
State Water Resources Control Board

NOTICE OF PRE-HEARING AND HEARING SCHEDULE

The State Water Resources Control Board has assigned the court's reference to the Board pursuant to Water Code section 2000 in

City of Marina v. RMC Lonestar,
Monterey County Superior Court No. 20CV001387

to the Board's Administrative Hearings Office to conduct an adjudicative hearing and any necessary related proceedings, and to prepare a proposed report of referee.

The court's reference to the State Water Resources Control Board ("State Water Board" or "Board"), the assignment to the Board's Administrative Hearings Office ("AHO"), the hearing issues specified in the court's October 7, 2021 order, and related information are discussed in the AHO's December 13, 2021 Notice of Assignment and Status Conference.

The AHO held a status conference on January 18, 2022, during which the AHO hearing officer and the parties' attorneys discussed the status conference issues listed on page 5 of the AHO's December 13, 2021 notice. The AHO held a second status conference on February 7, 2022. This notice follows the second status conference.

The AHO advises all parties that the AHO will be issuing a notice of hearing for this proceeding with the following schedule:

1. Deadline for parties to file with the AHO their Notices of Intent to Appear ("NOIs"). Each party's NOI shall list the witnesses the party intends to call to testify during the AHO hearing, and to designate which of these witnesses will be expert witnesses (any witnesses who have any of the qualifications specified in Evidence Code section 720, subdivision (a)): **May 16, 2022.**
2. Pre-Hearing Conference (to be conducted by Zoom teleconference): **May 25, 2022, 9:00 am.**

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

3. Target date for the parties to file with the AHO any stipulations regarding any procedural or substantive issues associated with any of the hearing issues. Such stipulations may include stipulations on factual or legal issues or stipulations on use during the AHO hearing of transcripts of prior depositions or testimony: **June 1, 2022.**
4. Deadline for the parties to file with the AHO their exhibits and written proposed direct testimony for the AHO hearing: **July 1, 2022.**
5. Deadline for the parties to file with the AHO their exhibits and written proposed rebuttal testimony for the AHO hearing: **August 10, 2022.**
6. Dates when parties may take depositions of other parties' designated witnesses: **August 17 through September 23, 2022.**
7. AHO hearing dates (for direct testimony and then rebuttal testimony): **October 19-21, 24-28 and 31 and November 1-4.**
8. Deadline for filing written closing briefs: **December 19, 2022.**

The AHO has posted a Word file of the current service list for this matter in a folder titled "Service List" within the AHO-FTP folder for this matter. The AHO will update this service list whenever the AHO receives information requiring updates. Parties shall include the current version of this service list in all documents they file with the AHO.

Date: March 2, 2022

/s/ Alan B. Lilly
Alan B. Lilly, Presiding Hearing Officer

Attachment:

-Service List (copies of this notice are being sent by e-mail to everyone on this list)

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