

Buckman, Michael@Waterboards

From: Buckman, Michael@Waterboards
Sent: Thursday, July 10, 2014 1:18 PM
To: 'bob@bftb.net'
Cc: West, Yvonne@Waterboards; O'Hagan, John@Waterboards; Mejia, Carlos@Waterboards; McCue, Jean@Waterboards
Subject: Robert Mann State Water Resources Control Board Hearing
Attachments: mann_service_list_071014.pdf

Dear Mr. Mann,

We recently received your Notice of Intent to Appear and it is substantially incomplete. You indicated that you plan to call witnesses to testify at the hearing but did not indicate the name or subject of the proposed testimony of your witnesses. If you plan to call witnesses to testify, you must provide for each witness his or her: 1) name, 2) subject of proposed testimony, 3) estimated length of direct testimony, and 4) status as an expert witness. Please note that there are spaces on the Notice of Intent to Appear to provide this information.

You must submit an amended Notice of Intent to Appear by 12:00 noon, Thursday, July 17, 2014.

Please note that as indicated in the [June 25, 2014 letter](#) I sent to you, the deadline for the submittal of receipt and service of witnesses' proposed testimony, exhibits, lists of exhibits, qualifications, and statement of service is also 12:00 noon, Thursday, July 17, 2014. Detailed information regarding submission of exhibits is included in the INFORMATION CONCERNING APPEARANCE AT WATER RIGHT HEARINGS enclosure to the [May 22, 2014 Hearing Notice](#).

The hearing notice as well as additional information is available on the hearing project webpage:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/mann/index.shtml

Enclosed is a Service List of Participants who have indicated intent to participate in the hearing by submitting a Notice of Intent to Appear (NOI). Copies of the NOIs are enclosed. For this hearing, all participants have agreed to accept electronic service of hearing-related materials.

PLEASE NOTE

Each participant shall submit to the State Water Board **three (3) paper copies** and **one electronic copy** of each of its exhibits, as instructed in Section 6 of the May 22, 2014 Notice's attachment entitled, "Information Concerning Appearance at Water Right Hearings." Each participant must submit a completed Exhibit Identification Index with its exhibits. Please submit the Exhibit Identification Index to the State Water Board in either Microsoft Word or Excel format. Please see Section 7 of the Notice's attachment for details regarding electronic submissions. Each participant shall also serve a copy of each exhibit and the exhibit index on every participant identified on the service list as a participant to be served. A statement of service with manner of service indicated shall be filed with each participant's exhibits.

All written testimony and other exhibits submitted to the State Water Board should be addressed as follows:

Division of Water Rights

State Water Resources Control Board
Attention: Michael Buckman

By Mail: P.O. Box 2000, Sacramento, CA 95812-2000
By Hand Delivery: Joe Serna, Jr.-Cal/EPA Building
1001 I Street, 2nd Floor, Sacramento, CA 95814
By Fax: (916) 341-5400
By Email: wrhearing@waterboards.ca.gov
With Subject of **“Robert Mann (Individual and Trustee) and Robert C. Mann 1999
Trust Draft CDO and ACL Hearing”**

If you have any noncontroversial procedural questions, you may contact me by telephone at (916) 341-5448 or by email at michael.buckman@waterboards.ca.gov or Carlos Mejia by telephone at (916) 341-5184 or by email at carlos.mejia@waterboards.ca.gov.

Sincerely,

Michael Buckman
Senior Environmental Scientist
Hearings Unit Chief, Division of Water Rights
State Water Resources Control Board
1001 I Street
Sacramento, CA 95814

Phone: 916.341.5448

Fax: 916.341.5400

Michael.Buckman@waterboards.ca.gov

**DRAFT CEASE AND DESIST ORDER AND
AND ADMINISTRATIVE CIVIL LIABILITY HEARING
ROBERT MANN (INDIVIDUAL AND TRUSTEE) AND
ROBERT C. MANN 1999 TRUST**

SCHEDULED TO COMMENCE ON AUGUST 26, 2014

**SERVICE LIST OF PARTICIPANTS TO EXCHANGE INFORMATION:
(JULY 10, 2014)**

**PARTICIPANTS TO BE SERVED WITH WRITTEN TESTIMONY, EXHIBITS, AND
OTHER DOCUMENTS. (Note: The participants listed below agreed to accept
electronic service, pursuant to the rules specified in the hearing notice.)**

Robert C. Mann
29876 King Ridge Road
Cazadero, CA 95421
bob@bftb.net

DIVISION OF WATER RIGHTS PROSECUTION
TEAM
Yvonne West, Senior Staff Counsel
State Water Resources Control Board
Office of Enforcement
1001 I Street, 16th Floor
Sacramento, CA 95814
Yvonne.West@waterboards.ca.gov

MB

Enclosure

STATE WATER RESOURCE CONTROL BOARD

2014 JUL 3 AM 11:34

DIV OF WATER RIGHTS SACRAMENTO

NOTICE OF INTENT TO APPEAR

Robert Mann plans to participate in the water right hearing regarding
(name of party or participant)

Draft Cease and Desist Order
and Administrative Civil Liability
against

Robert Mann (individual and trustee) and Robert C. Mann 1999 Trust

scheduled to commence
**Tuesday, August 26, 2014 and continuing, if necessary,
on Wednesday, August 27, 2014
at 9:00 a.m.**

Check all that apply:

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we decline electronic service of hearing-related materials.
- I/we plan to call the following witnesses to testify at the hearing.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
TO BE DETERMINED		60	YES

(If more space is required, please add additional pages or use reverse side.)

Name, Address, Phone Number and Fax Number of Attorney or Other Representative:

Signature: Robert C Mann Robert Mann Dated: 7/3/14

Name (Print): Robert C Mann

Mailing Address: 29876 King Ridge Rd.
Caradero, CA 95421

Phone Number: (707) 847 3329 Fax Number: ()

E-mail: bob@bftb.net

NOTICE OF INTENT TO APPEAR

Division of Water Rights Prosecution Team plans to participate in the water right hearing regarding:

Draft Cease and Desist Order
and Administrative Civil Liability
against
Robert Mann (Individual and Trustee) and Robert C. Mann 199 Trust

scheduled to commence
**Tuesday, August 26, 2014 and continuing, if necessary,
on Wednesday, August 27, 2014**
at 9:00 a.m.

STATE WATER RESOURCES
CONTROL BOARD
2014 JUN 18 PH 3:32
DIV OF WATER RIGHTS
SACRAMENTO


Check all that apply:

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we decline electronic service of hearing-related materials.
- I/we plan to call the following witnesses to testify at the hearing.

NAME	SUBJECT OF PROPOSED TESTIMONY	ESTIMATED LENGTH OF DIRECT TESTIMONY	EXPERT WITNESS (YES/NO)
Aaron Miller, Senior Water Resource Control Engineer	The Division of Water Rights unauthorized reservoir enforcement efforts, determination of ACL amount, key issues 1, 2, and 3.	30	Yes
Jeff Wetzel, Senior Water Resource Control Engineer	Investigation, site visit, and key issues 1, 2 and 3.	30	Yes

(If more space is required, please add additional pages or use reverse side.)

Name, Address, Phone Number and Fax Number of Attorney or Other Representative:

Signature:  Dated: 6/18/2014

Name (Print): Yvonne M. West, Senior Staff Counsel Office of Enforcement

Mailing Address: State Water Resources Control Board

1001 I street, 16th Floor Sacramento, CA 95814

Phone Number: (916) 322-3626 Fax Number: (916) 341-5896

E-Mail: Yvonne.West@waterboards.ca.gov