

1 STATE OF CALIFORNIA  
2 STATE WATER RESOURCES CONTROL BOARD

3  
4 IN THE MATTER OF: )

5 PERCHLORATE CONTAMINATION )  
6 AT A 160-ACRE SITE IN THE RIALTO )  
7 AREA )

SWRCB/OCC File A-1824

[PROPOSED]  
PROTECTIVE ORDER  
AND ORDER CONTINUING  
HEARING

(Gov. Code § 11450.30;  
Wat. Code § 1100; Code  
Civ. Proc. § 2025.420)

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11 Good cause appearing to allow reasonable discovery in this matter, the Hearing  
12 Officer finds that such discovery would be unreasonable and oppressive to  
13 responding parties in light of the deadlines for briefing and hearing specified in the  
14 February 23, 2007 Notice of Public Hearing. The Hearing Officer accordingly  
15 Orders and Directs that deadlines for briefing and hearing specified in the February  
16 23, 2007 Notice of Public Hearing are hereby continued to permit discovery to  
17 proceed in an organized fashion without undue burden to the parties. Revised  
18 deadlines and hearing dates will be set in a forthcoming revised Notice of Public  
19 Hearing.

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21 The Hearing Officer Further Orders and Directs that (1) all discovery in this  
22 proceeding, including that previously propounded, is hereby stayed until further  
23 notice (2) the designated parties file within one week of this date a joint discovery  
24 plan describing all discovery to be propounded and a schedule to allow the  
25 discovery to proceed without undue burden to the responding parties<sup>1</sup> and that (3)

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27 <sup>1</sup> Should the parties be unable to reach agreement on certain aspects of the joint  
28 plan, the parties shall set forth any areas of disagreement and shall propose

(continued...)

1 the discovery in this proceeding, both already propounded and that to be  
2 propounded in the future, is restricted to only those matters directly relevant to the  
3 perchlorate contamination of the 160-acre parcel and shall not exceed that scope  
4 to encompass other matters, particularly those at issue in the federal perchlorate  
5 litigation now pending in the U.S. District Court for the Central District of California  
6 (Case No. ED CV 04-00079 PSG (SSx)).

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8 IT IS SO ORDERED.

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10 Dated: \_\_\_\_\_

11 Tam Doduc  
12 Board Chair  
13 Hearing Officer

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(...continued)  
separate alternative plans on those subjects, including a schedule and limitations,  
for the Hearing Officer's consideration.

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