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7 NORTH DELTA WATER AGENCY

8 BEFORE THE CALIFORNIA STATE WATER RESOURCES CONTROL BOARD

10 In the matter of Hearing re California  
11 WaterFix Petition for Change

**NORTH DELTA WATER AGENCY'S  
NOTICE REQUESTING DEPARTMENT  
OF WATER RESOURCES WITNESS(ES)  
TO ATTEND AND PRODUCE  
DOCUMENTS AT THE WATERFIX  
HEARING**

California Water Code § 1080; California  
Government Code §§ 11450.10-11450.50;  
California Code of Civil Procedure § 1987;

Part 1 Rebuttal Hearing  
Date: April 25, 2017  
Time: 9:00 a.m.

18 TO: THE DEPARTMENT OF WATER RESOURCES OF THE STATE OF CALIFORNIA,  
19 AND ITS ATTORNEYS OF RECORD:

20 PLEASE TAKE NOTICE that pursuant to California Government Code section 11450.50  
21 and California Code of Civil Procedure section 1987(b), the North Delta Water Agency  
22 ("NDWA") requires and hereby requests the below-described witness(es) to appear with  
23 witnesses for Group 9 (North Delta Water Agency & Member Districts) in the rebuttal phase of  
24 Part 1 of the Hearing for the California WaterFix Petition for Change, which is scheduled to  
25 commence on April 25, 2017, at 9:00 a.m. in the Byron Sher Auditorium at the Joe Serna Jr –  
26 CalEPA Building, 1001 I Street, Second Floor, Sacramento, CA 95814:

- 27 1. PARVIZ NADER-TEHRANI, Supervising Engineer for the Department of Water  
28 Resources, Bay Delta Office, Delta Modeling Section; and/or

1           2.       Any other such individual employed by DWR or acting as an agent of DWR, who  
2 is deemed most knowledgeable and best able to provide testimony regarding modeling performed  
3 by or on behalf of DWR of water quality- and water level-related impacts associated with the  
4 operation of the proposed WaterFix project at the various monitoring station locations in the  
5 Sacramento-San Joaquin River Delta as identified in the Contract Between the State of California  
6 Department of Water Resources and the North Delta Water Agency for the Assurance of a  
7 Dependable Water Supply of Suitable Quality (the "1981 Contract") (DWR-306) and 1997  
8 Amendment to the 1981 Contract (NDWA-12).

9           NOTICE IS FURTHER GIVEN that under Code of Civil Procedure section 1987(c),  
10 NDWA requires and hereby requests that Dr. Nader-Tehrani and/or DWR's person most  
11 knowledgeable bring the following documents, electronically stored information, and other  
12 evidence that are in DWR's possession or control:

13           1.       Modeling results relating to water quality and water levels associated with the  
14 operation of the proposed WaterFix project at the following Delta monitoring station locations:  
15 Sacramento River at Three Mile Slough; Sacramento River at Rio Vista; Sacramento River at  
16 Walnut Grove; North Fork Mokelumne River near Walnut Grove; Mokelumne River at  
17 Terminus; San Joaquin River at San Andreas Landing; and Steamboat Slough at Sutter Slough.

18           2.       Graphical representations of the modeling results relating to water quality and  
19 water levels associated with the operation of the proposed WaterFix project at the following Delta  
20 monitoring station locations: Sacramento River at Three Mile Slough; Sacramento River at Rio  
21 Vista; Sacramento River at Walnut Grove; North Fork Mokelumne River near Walnut Grove;  
22 Mokelumne River at Terminus; San Joaquin River at San Andreas Landing; and Steamboat  
23 Slough at Sutter Slough.

24           3.       The modeling results, graphical representations, or other materials that were relied  
25 upon by Ms. Maureen Sergent in coming to the conclusion that there would be no increase in  
26 exceedance of the water quality objectives set out by the criteria of the 1981 Contract (*See Part*  
27 *1A Hearing Transcript, Vol. 18, pp. 4-6*).

28           4.       Any and all modeling results or analyses related to the future compliance with

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terms of the 1981 Contract under the proposed California WaterFix operations.

DATED: March 28, 2017

DOWNEY BRAND LLP

By: 

MEREDITH NIKKEL  
Attorney for Protestant  
NORTH DELTA WATER AGENCY

DOWNEY BRAND LLP

**STATEMENT OF SERVICE**

**CALIFORNIA WATERFIX PETITION HEARING  
Department of Water Resources and U.S. Bureau of Reclamation (Petitioners)**

I hereby certify that I have this day submitted to the State Water Resources Control Board and caused a true and correct copy of the following document:

**NORTH DELTA WATER AGENCY'S NOTICE REQUESTING  
DEPARTMENT OF WATER RESOURCES WITNESS(ES) TO ATTEND  
AND PRODUCE DOCUMENTS AT THE WATERFIX HEARING**

to be served by **Electronic Mail** (email) upon the parties listed in Table 1 of the **Current Service List** for the California WaterFix Petition Hearing, dated March 27, 2017, posted by the State of Water Resources Control Board at  
[http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/bay\\_delta/california\\_waterfix/service\\_list.shtml](http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/service_list.shtml):

*Note: In the event that any emails to any parties on the Current Service List are undeliverable, you must attempt to effectuate service using another method of service, if necessary, and submit another statement of service that describes any changes to the date and method of service for those parties.*

**For Petitioners Only:**

	I caused a true and correct <b>hard copy</b> of the document(s) to be served by the following method of service to Suzanne Womack & Sheldon Moore, Clifton Court, L.P., 3619 Land Park Drive, Sacramento, CA 95818:  <b>Method of Service:</b> _____
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I certify that the foregoing is true and correct and that this document was executed on March 28, 2017.

Signature: 

Name: Catharine Irvine

Title: Legal Secretary

Party/Affiliation: Downey Brand, LLP

Address: 621 Capitol Mall, Sacramento, CA 95814