issues/programs/enforcement/docs/enf_policy_final111709.pdf">http://www.waterboards.ca.gov/water_issues/programs/enforcement/docs/enf_policy_final111709.pdf</a> | 32                    |                    |                |             |
| 12/21/2014<br>(Rev)  | Porter-Cologne Water Quality Control Act (Cal Water Code Division 7)<br>Effective January 1, 2015<br><a href="http://www.waterboards.ca.gov/laws_regulations/docs/portercologne.pdf">http://www.waterboards.ca.gov/laws_regulations/docs/portercologne.pdf</a>                         | 33                    |                    |                |             |
| Current as of<br>2/22/2016   | 40 Code of Federal Regulations part 123.45:<br><a href="https://www.gpo.gov/fdsys/pkg/CFR-2010-title40-vol21/pdf/CFR-2010-title40-vol21-sec123-45.pdf">https://www.gpo.gov/fdsys/pkg/CFR-2010-title40-vol21/pdf/CFR-2010-title40-vol21-sec123-45.pdf</a>                               | 34                    |                    |                |             |
| <b>Monitoring Reports</b>  |  |                       |                    |                |             |
| 6/26/2015  | Second Quarter 2015 Self Monitoring Report   | 35                    | <b>X (2 pages)</b> | <b>X</b>       | <b>X</b>    |
| 10/23/2015   | Third Quarter 2015 Self Monitoring Report  | 36                    | <b>X (2 pages)</b> | <b>X</b>       | <b>X</b>    |
| 1/30/2016  | Fourth Quarter 2015 Self Monitoring Report   | 37                    | <b>X (2 pages)</b> | <b>X</b>       | <b>X</b>    |
| 10/25/2016   | Third Quarter 2016 Self Monitoring Report  | 38                    | <b>X (8 pages)</b> | <b>X</b>       | <b>X</b>    |
| 2/2/2017   | Fourth Quarter 2016 Self Monitoring Report   | 39                    | <b>X (6 pages)</b> | <b>X</b>       | <b>X</b>    |
| <b>The Discharger did not submit evidence for this matter</b>                  |  |                       |                    |                |             |