

State Water Resources Control Board

SUMMARY OF ORDER OF PROCEEDING AND TIME LIMITS

The Amador Water Agency Hearing, scheduled for September 29 and 30, 2020, will be conducted in accordance with the July 7, 2020 [Notice of Public Hearing and Pre-Hearing Conference](#) and July 15, 2020 [Notice of Rescheduling of Public Hearing](#). The general Order of Proceeding for this hearing is summarized in the tables below for convenience. **This Order of Proceeding and the associated time limits may be modified at the discretion of the hearing officer.**

For more detailed information on hearing procedures, please see the enclosure entitled “Information Concerning Appearance at Water Right Hearings” attached to the July 7, 2020 Notice of Public Hearing and Pre-Hearing Conference, or visit the list of [Frequently Asked Questions](#) on the Division of Water Rights’ Hearings Program web page.

TABLE 1 – FOR INTERESTED PERSONS

Type of Statement or Testimony	Description	Time Limits
Policy Statements (Non-evidentiary)	<ul style="list-style-type: none"> Requested to be provided in writing before oral presentation. May be provided in writing only, without oral presentation. 	5 minutes

TABLE 2 – FOR PARTIES

Type of Statement or Testimony	Description	Time Limits
Opening Statements (Non-evidentiary)	<ul style="list-style-type: none"> Requested to be submitted in writing before the hearing. May include policy-oriented statements. Should include an overview of the party’s objectives for the case-in-chief, the major points that the proposed evidence is intended to establish, and the relationship between the major points and key hearing issues. 	20 minutes per party
Oral Testimony (Direct Examination)	<ul style="list-style-type: none"> Summarizes or emphasizes a witness’s prior-submitted written testimony. Provided by a witness during the hearing under oath that it is true and correct. Is not an oral reading of the witness’s written testimony. 	20 minutes per witness; one hour total per party

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

Type of Statement or Testimony	Description	Time Limits
Cross-Examination of Oral Testimony	<ul style="list-style-type: none"> • The questioning of a party's written submittals, a witness's oral and written testimony, and other relevant matters by another party or their representative. • May be conducted per-witness or panel of witnesses, as determined by the hearing officer. 	One hour per witness or panel of witnesses ¹
Redirect & Recross Examination	<ul style="list-style-type: none"> • May be allowed, as determined by the hearing officer. • Limited to scope of cross-examination and redirect examination, respectively. 	Set by hearing officer
Rebuttal & Cross-Examination of Rebuttal	<ul style="list-style-type: none"> • Written rebuttal testimony and exhibits may be required to be submitted prior to the hearing. • Presentation of new evidence used to rebut another party's case-in-chief evidence. • Does not include evidence that should have been presented during that party's case-in-chief or repetitive evidence. • Cross-examination of rebuttal evidence is limited to the scope of rebuttal evidence. 	Set by hearing officer
Closing Statements & Legal Arguments (Non-evidentiary)	<ul style="list-style-type: none"> • May be allowed orally at the close of the hearing or in writing at a later date. 	Set by hearing officer

¹ The hearing officer has discretion to allow additional time for cross-examination if there is good cause demonstrated in an offer of proof.