

## **Mona, Ernie@Waterboards**

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**From:** Buckman, Michael@Waterboards

**Sent:** Friday, December 11, 2015 4:57 PM

**To:** Mona, Ernie@Waterboards; Lisa Haddix; Petruzzelli, Kenneth@Waterboards; Tauriainen, Andrew@Waterboards; Prager, John@Waterboards; Diane Kindermann Henderson; [bbarringer@mblaw.com](mailto:bbarringer@mblaw.com); [agodwin@MRGB.ORG](mailto:agodwin@MRGB.ORG); [anna.brathwaite@mid.org](mailto:anna.brathwaite@mid.org); [bparis@olaughlinparis.com](mailto:bparis@olaughlinparis.com); [lwood@olaughlinparis.com](mailto:lwood@olaughlinparis.com); [jonathan.knapp@sfgov.org](mailto:jonathan.knapp@sfgov.org); Sharon Buckenmeyer; Glen Hansen; Dan Cucchi

**Cc:** Weaver, Nathan@Waterboards

**Subject:** RE: Fahey ACL/CDO Hearing - Request for Response Deadline re- Motion for Protective Order

Ladies and Gentlemen:

On December 7, 2015, Fahey requested acceptance of a Revised NOI (revised NOI) listing six witnesses (request): G. Scott Fahey, Kathy Mrowka, David LaBrie, Samuel Cole, Ross Grunwald and Gary Player. The Revised NOI described newly identified witnesses Ross Grunwald and Gary Player as expert witnesses to provide testimony on Hydrology. On December 8, 2015, the Prosecution Team submitted its Opposition to Revised NOI. A ruling from the hearing officers is expected early next week. In light of the proximity of the request to the 12 noon, December 16, 2015 deadline for receipt and service of witnesses' proposed testimony, exhibits, lists of exhibits, qualifications, and statement of service, the parties should take any steps necessary or prudent to prevent injury to themselves, on the assumption that the request will be granted, pending the hearing officer's ruling.

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