

July 27, 2017

**VIA U.S. MAIL & EMAIL**

(wrhearing@waterboards.ca.gov)

Steven Moore  
Vice Chair  
State Water Resources Control Board  
1001 I Street, 2<sup>nd</sup> Floor  
Sacramento, CA 95814

Re: Douglas and Heidi Cole, Marble Mountain Ranch Postponed Public Hearing

Dear Mr. Moore:

Thank you for your consideration and grant of the request for postponement of the public hearing regarding Douglas and Heidi Cole (the “Coles”) and Marble Mountain Ranch (“Ranch”). The email correspondence to all interested parties from Mara Igby on July 19, 2017, communicating that the public hearing was postponed, also indicated that the public hearing “will commence on or after October 9, 2017.” While the Coles appreciate the grant of the request for postponement, it remains impossible for the Coles to attend a hearing if it occurs earlier than late November, after the Thanksgiving holiday of this year.

As discussed in previous letters to you requesting the postponement, the Coles own and operate the Ranch and are responsible for all services provided to guests at the Ranch including tours, activities, and all accommodation services, such as meals and entertainment. The Coles accept reservations at the Ranch in advance, often 9 to 12 months before a guest will visit. They are already booked through to the Thanksgiving holiday for this year. A public hearing on October 9, 2017, or any time before the Thanksgiving holiday, will be in direct conflict with already existing reservations at the Ranch for fly fishing tours and excursions. The Coles must be present at the Ranch to serve these guests and continue to operate their business.

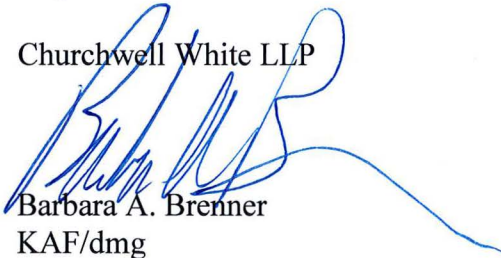
The Coles would be able to make themselves available for hearing dates in the future, including during their busy season of roughly Memorial Day through Thanksgiving of each year, with the appropriate amount of notice. While Draft Order 2017-00XX-DWR (“Order”) indicated that a public hearing may follow the issuance of the Order, there was no indication of when the Coles could expect that hearing to be scheduled. Therefore, they were unable to reserve any dates during the 2017 season to allow for

their attendance at a public hearing in Sacramento, CA. If the Coles are provided with notice at least 9 months before a potential hearing that could occur during the 2018 busy season, they would be able to remove those dates from those available to guests and attend a hearing.

Please contact me with any questions regarding this correspondence at [barbara@churchwellwhite.com](mailto:barbara@churchwellwhite.com) or (916) 468-0625.

Regards,

Churchwell White LLP



Barbara A. Brenner  
KAF/dmg

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