



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

APR 21 2016

Via Email and U.S. Postal Service

California American Water Company
Attn: Robert MacLean, President
1033 B Avenue, Suite 200
Coronado, CA 92118
Robert.MacLean@amwater.com

Dear Mr. MacLean:

REQUEST OR APPLICATION FOR ORDER MODIFYING STATE WATER BOARD ORDER WR 2009-0060 (CEASE AND DESIST ORDER)

By letter dated November 20, 2015, California-American Water Company (Cal-Am) submitted a request under Water Code section 1846 to modify Order WR 2009-0060-DWR. Cal-Am submitted this request/application jointly with the Monterey Peninsula Water Management District, Monterey Peninsula Regional Water Authority, Pebble Beach Company and City of Pacific. The State Water Resources Control Board (State Water Board) posted this request, and all related correspondence on its website at:

http://www.waterboards.ca.gov/waterrights/water_issues/projects/california_american_water_company/index.shtml.

Because this request would necessarily be before the full State Water Board, in an abundance of caution, the State Water Board implemented an ex parte communications bar for consideration of the request.

The State Water Board is prepared to formally notice receipt of the November request and to announce an anticipated schedule that results in consideration of the request at a State Water Board public meeting on or around June 21, 2016.

However, the State Water Board has recently become aware of

- 1) an amended petition, with a revised project description, submitted by Cal-Am on March 14, 2016 to the California Public Utility Commission (CPUC) and
- 2) a decision by the CPUC to revise its schedule for a decision on the Monterey Peninsula Water Supply Project.

Additionally, State Water Board staff notes that an April 11, 2016 Monterey Herald article reports that Cal Am and Peninsula representatives intend to submit a revised application to the State Water Board.

Before formally noticing the November application to modify the Cease and Desist Order, staff of the State Water Board asks that Cal-Am clarify in writing if it will be filing a revised application to modify the Cease and Desist Order, and the anticipated timeline for any such request. If Cal-Am anticipates filing such a request, but the timeline extends beyond May 1, 2016, the State

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

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Water Board asks that Cal-Am withdraw the pending application to avoid confusion and use State Water Board review time efficiently.

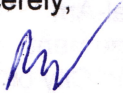
Please note that a request to amend the November petition is likely to extend the anticipated timeline to allow for consideration of the new information.

If Cal-Am does not provide a prompt response, the State Water Board will proceed with its plan to publically notice the existing application and schedule the matter for Board consideration in June. Cal-Am can immediately request a withdrawal of the existing application via email to Mr. John O'Hagan at: john.o'hagan@waterboards.ca.gov.

If you have any non-controversial procedural questions, you may contact John O'Hagan at (916) 341-5368, john.ohagan@waterboards.ca.gov or Marianna Aue at (916) 327-4440, marianna.aue@waterboards.ca.gov.

State Water Resources Control Board
Division of Water Rights
Attn: John O'Hagan
P.O. Box 2000
Sacramento, CA 95812-2000

Sincerely,



Barbara Evoy, Deputy Director
Division of Water Rights

cc: Robert Donlan
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Via Email and U.S. Postal Service

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Monterey Peninsula Regional Water Authority
City of Monterey
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See Next Page

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