

1 JOHN HERRICK, ESQ. – SBN 139125
2 LAW OFFICE OF JOHN HERRICK
3 4255 Pacific Avenue, Suite 2
4 Stockton, California 95207
5 Telephone: (209) 956-0150
6 Facsimile: (209) 956-0154

7 S. DEAN RUIZ, ESQ. – SBN 213515
8 HEATHER D. RUBINO, ESQ. – SBN 273794
9 HARRIS, PERISHO & RUIZ
10 3439 Brookside Rd. Ste. 210
11 Stockton, California 95219
12 Telephone: (209) 957-4254
13 Facsimile: (209) 957-5338

14 On behalf of Central Delta Water Agency,
15 South Delta Water Agency, Lafayette Ranch,
16 Heritage Lands, Mark Bachetti Farms
17 and Rudy Mussi Investments L.P.

18 **STATE OF CALIFORNIA**

19 **STATE WATER RESOURCES CONTROL BOARD**

20 Hearing in the Matter of California
21 Department of Water Resources and
22 United States Department of the Interior,
23 Bureau of Reclamation Request for a
24 Change in Point of Diversion for
25 California Water Fix

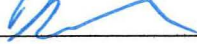
26 **PRELIMINARY RESPONSE BY THE
27 SDWA PARTIES TO OBJECTION TO THE
28 OVERALL ADMISSIBILITY OF THE
EVIDENCE SUBMITTED FOR PART 1B**

29 The SDWA Parties submitted its case in chief on September 1, 2016. On September 28,
30 2016 the California Water Fix (CWF) hearing officers provided a written summary of the
31 deadlines discussed by Hearing Officer Doduc at the end of Part 1A on September 27, 2016,
32 (“Written Summary.”) The Written Summary instructs that, “The deadline for responses to
33 Part 1B cases in chief that concern whether testimony or exhibits are within the scope of Part
34 1B are is September 30, 2016 at noon.” The objections submitted by Petitioners, and several

1 parties, argue that portions of the SDWA Parties' case in chief are improper in general and
2 irrelevant to the subject Change Petition. The objections do not argue that the subject portions
3 of the SDWA Parties' case in chief are specifically outside of the scope of Part 1B. Therefore,
4 consistent with the Written Summary, the SDWA Parties will submit detailed responses to
5 objections to its case in chief in advance of the presentation of its case in chief in Part 1B.
6

7 Date: September 30, 2016

HARRIS, PERISHO & RUIZ

8
9
10 By: 
11 S. DEAN RUIZ, Esq.
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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):

**PRELIMINARY RESPONSE BY THE SDWA PARTIES TO OBJECTION TO THE OVERALL
ADMISSIBILITY OF THE EVIDENCE SUBMITTED FOR PART 1B**

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 9/20/2016, 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:

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.

I certify that the foregoing is true and correct and that this document was executed on 9/30/2016.
Date

Signature:  _____

Name: Bee Speer

Title: Legal Assistant

Party/Affiliation: Harris, Perisho & Ruiz

Address: 3439 Brookside Rd, Ste 210

Stockton, CA 95219