

Farwell Jensen, Jane

From: Farwell Jensen, Jane
Sent: Wednesday, January 13, 2016 12:52 PM
To: 'Dan Kelly'
Cc: Jennifer L. Spaletta; Tauriainen, Andrew@Waterboards; Jeanne Zolezzi; Jonathan Knapp; Rob Donlan; ngmplcs@pacbell.net; Dante Nomellini Jr.; McGinnis, Robin C. @DWR; rjmorat@gmail.com; Valerie Kincaid; lwood@olaughlinparis.com; Herrick, John @aol.com; dean@hprlaw.net; Stefanie Morris; Tim O'Laughlin; kharrigfeld@herumcrabtree.com; jkrattiger@herumcrabtree.com; dohanlon@kmtg.com; Akroyd, Rebecca@KMTG; Philip Williams; Riddle, Diane@Waterboards; Kuenzi, Nicole@Waterboards; Buckman, Michael@Waterboards; McCue, Jean@Waterboards; Mona, Ernie@Waterboards; Michael Vergara; Yolanda De la Cruz; Uoxina Santos-Aguirre
Subject: RE: Byron-Bethany Irrigation District and The West Side Irrigation District Hearing - January 19, 2016 submittals - follow up

Mr. Kelly:

In response to your follow up question regarding exhibits, please submit the entire publication electronically and only include relevant pages in the exhibit binders as long as the amount of pages is not voluminous.

Please note, regarding the various document submittal deadlines and substance of the submittals, the Hearing Team will be sending a letter shortly to the Hearing Participants that clarifies the issues raised by the Prosecution Team and others.

Sincerely,

Jane Farwell-Jensen

From: Dan Kelly [mailto:dkelly@somachlaw.com]
Sent: Tuesday, January 12, 2016 9:09 PM
To: Farwell Jensen, Jane
Cc: Jennifer L. Spaletta; Tauriainen, Andrew@Waterboards; Jeanne Zolezzi; Jonathan Knapp; Rob Donlan; ngmplcs@pacbell.net; Dante Nomellini Jr.; McGinnis, Robin C.@DWR; rjmorat@gmail.com; Valerie Kincaid; lwood@olaughlinparis.com; Herrick, John @aol.com; dean@hprlaw.net; Stefanie Morris; Tim O'Laughlin; kharrigfeld@herumcrabtree.com; jkrattiger@herumcrabtree.com; dohanlon@kmtg.com; Akroyd, Rebecca@KMTG; Philip Williams; Riddle, Diane@Waterboards; Kuenzi, Nicole@Waterboards; Buckman, Michael@Waterboards; McCue, Jean@Waterboards; Mona, Ernie@Waterboards; Michael Vergara; Yolanda De la Cruz; Uoxina Santos-Aguirre
Subject: Re: Byron-Bethany Irrigation District and The West Side Irrigation District Hearing - January 19, 2016 submittals - follow up

Ms. Farwell-Jensen:

Following up on Ms. Spaletta's question regarding voluminous exhibits: BBID expects to submit several large exhibits, including certain DWR publications (DWR Bulletins, etc.). Does the Hearing Team want the entire DWR publication submitted, or will it be appropriate to request the SWRCB take Official Notice of that publication and only provide the relevant pages? If the Hearing Team wants the entire publication, would it be sufficient to submit the entire publication electronically and only include relevant pages in the exhibit binders?

Regards,

Dan Kelly



Daniel Kelly | *Attorney*

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On Jan 12, 2016, at 3:15 PM, Farwell Jensen, Jane <Jane.Farwell-Jensen@waterboards.ca.gov> wrote:

Ms. Spaletta,

1. Yes, you may cite to previously submitted testimony and exhibits for the evidentiary support in the motions to avoid duplicative submittals.
2. Yes, you may submit voluminous excel database files electronically and then include a place holder reference page in the exhibit binders in lieu of trying to print out the entire excel workbooks.

Jane

From: Jennifer Spaletta [<mailto:jennifer@spalettalaw.com>]

Sent: Tuesday, January 12, 2016 2:19 PM

To: Farwell Jensen, Jane

Subject: RE: Byron-Bethany Irrigation District and The West Side Irrigation District Hearing - January 19, 2016 submittals

Thank you. I have two follow-up questions regarding logistics:

1. For motions for summary judgment, the normal course would require submittal of declarations from witnesses and documents to support facts cited in the motion. However, here, we are submitting written testimony and exhibits a week prior to the motions. May we simply cite to previously submitted testimony and exhibits for the evidentiary support in the motions to avoid duplicative submittals?
2. The SWRCB excel database files are so voluminous that it is not practical to print them out and create paper exhibits. May we simply submit these excel database files electronically and then include a place holder reference page in the exhibit binders in lieu of trying to print out the entire excel workbooks?

Thank you,

JENNIFER L. SPALETTA

Attorney-at-Law

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SPALETTA LAW PC

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From: Farwell Jensen, Jane [<mailto:Jane.Farwell-Jensen@waterboards.ca.gov>]

Sent: Monday, January 11, 2016 3:21 PM

To: Tauriainen,

Andrew@Waterboards; dkelly@somachlaw.com; jzolezzi@herumcrabtree.com; jonathan.knapp@sfgov.org; red@eslawfirm.com; Jennifer Spaletta; ngmplcs@pacbell.net; dantejr@pacbell.net; McGinnis, Robin C.@DWR; rjmorat@gmail.com; vkincaid@olaughlinparis.com; lwood@olaughlinparis.com; Herrick, John

@aol.com; dean@hprlaw.net; smorris@swc.org; towater@olaughlinparis.com; kharrigfeld@herumcrabtree.com; jkrattiger@herumcrabtree.com; dohanlon@kmtg.com; Akroyd,

Rebecca@KMTG; pwilliams@westlandswater.org

Cc: Riddle, Diane@Waterboards; Kuenzi, Nicole@Waterboards; Buckman, Michael@Waterboards; Mona, Ernie@Waterboards

Subject: Byron-Bethany Irrigation District and The West Side Irrigation District Hearing - January 19, 2016 submittals

Dear Byron-Bethany Irrigation District (BBID) and The West Side Irrigation District (WSID) Hearing Participants:

As a reminder regarding the noon, Tuesday, January 19, 2016 deadline for receipt and service of witnesses' proposed testimony, exhibits, lists of exhibits, qualification and statement of service, each party shall submit to the State Water Board three (3) paper copies and one electronic copy of each of its exhibits. Binders for the paper copies would be appreciated, but no particular format is necessary. In terms of indexing we asked for exhibits for both proceedings to be indexed consecutively with identification of the proceeding and phase for which it is intended. (See page 3 of [December 16 Ruling](#).)

Any documents submitted or served electronically must be in Adobe Portable Document Format (PDF), except for Exhibit Identification Indexes, which may be in a format supported by Microsoft Excel or Word. Electronic submittals to the State Water Board of documents less than 11 megabytes in total size (incoming mail server attachment limitation) may be sent via electronic mail to: wrhearing@waterboards.ca.gov with a subject of "BBID_WSID Hearings". Electronic submittals to the State Water Board of documents greater than 11 megabytes in total size should be submitted on a compact disc (CD or DVD) or thumb drive. Each electronically submitted exhibit must be saved as a separate PDF file, with the name in lower case lettering.

For more information regarding written testimony and other exhibits, please see pages 3 – 4 of the attachment to the BBID and WSID Hearing Notices, “Information Concerning Appearance at Water Right Hearings”.

Sincerely,

Jane

Jane Farwell Jensen
Ph: (916) 341-5349
Fax: (916) 341-5400

[State Water Resources Control Board](#)
[Division of Water Rights](#)
[Hearings and Special Programs Section](#)

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