

SPALETTA LAW PC

Post Office Box 2660
Lodi, California 95241
T: 209-224-5568
F: 209-224-5589

JENNIFER L. SPALETTA
Attorney-at-Law
jennifer@spalettalaw.com

June 22, 2017

VIA E-Mail CWFhearing@waterboards.ca.gov

Tam Doduc, WaterFix Project Co-Hearing Officer
Felicia Marcus, WaterFix Project Co-Hearing Officer
State Water Resources Control Board
1001 I Street
Sacramento, California 95814

RE: California WaterFix Change Petition – Request re: Exhibits SJC-84 through SJC-189

Dear Hearing Officers Marcus and Doduc:

The purpose of this letter is to request that San Joaquin County be allowed to submit Exhibits SJC-84 through SJC-189 without the need for Russell Frink to appear in person at the hearing. The purpose of the request is to conserve hearing time for the parties and the hearing team.

Exhibits SJC-84 through SJC-188 consist of the Reports of Permittee for the permits that are the subject of this proceeding for the years 2010 through 2016. Exhibit SJC-189 is the testimony of Russell Frink, under penalty of perjury, authenticating the exhibits as files downloaded from the State Water Resources Control Board website.

We have met and conferred with counsel for Petitioners and understand that Petitioners do not contest the authenticity of the exhibits and also do not see a need for Mr. Frink to provide oral testimony. However, Petitioners do dispute the relevance of the exhibits. Specifically, Petitioners contend the exhibits are not proper surrebuttal evidence. San Joaquin County contends the exhibits are proper surrebuttal to respond to the rebuttal testimony of Maureen Sergent and John Leahigh.

In order to conserve hearing time for witnesses that need to be cross-examined, we propose that San Joaquin County be allowed to offer Exhibits SJC-84 through SJC-189 into the record through this letter without the need for Mr. Frink to appear at the hearing for oral testimony, preserving all rights of Petitioners or other parties to object to the exhibits in writing, and the rights of San Joaquin County to respond to those objections in writing, on a schedule set by the Hearing Team.

Thank you for considering this request.

Very truly yours,



JENNIFER L. SPALETTA
Attorney at law

Cc: 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):

1. Letter to Hearing Officers and Motion for Shortened Time to Compel Production

2. San Joaquin County and North San Joaquin Water Conservation District's Notice and Subpoena Duces Tecum Requesting the Appearance at Hearing and Production of Documents by the Department of Water Resources

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 _____, 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.

For Petitioners Only:

	I caused a true and correct hard copy 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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	Method of Service: _____
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I certify that the foregoing is true and correct and that this document was executed on _____ Date

Signature:  _____

Name:

Title:

Party/Affiliation:

Address: