

State Water Resources Control Board

JUN 07 2012

Mr. Jack A. Chandler
P.O. Box 2654
Yountville, CA 94599

In Reply Refer to:
MB:ENF00131

Dear Mr. Chandler:

ENFORCEMENT ACTION ENF00131 - REQUEST FOR HEARING

On March 20, 2012, you received by certified mail a notice of Enforcement Action ENF00131 (Notice), enclosed with an Administrative Civil Liability (ACL) Complaint and draft Cease and Desist Order (CDO). (Certified Mail No. 7001 0320 0001 1831 6177.) The Notice specified that you may request a hearing before the State Water Resources Control Board (State Water Board or board) in accordance with California Water Code sections 1055, subdivision (b), and 1834, subdivision (b). On April 3, 2012, you telephoned staff of the State Water Board's Office of Enforcement to request a hearing. Your verbal request satisfies the ACL requirements set forth in California Water Code section 1055, subdivision (b), and therefore a hearing on the ACL Complaint is accepted.

On May 9, 2012, you contacted me via email seeking additional information on how to request a hearing in writing. I responded by email on May 10, 2012 indicating there was no specific form that needed to be filled out. I further explained that a letter with your signature and your request would be sufficient. California Water Code section 1834, subdivision (b) provides that a written request for a hearing must be delivered to or received by mail by the board within 20 days after receipt of the Notice. To date, no such written request has been received. Therefore, the board may adopt the CDO, based on the statement of facts and information set forth in the Notice, without a hearing. (Wat. Code § 1834, subd. (b).)

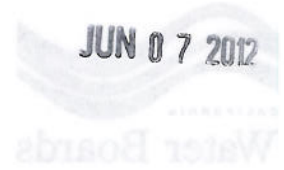
If you have any questions concerning this matter, please contact me at (916) 341.5448 or by email at mbuckman@waterboards.ca.gov. Written correspondence should be addressed as follows:
State Water Resources Control Board, Division of Water Rights, Attn: Michael Buckman,
P.O. Box 2000, Sacramento, CA 95812-2000.

Sincerely,



Michael Buckman, Chief
Hearings Unit
Division of Water Rights

ec: See next page.



ec: State Water Resources Control Board, Division of Water Rights:

James W. Kassel
Assistant Deputy Director
jkassel@waterboards.ca.gov

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Mr. Jack A. Chandler
P.O. Box 2884
Yountville, CA 94586

Dear Mr. Chandler:

On March 20, 2012, you received by certified mail a notice of hearing enclosed with an Administrative Civil Liability (ACL) Complaint and Civil Order (CO). (Certified Mail No. 7001 0320 0001 1831 8177.) The Notice specified that you may request a hearing before the State Water Resources Control Board (State Water Board) or board of directors with California Water Code sections 1882, subdivision (a), and 1884, subdivision (b). On April 3, 2012, you telephoned staff of the State Water Board's Office of Enforcement to request a hearing. Your verbal request satisfies the ACL requirements set forth in California Water Code section 1882, subdivision (b), and therefore a hearing on the ACL Complaint is accepted.

On May 9, 2012, you contacted me via email seeking additional information on how to request a hearing in writing. I responded by email on May 10, 2012 indicating there was no specific form that needed to be filed out. I further explained that a letter with your signature and your request would be sufficient. California Water Code section 1884, subdivision (b) provides that a written request for a hearing must be delivered to or received by mail by the board within 20 days after receipt of the Notice. To date, no such written request has been received. Therefore, the board may adopt the CO, based on the statement of facts and information set forth in the Notice, without a hearing. (Water Code § 1884, subd. (b).)

If you have any questions concerning this matter, please contact me at (916) 341-2448 or by email at michaelbuckman@waterboards.ca.gov. Written correspondence should be addressed as follows: State Water Resources Control Board, Division of Water Rights, Attn: Michael Buckman, P.O. Box 2000, Sacramento, CA 95812-2000.

Sincerely,

Michael Buckman, Chief
Hearings Unit
Division of Water Rights

cc: See next page.

