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June 15, 2016

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VIA EMAIL: [CWFhearing@waterboards.ca.gov](mailto:CWFhearing@waterboards.ca.gov)

Hearing Chair Tam Doduc  
Hearing Officer Felicia Marcus  
State Water Resources Control Board  
P.O. Box 100  
Sacramento, CA 95812-0100

Re: California WaterFix Hearing – Proposed Grouping for Cross-Examination

The East Bay Municipal Utility District (EBMUD) submits this letter in response to the State Water Resources Control Board’s (State Water Board) April 25, 2016 Ruling on the Revised Hearing Schedule for the WaterFix hearing. That schedule sets June 15, 2016 as the deadline for the receipt of proposed groupings of parties for cross-examination in Part 1A of the hearing.

EBMUD expects to cross-examine Petitioners’ witnesses on the topic of reverse flows at and near the Freeport Regional Water Project. EBMUD requests that it be grouped with Sacramento County Water Agency (SCWA) for cross-examination on that issue and concurs with SCWA’s proposal set forth in its June 15, 2016 letter to the State Water Board. Sacramento Regional County Sanitation District (Regional San) is also impacted by reverse flows at Freeport and may wish to participate in cross-examination in conjunction with EBMUD and SCWA. EBMUD may also cross-examine DWR’s modeling witnesses regarding availability of CVP contract supplies. Cross-examination by EBMUD and SCWA on the above topics would be most efficiently conducted after the Sacramento Valley Water Users Group has finished cross-examining Petitioners’ modeling witnesses.

EBMUD also anticipates cross-examining DWR witnesses on the topic of the proposed Twin Tunnels’ impacts on the existing EBMUD Mokelumne Aqueducts and on EBMUD’s proposed Delta Tunnel. We are aware of no other party that intends to cross-examine Petitioners regarding impacts to those facilities and do not propose any particular grouping or ordering on that topic. Finally, although fisheries issues are slated for full consideration in Part 2, we do note that several of DWR’s Part 1 exhibits concern fisheries, so we reserve the right to cross examine DWR witnesses concerning those fishery matters raised by their Part 1 exhibits.

Thank you for your consideration, and please let us know should you have any questions.

Very truly yours,

Fred S. Etheridge  
Attorney for EBMUD

Jonathan D. Salmon  
Attorney for EBMUD

cc: Electronic service  
CWFHearing electronic service list

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**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(s):

**[SUBJECT LINE OF DOCUMENT(S)]**

Proposed Groupings of Parties

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 June 9, 2016, posted by the State 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:**

	<p>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 &amp; Sheldon Moore, Clifton Court, L.P., 3619 Land Park Drive, Sacramento, CA 95818:</p> <p><b>Method of Service:</b> _____</p>
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I certify that the foregoing is true and correct and that this document was executed on 6/15/16

Date

Signature:  \_\_\_\_\_

Name: Dede De'Toles-Dugan  
Title: Paralegal, Office of General Counsel  
Party/Affiliation: EBMUD  
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