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January 5, 2016

State Water Resources Control Board
Division of Water Rights
California WaterFix Hearing Staff
1011 I Street, Room 2-114
Sacramento, CA 95814
CWFhearing@waterboards.ca.gov

Re: American River Agencies' Protests and Notices of Intent to Appear – California
WaterFix Petition for Change Hearing

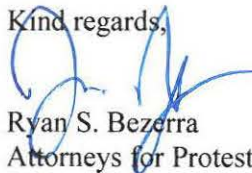
Dear California WaterFix Hearing Staff:

On behalf of Protestant Sacramento Suburban Water District, I am submitting the enclosed protest and notice of intent to appear, which concern the Department of Water Resources' and the U.S. Bureau of Reclamation's water-right change petition for the California WaterFix Project. I previously have submitted protests and notices of intent to appear from the Cities of Folsom and Roseville and San Juan Water District, all of which also are clients of our firm.

As explained in the enclosed protest, Protestant previously has coordinated and collaborated with other North State Water Alliance (NSWA) parties in preparing and submitting detailed comments on the Bay-Delta Conservation Plan Draft EIR/EIS (DEIR/EIS) and the California WaterFix Recirculated DEIR/Supplemental DEIS (RDEIR/SDEIS). Protestant and the other above-referenced protestants that are our firm's clients similarly will be coordinating with the NSWA parties to present consolidated cases-in-chief during the SWRCB's hearing on certain common issues, including issues regarding whether the requested changes would operate to the injury of any legal user of the water involved and whether the requested changes would unreasonably affect fish and wildlife. Consistent with this approach, all of the above-referenced protestants and other NSWA parties have identified in their respective notices of intent to appear both witnesses who will be providing testimony to support their respective protests and witnesses who will be providing testimony on certain common issues.

Other parties with concerns similar to those of the NSWA parties may adopt, in whole or in part, these expert witnesses' testimony to support their respective protests. For this reason, these experts also may be listed on those other parties' notices of intent to appear.

Kind regards,



Ryan S. Bezerra
Attorneys for Protestants Cities of Folsom and Roseville,
San Juan Water District and Sacramento Suburban
Water District

RSB:tmo
8618/Cal Water Fix/L010516rsb SWRCB
Enclosures

NOTICE OF INTENT TO APPEAR

SACRAMENTO SUBURBAN WATER DISTRICT plans to participate in the water right hearing regarding:

CALIFORNIA WATERFIX HEARING

California Department of Water Resources and U.S. Bureau of Reclamation

The Public Hearing scheduled to commence on Thursday, April 7, 2016

1) Check all that apply:

- I/we intend to participate in Part I of the hearing
- I/we intend to participate in Part II of the hearing

2) Check the applicable boxes below. Be sure to accurately describe your participation in the hearing. (Please refer to Enclosure D of the October 30, 2015 [Notice of Petition, Public Hearing, and Pre-Hearing Conference](#) (Hearing Notice) for descriptions of “parties” and “interested persons”):

- I/we intend to participate in the hearing as an interested person and present a policy statement only. Part I Part II
- I/we intend to participate in the hearing as a party by cross-examination and/or rebuttal only and may present an opening statement.
 Part I Part II
- Part I:** I/we plan to participate in Part I as a party and call the following witnesses to testify at the hearing. (Fill in the following table for Part I of the hearing only)¹

| NAME | SUBJECT OF PROPOSED TESTIMONY (Please indicate Application Number if Appropriate) | ESTIMATED LENGTH OF DIRECT TESTIMONY | EXPERT WITNESS (YES/NO) |
|---|---|--------------------------------------|-------------------------|
| Robert Roscoe | Sacramento Suburban Water District's water supplies, related contracts and operations | 20 minutes | No |
| Dan York | Sacramento Suburban Water District's water supplies, related contracts and operations | 20 minutes | No |
| Marc Van Camp MBK Engineers ² | Hydrology, hydrologic modeling, water supply analysis, adverse effects of requested changes on legal users of water | 30 minutes | Yes |
| Walter Bourez MBK Engineers ² | Hydrology, hydrologic modeling, water supply analysis, adverse effects of requested changes on legal users of water | 30 minutes | Yes |
| Lee Bergfeld MBK Engineers ² | Hydrology, hydrologic modeling, water supply analysis, adverse effects of requested changes on legal users of water | 30 minutes | Yes |
| Dan Easton MBK Engineers ² | Hydrology, hydrologic modeling, water supply analysis, adverse effects of requested changes on legal users of water | 30 minutes | Yes |

| | | | |
|---|---|------------|-----|
| Tom Gohring Water Forum ² | Background of Water Forum and Lower American River Flow Management Standard (FMS); development, content and projected effects of proposed Modified FMS | 30 minutes | No |
| Jeff Weaver HDR ² | Hydrology, hydrologic modeling, water supply analysis; development, content and projected effects of the proposed Modified Lower American River Modified Flow Management Standard | 30 minutes | Yes |
| Paul Bratovich HDR ² | Development, content and projected effects of the proposed Modified Lower American River Modified Flow Management Standard | 30 minutes | Yes |
| Chris Hammersmark cbec ² | Development, content and projected effects of the proposed Modified Lower American River Modified Flow Management Standard | 30 minutes | Yes |
| Craig Addley Cardno Entrix ² | Hydrology, hydrologic and hydraulic modeling, water supply analysis, water temperature planning and analysis | 30 minutes | Yes |
| Venessa Martinez, Cardno Entrix ² | Hydrology, hydrologic and hydraulic modeling, water supply analysis, water temperature planning and analysis | 30 minutes | Yes |
| Jeff Meyer E Corp ² | Hydrology, hydrologic and hydraulic modeling | 30 minutes | Yes |

1) We are complying with the SWRCB directive separating Phases I and II. Please understand that this may not be feasible in some respects. For example, the American River Water Agencies (ARWA) parties have expended considerable effort and resources to coordinate and balance water supply and instream issues. This integration is reflected in our planning, modeling, impact analyses and other relevant work.

2) Many of the consultants will present in panel format on behalf of multiple protestants, including North State Water Alliance and ARWA parties. We are seeking to coordinate as much as possible.

(If more space is required, please add additional pages.)

Part II: I/we plan to participate in Part II as a party and will call witnesses to testify at the hearing. Please note that you will be required to submit a Supplemental Notice of Intent to Appear at a date to be determined for Part II of the hearing that lists your witnesses, subject of proposed testimony, etc.

3) Check if applicable:

I/we have also protested the Petition in accordance with Water Code section 1703.2.

*Note: If have protested the Petition, you must also fill out sections 1 and 2 of this form above and indicate your intent to appear at the hearing to present evidence in support of your protest. If you do not resolve your protest with the petitioners prior to the hearing, and then do not present a case supporting your protest at the hearing, your protest will be dismissed. It is **not** necessary to file a protest to participate in the hearing.*

4) Fill in the following information of the Participant, Party, Attorney, or Other Representative:

PARTY:

Name: Robert Roscoe, General Manager
Dan York, Assistant General Manager
Mailing Address: Sacramento Suburban Water District
3701 Marconi Avenue, Suite 100, Sacramento, CA 95821-5346
Phone Number: (916) 972-7171
E-mail: roscoe@sswd.org and dyork@sswd.org

AUTHORIZED REPRESENTATIVE / ATTORNEY:

1. Name: Alan Lilly and Ryan Bezerra, Attorneys for Sacramento Suburban Water District
Mailing Address: Bartkiewicz, Kronick & Shanahan
1011 22nd Street
Sacramento, CA 95816
Phone Number: (916) 446-4254
Fax Number: (916) 446-4018
E-mail: abl@bkslawfirm.com and rsb@bkslawfirm.com

Optional:

I/we **decline** electronic service of hearing-related materials. If you are unable to accept electronic service for any reason, please contact the hearing team by Tuesday, January 5, 2016, at 916-319-0960 or by email at CWFhearing@waterboards.ca.gov.

Signature:  _____ Date: 1/5/16

Ryan Bezerra

