

BARTKIEWICZ, KRONICK & SHANAHAN

RICHARD P. SHANAHAN
ALAN B. LILLY
RYAN S. BEZERRA
JOSHUA M. HOROWITZ
ANDREW J. RAMOS
PATRICK K. FITZGERALD

A PROFESSIONAL CORPORATION
1011 TWENTY-SECOND STREET
SACRAMENTO, CALIFORNIA 95816-4907
TEL. (916) 446-4254
FAX (916) 446-4018
EMAIL bks@bkslawfirm.com

Retired
PAUL M. BARTKIEWICZ
STEPHEN A. KRONICK

Of Counsel
JENNIFER T. BUCKMAN

April 16, 2018

Hearing Chair Tam Doduc
Hearing Co-Chair Felicia Marcus
State Water Resources Control Board
1001 I Street
Sacramento, California 95814

VIA ELECTRONIC MAIL
CWFhearing@waterboards.ca.gov

Re: California WaterFix Hearing – DWR Objection to Sacramento Valley
Water Users Subpoena Duces Tecum

Dear Hearing Chair Doduc and Hearing Co-Chair Marcus:

On April 6, 2018, our office, for the Sacramento Valley Water Users group (“SVWU”), served a subpoena duces tecum on petitioner Department of Water Resources (“DWR”). The subpoena demanded production of certain numerical results from DWR’s CalSim modeling by noon on April 16, 2018. The demanded results are, for a number of key hydrologic parameters, the results from the base and with-action scenarios for DWR’s CWF H3+, which DWR’s witnesses have testified is now the "adopted project" in this hearing, as well as comparisons of those base and with-action scenarios. Today, two hours after the deadline for production, DWR filed a response to the subpoena that is styled as an objection, motion for protective order and motion to quash the subpoena. DWR did not produce any of the CWF H3+ modeling results that are subject to the subpoena.

To address the issues raised by DWR’s response and to aid the Hearing Officers in ruling on DWR’s objection/motion, SVWU respectfully requests leave to file a response to DWR no later than 5 p.m. on Wednesday, April 18, 2018.

Kind regards,

BARTKIEWICZ, KRONICK & SHANAHAN



By:
Ryan Bezerra

Attorneys for the Cities of Folsom and Roseville,
Sacramento Suburban Water District, and San
Juan Water District

cc: CWF service list

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