



State Water Resources Control Board

October 18, 2016

[via U.S. Mail and email]

Barbara A. Brenner, Esq.
Churchwell White LLP
1414 K Street, 3rd Floor
Sacramento, CA 95814
barbara@churchwellwhite.com

Dear Ms. Brenner:

PETITION OF DOUGLAS COLE AND HEIDI COLE FOR REVIEW OF CLEANUP AND ABATEMENT ORDER NO. R1-2016-0031, FOR MARBLE MOUNTAIN RANCH, 92520 HIGHWAY 96 IN SISKIYOU COUNTY, ISSUED BY NORTH COAST REGIONAL WATER QUALITY CONTROL BOARD: ACKNOWLEDGMENT OF PETITION RECEIVED AND REQUEST FOR STAY
SWRCB/OCC FILE A-2496

This will acknowledge the State Water Resources Control Board's (State Water Board's) receipt of your petition. It is important that you review the relevant dates below carefully because they identify timelines for State Water Board review of your petition, but also affect your ability to seek judicial review of the regional water quality control board's action or inaction.

Please note that, unless one of the following events occurs, this petition will be dismissed pursuant to State Water Board regulations on the 91st day following receipt of the petition. This petition will be deemed dismissed on the 91st day **unless**:

- (1) the State Water Board has notified the petitioner, the regional water quality control board, and interested persons that they have 30 days to respond to the petition;
- (2) the State Water Board has received a written request from the petitioner to hold this petition in abeyance; or
- (3) the State Water Board has notified the petitioner prior to the 91st day that the petition is dismissed.

If none of these events occurs prior to 5:00 p.m. on the last business day before the 91st day, this petition will be automatically dismissed without further action by the State Water Board. Dismissal of a petition, whether by operation of law or by a letter issued by the State Water Board, is a final agency action for purposes of seeking judicial review of the regional water quality control board's action or inaction. (Cal. Code Regs., tit. 23, § 2050.5, subd. (e).)

If this petition challenges the assessment of administrative civil liability or penalties and you submit a written request to hold this petition in abeyance, the State Water Board must also receive written agreement from the regional water quality control board that this petition be held in abeyance prior to 5:00 p.m. on the last business day before the 91st day, or this petition will be automatically dismissed without further action by the State Water Board. (Cal. Code Regs., tit. 23, § 2050.5, subd. (d)(2).) Requests that petitions be held in abeyance must be sent to waterqualitypetitions@waterboards.ca.gov or to the mailing address below.

For a summary of information related to your petition, please see table below:

SWRCB/OCC FILE NO. <i>(please use on all future correspondence)</i>	A-2496
PETITION RECEIVED BY SWRCB	September 6, 2016
91st DAY AFTER RECEIPT OF PETITION	December 5, 2016
PETITIONER(S)	Douglas Cole and Heidi Cole
DISCHARGER(S) <i>(if not the petitioner)</i>	Same
RWQCB	North Coast Regional Water Board
RWQCB ACTION/INACTION BEING PETITIONED	Review of Cleanup and Abatement Order No. R1-2016-0031, For Marble Mountain Ranch, 92520 Highway 96 in Siskiyou County
STAY REQUESTED	Yes
NPDES NO. <i>(if applicable)</i>	N/A
DATE OF ACTION OR INACTION	August 4, 2016

If you did not receive an electronic copy of this correspondence and you would like to receive future correspondence from the State Water Board regarding this petition electronically, please send your email address to waterqualitypetitions@waterboards.ca.gov and include our **SWRCB/OCC File A-2496** in the subject line. Correspondence will also be sent in hard copy to those persons whose addresses appear on this letter. You will be notified of any further action on this petition by the State Water Board.

**IN ALL FUTURE CORRESPONDENCE, PLEASE REFER TO
SWRCB/OCC FILE A-2496**

Sincerely,

Philip G. Wyels
Assistant Chief Counsel

cc: See next page

cc: **[via U.S. Mail & email]**
Douglas Cole and Heidi Cole
92520 Highway 96
Somes Bar, CA 95568
questranch@marblemountainranch.com

Mattias St. John [via email only]
Executive Officer
North Coast Regional Water
Quality Control Board
5550 Skylane Boulevard, Suite A
Santa Rosa, CA 95403
matt.st.john@waterboards.ca.gov

Shin-Roei Lee [via email only]
Assistant Executive Officer
North Coast Regional Water
Quality Control Board
5550 Skylane Boulevard, Suite A
Santa Rosa, CA 95403
Shin-Roei.Lee@waterboards.ca.gov

Lori T. Okun, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
lori.okun@waterboards.ca.gov

Elizabeth Beryt, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
elizabeth.beryt@waterboards.ca.gov

Nathan J. Jacobsen, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
nathan.jacobsen@waterboards.ca.gov

Marianna Aue, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Marianna.Aue@waterboards.ca.gov

Philip Wyels, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Philip.Wyels@waterboards.ca.gov

Kenneth Petruzzelli, Esq. [via email only]
Senior Staff Counsel
Office of Enforcement
SWRCB - Renaissance Tower
801 K Street, 23rd Floor
Sacramento, CA 95814
Kenneth.Petruzzelli@Waterboards.ca.gov