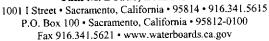
State Water Resources Control Board



Executive Office

Tam M. Doduc, Board Chair





JUN 1 2 2008

To: Enclosed List of Participants

HEARING TO CONSIDER A CEASE AND DESIST ORDER AGAINST CALIFORNIA AMERICAN WATER (CAL AM): DUE PROCESS OBJECTION BY CAL AM

On June 9, 2008, the California American Water Company (Cal Am) renewed its due process objection to the manner in which this proceeding is structured. More specifically, Cal Am contends that the Prosecution Team's reliance as a witness upon Kathy Mrowka, a member of the State Water Resources Control Board's (State Water Board) staff, demonstrates that the current proceeding is biased or has the appearance of being biased. Cal Am asks that this proceeding be restructured in some unspecified manner.

We believe the best way to resolve this issue is to proceed directly to hearing and deal with Cal Am's concerns during the course of the proceeding, including a ruling on any outstanding procedural issues when the State Water Board issues an order on the merits. Accordingly, the evidentiary hearing will commence on June 19, 2008 in accordance with our March 5, 2008 Notice of Hearing and our May 16, 2008 Rulings.

Should you have further questions in this matter, please contact Paul Murphey, Division of Water Rights Hearings Unit, (916) 341-5435 or PMurphey@waterboards.ca.gov; or Buck Taylor, Office of Chief Counsel, at BGTaylor@waterboards.ca.gov.

Sincerely,

Arthur G. Baggett, Jr. Board Member and

Hearing Officer

Gary Wolff, P.E., Ph.D.

Vice Zhair and Hearing Officer

Enclosure

California Environmental Protection Agency

CALIFORNIA AMERICAN WATER CEASE AND DESIST ORDER JUNE 19, 2008 HEARING SERVICE LIST

Service by Electronic Mail

California American Water Jon D. Rubin Diepenbrock Harrison 400 Capitol Mall, Suite 1800 Sacramento, CA 95814 (916) 492-5000 jrubin@diepenbrock.com

Public Trust Alliance
Michael Warburton
Resource Renewal Institute
Room 290, Building D
Fort Mason Center
San Francisco, CA 94123
Michael@rri.org

Carmel River Steelhead Association Michael B. Jackson P.O. Box 207 Quincy, CA 95971 (530) 283-1007 mjatty@sbcglobal.net

City of Seaside Russell M. McGlothlin Brownstein, Hyatt, Farber, Schreck 21 East Carrillo Street Santa Barbara, CA 93101 (805) 963-7000 RMcGlothlin@BHFS.com

Monterey Peninsula Water Management District David C. Laredo 606 Forest Avenue Pacific Grove, CA 93950 (831) 646-1502 dave@laredolaw.net State Water Resources Control Board Reed Sato Water Rights Prosecution Team 1001 | Street Sacramento, CA 95814 (916) 341-5889 rsato@waterboards.ca.gov

Sierra Club – Ventana Chapter Laurens Silver California Environmental Law Project P.O. Box 667 Mill Valley, CA 94942 (415) 383-7734 larrysilver@earthlink.net igwill@dcn.davis.ca.us

Calif. Sportfishing Protection Alliance Michael B. Jackson P.O. Box 207 Quincy, CA 95971 (530) 283-1007 mjatty@sbcglobal.net

The Seaside Basin Watermaster Russell M. McGlothlin Brownstein, Hyatt, Farber, Schreck 21 East Carrillo Street Santa Barbara, CA 93101 (805) 963-7000 RMcGlothlin@BHFS.com

City of Sand City
James G. Heisinger, Jr.
Heisinger, Buck & Morris
P.O. Box 5427
Carmel, CA 93921
(831) 624-3891
jim@carmellaw.com

Pebble Beach Company Thomas H. Jamison Fenton & Keller P.O. Box 791 Monterey, CA 93942-0791 (831) 373-1241 TJamison@FentonKeller.com

City of Monterey Fred Meurer, City Manager Colton Hall Monterey, CA 93940 (831) 646-3886 meurer@ci.monterey.ca.us

Monterey County Hospitality Association Bob McKenzie P.O. Box 223542 Carmel, CA 93922 (831) 626-8636 info@mcha.net bobmck@mbay.net

California Salmon and Steelhead Association Bob Baiocchi P.O. Box 1790 Graeagle, CA 96103 (530) 836-1115 rbaiocchi@gotsky.com

Planning and Conservation League Jonas Minton 1107 9th Street, Suite 360 Sacramento, CA 95814 (916) 719-4049 jminton@pcl.org National Marine Fisheries Service Christopher Keifer 501 W. Ocean Blvd., Suite 4470 Long Beach, CA 90802 (562) 950-4076 christopher.keifer@noaa.gov

Division of Ratepayer Advocates Andrew Ulmer 505 Van Ness Avenue San Francisco, CA 94102 (415) 703-2056 eau@cpuc.ca.gov

Service by Mail

City of Carmel-by-the-Sea Donald G. Freeman P.O. Box CC Carmel-by-the-Sea, CA 93921 (831) 624-5339 ext. 11