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J. WILLIAM YEATES

MARY U. AKENS
KEITH G. WAGNER

June 19, 2002

Arthur Baggett, Jr.,
Chairman and Hearing Officer
State Water Resources Control Board
1001 "I" Street, 22nd Floor
Sacramento, CA 95814

Re: IID/SDCWA Water Transfer Hearings: Request for extension of briefing schedule.

Dear Mr. Baggett:

On behalf of our client, National Audubon Society - California, we hereby join in Imperial County's request for an extension of time for the filing of closing arguments / legal briefs in the above reference hearing.

We have received SWRCB's June 14, 2002 notice establishing the briefing schedule in the above referenced hearing, and adding several new legal issues (two questions, with four subparts each) to be briefed by the Parties for the Board's consideration. We have also received and considered Mr. Antonio Rossman's June 19, 2002 letter, on behalf of his client Imperial County, requesting that the briefing schedule be deferred, based on the facts 1) that the Final EIS/EIR for the project is still not available for the Parties' review, and 2) that the Parties' present focus on the Legislature's consideration of Senate Bill 482 – which contains many provisions impacting the legality of the proposed transfer's impacts on wildlife and implementation of certain proposed mitigation measures including fallowing – impose substantial burdens on the Parties in meeting the Board's present July 3, 2002 deadline for filing final briefs.

Based on the substantial, new questions of law raised by the Board in its June 14, 2002 notice, and the substantial practical burdens of attempting to prepare an informed closing brief without the benefit of reasonable access to the final EIR/EIS and the uncertain status of SB 482's final form, we hereby join Imperial County's request that the Board extend its briefing schedule, as outlined in Mr. Rossman's letter.

Sincerely,

Keith G. Wagner
Attorney at Law

cc: per attached Service List

CERTIFICATE OF SERVICE

I am employed in the County of Sacramento, State of California. I am over the age of 18 and not a party to the within action. My business address is 8002 California Avenue, Fair Oaks, CA 95628.

On June 19, 2002, I served the following documents on all parties listed on the attached service list by method indicated.

**JUNE 19, 2002 LETTER FROM THE LAW OFFICE OF J. WILLIAM YEATES
REQUESTING AND EXTENSION OF BRIEFING SCHEDULE.**

Executed on June 19, 2002, at Fair Oaks, California.

Keith G. Wagner

Type or print name

[original signed]

Signature

**LIST OF PARTIES TO EXCHANGE INFORMATION
IMPERIAL IRRIGATION DISTRICT/SAN DIEGO COUNTY WATER AUTHORITY
WATER TRANSFER HEARING**

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