

## Mona, Ernie@Waterboards

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**From:** Buckman, Michael@Waterboards  
**Sent:** Friday, January 22, 2016 5:10 PM  
**To:** Mona, Ernie@Waterboards; Glen Hansen; Petruzzelli, Kenneth@Waterboards; Diane Kindermann Henderson; 'bbarringer@mblaw.com'; agodwin@MRGB.ORG; 'bparis@olaughlinparis.com'; 'Robert E Donlan (red@eslawfirm.com)'; 'lwood@olaughlinparis.com'; 'jonathan.knapp@sfgov.org'; 'Brathwaite, Anna'; 'Patty Slomski'; Lisa Haddix; Sharon Buckenmeyer; Tauriainen, Andrew@Waterboards; Dan Cucchi  
**Cc:** Weaver, Nathan@Waterboards; Unit, Wr\_Hearing@Waterboards; Kauba, Amy@Waterboards; Riddle, Diane@Waterboards; Evoy, Barbara@Waterboards  
**Subject:** RE: Fahey Hearing ACL/CDO: Procedural Ruling

Ladies and Gentlemen:

The Hearing Officers are considering a draft ruling on the Prosecution Team's Motion to Strike and Motion in Limine. Staff anticipate that Fahey will be allowed to present the disputed evidence to address the key issues in the hearing notice. As such, parties should take any steps reasonable and appropriate to prevent prejudice to themselves.

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**From:** Mona, Ernie@Waterboards  
**Sent:** Thursday, January 21, 2016 3:15 PM  
**To:** Glen Hansen; Petruzzelli, Kenneth@Waterboards; Diane Kindermann Henderson; 'bbarringer@mblaw.com'; agodwin@MRGB.ORG; 'bparis@olaughlinparis.com'; 'Robert E Donlan (red@eslawfirm.com)'; 'lwood@olaughlinparis.com'; 'jonathan.knapp@sfgov.org'; 'Brathwaite, Anna'; 'Patty Slomski'; Lisa Haddix; Sharon Buckenmeyer; Tauriainen, Andrew@Waterboards; Dan Cucchi  
**Cc:** Weaver, Nathan@Waterboards; Buckman, Michael@Waterboards; Unit, Wr\_Hearing@Waterboards; Kauba, Amy@Waterboards; Riddle, Diane@Waterboards; Evoy, Barbara@Waterboards  
**Subject:** RE: Fahey Hearing ACL/CDO: Procedural Ruling

Ladies and Gentlemen:

The purpose of this email is to provide the parties with the attached Hearing Officers' Partial Ruling on Prosecution Team's December 10 and December 11 Motions for Protective Order or, Alternatively, Motions to Quash; Fahey's Opposition; and Fahey's December 18 Motion to Compel Depositions and Document Disclosures

**Ernest Mona**

[State Water Resources Control Board](#)  
[Division of Water Rights](#)  
[Hearings and Special Programs Section](#)  
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**From:** Mona, Ernie@Waterboards  
**Sent:** Wednesday, January 20, 2016 7:18 PM  
**To:** Glen Hansen; Petruzzelli, Kenneth@Waterboards; Diane Kindermann Henderson; 'bbarringer@mblaw.com'; [agodwin@MRGB.ORG](mailto:agodwin@MRGB.ORG); 'bparis@olaughlinparis.com'; 'Robert E Donlan ([red@eslawfirm.com](mailto:red@eslawfirm.com))'; 'lwood@olaughlinparis.com'; 'jonathan.knapp@sfgov.org'; 'Brathwaite, Anna'; 'Patty Slomski'; Lisa Haddix; Sharon Buckenmeyer; Tauriainen, Andrew@Waterboards; Dan Cucchi  
**Cc:** Weaver, Nathan@Waterboards; Buckman, Michael@Waterboards  
**Subject:** RE: Fahey Hearing ACL/CDO

To Parties:

FYI.....We anticipate that this separate ruling from the Hearing Officers relating to document production will be issued sometime tomorrow.

**Ernest Mona**

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**From:** Glen Hansen [GHansen@aklandlaw.com]  
**Sent:** Wednesday, January 20, 2016 5:47 PM  
**To:** Mona, Ernie@Waterboards; Petruzzelli, Kenneth@Waterboards; Diane Kindermann Henderson; 'bbarringer@mblaw.com'; [agodwin@MRGB.ORG](mailto:agodwin@MRGB.ORG); 'bparis@olaughlinparis.com'; 'Robert E Donlan ([red@eslawfirm.com](mailto:red@eslawfirm.com))'; 'lwood@olaughlinparis.com'; 'jonathan.knapp@sfgov.org'; 'Brathwaite, Anna'; 'Patty Slomski'; Lisa Haddix; Sharon Buckenmeyer; Tauriainen, Andrew@Waterboards; Dan Cucchi  
**Subject:** RE: Fahey Hearing ACL/CDO

To the Hearing Officers:

The "Hearing Officers' Partial Ruling" that was issued on December 21, 2015, in this proceeding stated: "*The Hearing Officers will rule separately on Fahey's Motion to Compel Document Disclosures and the Prosecution Team's Motions for Protective Order or, Alternatively, Motions to quash as they relate to document production.*" To date, this office is not aware that any such separate ruling from the Hearing Officers relating to document production was ever issued. Nor could we find any such ruling on the "Project Webpage."

Accordingly, please inform this office as to when such a ruling is expected to be issued.

Thank you for your attention to this matter.

**Glen C. Hansen**  
**Senior Counsel**

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