



April 7, 2017

**Via email to:**  
**CWFhearing@waterboards.ca.gov**

State Water Resources Control Board  
Division of Water Rights  
Attn: California WaterFix Hearing Staff  
P.O. Box 2000  
Sacramento, CA 95812-2000

**Re: Proposal for Presentation of Petitioners' Rebuttal Witnesses**

Dear Hearing Chair Doduc and Hearing Officer Marcus:

This letter responds to your order today requiring the Department of Water Resources (DWR) and the U.S. Bureau of Reclamation (Reclamation) (jointly Petitioners) to describe "how the petitioners propose to organize their witness panels (including) the subject of each panel, which witnesses will compose each panel, and the proposed order of rebuttal witness panels."

On March 23 DWR and Reclamation submitted exhibits for the rebuttal portion of Part 1 to the water right change petition hearing associated with the California WaterFix. Petitioners' exhibits contain testimonies of several witnesses who will appear at the hearing in panels, similar to the case-in-chief, based upon common information within the testimony. DWR and Reclamation propose to present their witnesses together where it can provide for efficiency of the proceeding.

Generally speaking, Petitioners will attempt to structure their witnesses around the groupings of (1) engineering and groundwater, (2) operations, modeling, water quality and water rights, and (3) agricultural practices and economics. Mr. Ron Milligan may present individually if his important operational duties require such an approach.

Petitioners will present information of the engineering and groundwater panel at the commencement of its rebuttal oral presentation. This panel will consist of the experts John Bednarski, Praba Pirabaroban, Sergio Valles, and Gwen Buchholz. This panel

will be prepared to present as early as April 25, or as the Hearing Officers determine appropriate for the start date of Petitioners' rebuttal case.

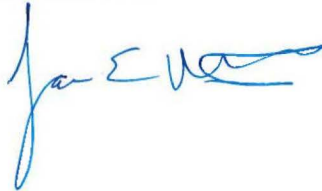
Because the length of cross examination is unknown and highly variable, Petitioners will structure the remainder of the witnesses in a manner that, to the extent possible, avoids gaps in the hearing schedule. Thus, it will be most efficient if flexibility in the presentation order is preserved.

Our current witness availability constraints consist of (dates are those unavailable):

Armin Munevar:	April 25-28, June 11-13
Dr. Michael Bryan:	May 4-5, May 30-June 2
Dr. Christopher Thornberg:	April 25, 27, May 4-5, 10-11, 18
Kristin White:	May 4-5
John Bednarski:	May 4-5
Ron Milligan:	availability variable based upon priority operational needs of Reclamation

The Petitioners appreciate your consideration of this proposal.

Sincerely,



Tripp Mizell  
Senior Attorney  
Office of the Chief Counsel  
CA Department of Water Resources



Amy L. Aufdemberge  
Assistant Regional Solicitor  
Office of the Regional Solicitor  
U.S. Department of the Interior

cc: Board member Dorene D'Adamo  
CA WaterFix Hearing Service List

**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):

Petitioners Rebuttal Presentation Order

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 30, 2017, 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:**

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:
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<b>Method of Service:</b> <u>U.S Postal</u>
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I certify that the foregoing is true and correct and that this document was executed on April 7, 2017  
Date

Signature: 

Name: Bobbie Randhawa

Title: Legal Secretary

Party/Affiliation: DWR

Address: 1416 Ninth Street 1104  
Sacramento, CA 95814