
State Water Resources Control Board

October 31, 2025

Ann Carroll
General Counsel
Department of Water Resources
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Re: Procedural Ruling on Request for Additional Information to Supplement the Administrative Record in the Hearing on the Proposed Delta Conveyance Project

Dear Ms. Carroll,

By this letter, the Administrative Hearings Office (AHO) of the State Water Resources Control Board (State Water Board or Board) clarifies the AHO's October 10, 2025 letter to the Department of Water Resources (DWR) directing DWR to submit additional information to clarify and supplement the administrative record for the hearing on the proceeding on the pending petitions to change water right Permits 18478, 16479, 16481, and 16482, for the proposed Delta Conveyance Project (DCP).

The AHO's October 10, 2025 letter directed DWR to submit CalSim 3 and DSM2 model runs and summaries of model results, with and without DCP, including technical model files, for three specified scenarios (referred to as Requests 1, 2, and 3, respectively), by the deadline for submission of rebuttal exhibits (hereinafter, the "supplemental information directive," or "directive").

DWR objected to elements of the directive by letter dated October 17, 2025, and sought clarification of certain aspects of the request. State Water Contractors (SWC) and several groups of protestants also objected to the directive, submitting letters as follows: South Delta Water Agency, Central Delta Water Agency, City of Stockton, County of Sacramento, Sacramento County Water Agency, Sacramento Area Sewer District, Byron-Bethany Irrigation District, County of San Joaquin, County of Contra Costa and Contra Costa County Water Agency, County of Solano, and Local Agencies of the North Delta jointly on October 20, 2025; the State Water Contractors on October 21, 2025; and San Francisco Baykeeper, California Sportfishing Protection Alliance, Friends of the River, Shingle Springs Band of Miwok Indians, Winnemem Wintu Tribe, Little Manila Rising, and Restore the Delta jointly on October 24, 2025.

This letter addresses the AHO's Requests 2 and 3 in the October 10 directive, and DWR's comments and objections to those requests. The AHO will issue a subsequent ruling that responds to the remaining elements of the letters and objections.

Request 2 (climate adjusted model runs centered around the year 2040, or similar condition):

The Hearing Team has reviewed the 50 percentile (%) level of concern (LOC) and 95% LOC modeling runs for 2043 submitted by DWR to the AHO on October 9, 2025, and described in the October 17, 2025 letter from DWR. The AHO accepts these model runs as adequate to meet the intent of its request while avoiding the need for DWR to conduct model runs in addition to those already completed. DWR shall submit to the AHO a supporting technical memorandum, detailing any changes to model inputs (for example, sea level rise and temperature change assumptions) relative to the DCP-ITP model runs.

The AHO also directs DWR to submit the document titled "Risk Informed Future Climate Scenario Development for SWP DCR" (December 2023), referenced in footnote 2 of DWR's October 17, 2025 letter.

Request 3 (climate adjusted model runs centered around the year 2070, 2085, or similar period):

The Hearing Team has reviewed, and the AHO accepts, DWR's proposal to submit the 50% LOC model runs for 2085 with updated climate change inputs for CalSim 3, without DSM2 results, to satisfy Request 3 of the AHO's directive. DWR shall submit a supporting technical memorandum to accompany the summary of modeling results. The technical memorandum shall include detailed information on model inputs such as sea level rise and temperature change assumptions, modifications to demand or land use relative to existing conditions, and "water management actions ... to address the projected imbalance between water supply availability and water demands." (2025-10-17 Response to 10.10.25 Request, p. 4.)

Sincerely,



Nicole Kuenzi
Presiding Hearing Officer
Administrative Hearings Office
State Water Resources Control Board

Attachments:

- Attachment 1 – Service List

**ATTACHMENT 1
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