

## Farwell Jensen, Jane@Waterboards

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**From:** Farwell Jensen, Jane@Waterboards  
**Sent:** Wednesday, February 24, 2016 4:06 PM  
**To:** Tauriainen, Andrew@Waterboards; Unit, Wr\_Hearing@Waterboards; Dan Kelly (dkelly@somachlaw.com); Jeanne Zolezzi; Jonathan Knapp (jonathan.knapp@sfgov.org); Rob Donlan; 'Jennifer Spaletta' (jennifer@spalettalaw.com); ngmplcs@pacbell.net; "Dante Nomellini, Jr." (dantejr@pacbell.net); McGinnis, Robin C.@DWR; rjmorat@gmail.com; Valerie Kincaid; 'Tim O'Laughlin'; Linda Wood (lwood@olaughlinparis.com); Herrick, John @aol.com; Dean Ruiz (dean@hprlaw.net); Stefanie Morris (smorris@swc.org); kharrigfeld@herumcrabtree.com; Janelle Krattiger; O'Hanlon, Daniel; Akroyd, Rebecca@KMTG; Philip Williams (pwilliams@westlandswater.org); Unit, Wr\_Hearing@Waterboards  
**Cc:** Kuenzi, Nicole@Waterboards; Mona, Ernie@Waterboards; Buckman, Michael@Waterboards  
**Subject:** RE: BBID WSID Hearings - Request for Clarification re: Opening Statements

To the BBID and WSID Hearing Parties:

Yes, the Prosecution Team's understanding of the February 18, 2016 letter is correct, the parties may submit one opening statement for the WSID CDO, and one for the BBID ACLC (i.e., two statements).

Parties to both proceedings have the option of submitting a single 20-page opening statement for both proceedings, in lieu of separate 10-page statements.

Jane Farwell-Jensen

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**From:** Tauriainen, Andrew@Waterboards  
**Sent:** Wednesday, February 24, 2016 12:41 PM  
**To:** Unit, Wr\_Hearing@Waterboards; Dan Kelly ([dkelly@somachlaw.com](mailto:dkelly@somachlaw.com)); Jeanne Zolezzi; Jonathan Knapp ([jonathan.knapp@sfgov.org](mailto:jonathan.knapp@sfgov.org)); Rob Donlan; 'Jennifer Spaletta' ([jennifer@spalettalaw.com](mailto:jennifer@spalettalaw.com)); [ngmplcs@pacbell.net](mailto:ngmplcs@pacbell.net); "Dante Nomellini, Jr." ([dantejr@pacbell.net](mailto:dantejr@pacbell.net)); McGinnis, Robin C.@DWR; [rjmorat@gmail.com](mailto:rjmorat@gmail.com); Valerie Kincaid; 'Tim O'Laughlin'; Linda Wood ([lwood@olaughlinparis.com](mailto:lwood@olaughlinparis.com)); Herrick, John @aol.com; Dean Ruiz ([dean@hprlaw.net](mailto:dean@hprlaw.net)); Stefanie Morris ([smorris@swc.org](mailto:smorris@swc.org)); [kharrigfeld@herumcrabtree.com](mailto:kharrigfeld@herumcrabtree.com); Janelle Krattiger; O'Hanlon, Daniel; Akroyd, Rebecca@KMTG; Philip Williams ([pwilliams@westlandswater.org](mailto:pwilliams@westlandswater.org)); Unit, Wr\_Hearing@Waterboards  
**Subject:** BBID WSID Hearings - Request for Clarification re: Opening Statements

To the BBID and WSID Hearing Teams:

The Prosecution Team requests clarification regarding the number of briefs and page limits for written opening statements. The January 14, 2016, email from the Hearing Team indicates that each party may submit a written opening statement in each phase (i.e., three statements). The February 18, 2016, ruling letter indicates that the parties may submit "one written opening statement ... in each proceeding." The Prosecution Team reads the February 18 letter as a change from the January 14 email, and that the parties may submit one opening statement for the WSID CDO, and one for the BBID ACLC (i.e., two statements). Please confirm whether this understanding is correct.

Assuming this understanding is correct, the Prosecution Team requests leave to submit one 20-page opening statement for both proceedings, in lieu of separate 10-page statements, as that would allow efficient briefing of overlapping issues and be consistent with a single opening statement presentation at hearing.

This message is copied to all parties on the Service Lists in both matters.

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