



## State Water Resources Control Board

### **NOTICE OF STATUS CONFERENCE**

The State Water Resources Control Board  
Administrative Hearings Office  
will hold a Status Conference on  
Pending Petitions for Change for Licenses

6943 (A005653), 11791 (A005654), 2205 (A007141), 2206 (A007142), 2207  
(A007143), 2208 (A008098), 2209 (A008099), 6944 (A008387), 2837 (A009455), and  
5729 (A0011751) of

#### **Santa Clara Valley Water District**

**The status conference will be held  
on February 11, 2026, starting at 1:00 p.m.,**  
by Zoom Webinar. Representatives of parties will receive an individual  
invitation to join the hearing by e-mail from Zoom.

**Interested members of the public who would like to watch this status conference  
without participating may do so through the Administrative Hearings Office  
YouTube channel at: [bit.ly/aho-youtube](https://bit.ly/aho-youtube)**

## **BACKGROUND**

On May 12, 2015, Santa Clara Valley Water District (Valley Water) filed with the State Water Resources Control Board (State Water Board) 15 petitions for change for its water rights licenses on Coyote Creek, Stevens Creek, and Guadalupe River (Three Creeks). On May 9, 2024, Valley Water submitted revised petitions pursuant to Water Code sections 1701 and 1707 for Licenses 5729, 6944, 2205, 2206, 2207, and 2208, and Water Code section 1701 for Licenses 11791, 2209, 2837, and 6943 (Petitions). Valley Water filed the Petitions to update the water right licenses to account for its existing water supply operations and assist with the resolution of a water right complaint against Valley Water.

The Petitions were publicly noticed on May 23, 2024, and were protested by San Francisco BayKeeper, California Trout and Northern California Council, Fly Fishers International (collectively, Conservation Groups), and CDFW. The protests primarily raise issues under the Public Trust Doctrine and Fish and Game Code section 5937. All three protests question whether the proposed flow regime in the change petitions is sufficient to maintain fish in good condition below Valley Water's dams under Fish and Game Code section 5937.

On September 27, 2024, the Board's Executive Director, Eric Oppenheimer, assigned the Petitions to the AHO for further proceedings.

The parties retained a mediator to assist in the protest resolution process. On January 16, 2025, the parties submitted to the Administrative Hearings Office (AHO) a Written Agreement to Resolve Protests of the Petitions. The parties also submitted: 1) proposed water right conditions, 2) a revised Fish Habitat Restoration Plan, and 3) the Parties' proposed procedure by which the State Water Resources Control Board may act on the pending petitions for change in accordance with their comprehensive written agreement. The parties request that the AHO conduct an informal hearing in accordance with Article 10, commencing with section 11445.20, of Chapter 4.5 of the Administrative Procedure Act, to develop a record of the proceeding. (See Wat. Code, § 183; Cal. Code Regs., tit. 23, § 648.7.)

## **STATUS CONFERENCE**

The AHO hearing officer will hold a status conference on the date and at the time specified on the first page of this notice by Zoom Webinar. AHO Hearing Officer Nicole Kuenzi will preside over the status conference. No in-person appearances will be allowed. The status conference will be electronically recorded. The AHO will not retain a court reporter for the status conference. Any party may arrange for a court reporter at the party's own expense.

During the status conference, the AHO hearing officer will discuss with the parties' representatives the nature of the requested informal hearing including the purpose of the hearing, the procedures to be followed, and possible dates for the hearing.

## **STATUS CONFERENCE LIVE-STREAM AND RECORDING**

The status conference will be live streamed through the Administrative Hearings Office YouTube channel, accessible by clicking on the link provided below. After the conclusion of the conference, a recording of the YouTube live-stream of the conference will be available on the Administrative Hearings Office YouTube channel. These recordings will include automatic captions for accessibility.

The live stream and recordings may be accessed at the following link:

<https://www.youtube.com/channel/UCM-gmipRyd7Nw-g8I-C7Nig/videos?view=57m>

Date: February 4, 2026



Nicole L. Kuenzi  
Nicole L. Kuenzi  
Presiding Hearing Officer  
Administrative Hearings Office

Attachments:

- Attachment 1 – Service List

## ATTACHMENT 1 SERVICE LIST

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