



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

AUG 28 2015

Michael Buckman,
Chief, Hearing Unit
Division of Water Rights
1001 I Street,
Sacramento, CA 95816

**REQUEST TO CONSOLIDATE HEARINGS FOR CEASE AND DESIST ORDER AND
ADMINISTRATIVE CIVIL LIABILITY COMPLAINTS AGAINST MARK HODGETTS**

The State Water Resources Control Board (State Water Board), Division of Water Rights (Division) enforcement staff issued an Administrative Civil Liability (ACL) complaint to Mark Hodgetts on August 27, 2015. The Prosecution Team hereby requests that any hearing concerning the ACL be consolidated with the hearing on the draft Cease and Desist Order against Mr. Hodgetts currently scheduled to commence on October 5, 2015.

The CDO and the ACL complaint arise out of the same facts and circumstances, although the CDO was issued sooner in an attempt to preserve stream flow in Hayfork Creek. The Prosecution Team suggests that consolidation of the hearings will make the most efficient use of State Board time and resources.

The Prosecution Team also suggests that, given the same facts and circumstances between them, the ACL complaint can be heard alongside the CDO during the currently scheduled October 5 hearing. To that end, and in order to provide Mr. Hodgetts and counsel with the key evidence as soon as possible, the Prosecution Team has prepared a Preliminary Exhibit Identification Index, with exhibits, distributed electronically concurrently herewith. The Prosecution Team will submit a final Exhibit Identification Index and hard copies in accordance with the hearing procedures.

I will be out of the office and unavailable until September 3, 2015. In my absence, please contact Andrew Tauriainen, andrew.tauriainen@waterboards.ca.gov.

Sincerely,

A handwritten signature in cursive script that reads "Andrew Tauriainen for YMW".

Yvonne M. West
Senior Staff Counsel
Office of Enforcement

See next page

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