
State Water Resources Control Board

NOTICE OF RESCHEDULED PUBLIC HEARING

The State Water Resources Control Board will hold a Public Hearing to determine whether to issue a Cease and Desist Order against

The West Side Irrigation District

Old River tributary to San Joaquin River San Joaquin County

The Public Hearing listed above, originally scheduled to commence on Thursday, November 12, 2015, to be continued, if necessary, on November 13 and 16, 2015, has been rescheduled to commence on

**Monday, January 11, 2016, to be continued, if necessary,
through Friday, January 15, 2016 at 9:00 a.m.**

and will reconvene on

**Thursday, February 4, 2016, to be continued, if necessary,
on February 5, 2016 at 9:00 a.m.**

in the
Sierra Hearing Room (January 11-14, 2016)
Coastal Hearing Room (January 15 and February 4-5, 2016)
Joe Serna Jr.-CalEPA Building
1001 I Street, Second Floor
Sacramento, CA

**This Notice is Only a Supplement to the
September 1, 2015 Notice of Public Hearing and Pre-Hearing Conference available at:**

http://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/westside_irrigation_district/docs/notice_wid090115.pdf

The Changes Described in this Notice Do Not Change the Hearing Requirements as Originally Noticed, Unless Expressly Noted Herein.

PURPOSE OF HEARING

The purpose of this hearing is for the State Water Resources Control Board (State Water Board or Board) to receive evidence relevant to determining whether to adopt, with or without revision, the July 16, 2015 draft cease and desist order against The West Side Irrigation District (WSID).

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

HEARING DATES

As noted above the hearing has been rescheduled to commence on:

1) Monday, January 11, 2016 and continue, as necessary, on January 12 through 15, 2016 for cases-in-chief, and reconvene; 2) Thursday, February 4, 2016 and continue, as necessary, on February 5, 2016 for oral summation of written rebuttal testimony and cross-examination of rebuttal testimony.¹ Please note that the start times may be earlier

than 9 a.m. on subsequent hearing days if the hearing officer determines it necessary. Any change in start times will be announced at the conclusion of the previous hearing day. Please also note that on January 11 through January 14, 2016 the hearing will be held in the Sierra Hearing Room and on January 15, February 4, and February 5, 2016, the hearing will be held in the Coastal Hearing Room. The Sierra and Coastal Hearing rooms are adjacent rooms in the Joe Serna Jr.-CalEPA Building.

HEARING SCHEDULE AND DEADLINES

Please note the following schedule and deadlines which includes a change to the deadline for receipt and service of witnesses' proposed testimony, exhibits, qualifications, and statement of service.

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| Noon, Tuesday, December 22, 2015 | Deadline for receipt and service of witnesses' proposed testimony, exhibits, lists of exhibits, qualifications, and statements of service. |
| Noon, Monday, January 4, 2016 | Deadline for receipt and service of parties' written policy and opening statements. |
| Noon, Monday, January 4, 2016 | Deadline for receipt and service of opening briefs and any pre-hearing motions. |
| Monday, January 11-15, 2016 | Public hearing commences on January 11 th and continues, as necessary, until cases-in-chief are concluded, including summary of witness testimony, cross-examination, and if allowed redirect, and recross examination. Exhibits will be offered into evidence at the conclusion of each party's case-in-chief. |
| Noon, Friday, January 22, 2016 | Deadline for receipt and service of witnesses' proposed rebuttal testimony, exhibits, list of exhibits, qualifications, and statements of service. |
| Thursday, February 4-5, 2016 | Public hearing continues for oral summation of written rebuttal testimony (time permitting) and cross-examination of witnesses. Rebuttal exhibits will be offered into evidence at the conclusion of each party's presentation of proposed rebuttal evidence. |

¹ On November 9, 2015, The West Side Irrigation District, South Delta Water Agency and Central Delta Water Agency filed a "Motion to Continue Hearing Date", in The West Side Irrigation District Cease and Desist Order Hearing proceeding. The motion is under consideration by the hearing officer. Until such time as the hearing officer rules on the motion, the hearing shall remain scheduled as set by the hearing officer's ruling of November 6, 2015.

SUBMITTALS TO THE STATE WATER BOARD

All documents, including written testimony, and other exhibits submitted to the State Water Board should be addressed as follows:

Division of Water Rights
State Water Resources Control Board
Attention: Ernest Mona

By Mail: P.O. Box 2000, Sacramento, CA 95812-2000
By Hand Delivery: Joe Serna Jr.-CalEPA Building
1001 I Street, 2nd Floor, Sacramento, CA 95814
By Fax: (916) 341-5400
By Email: wrhearing@waterboards.ca.gov
With Subject of "WSID Draft CDO Hearing"


ALL HAND DELIVERED SUBMITTALS should be Date and Time stamped by the Division of Water Rights' Records Unit on the second (2nd) floor of the Joe Serna Jr.-CalEPA Building at the above address prior to or at the submittal deadline. Persons delivering submittals must first check in with lobby security personnel on the first floor. Hand delivered submittals that do not have a timely Date and Time stamp by the Division of Water Rights' Records Unit will be considered late and may not be accepted by the hearing officer.

IF YOU HAVE ANY QUESTIONS

During the pendency of this proceeding, there shall be no *ex parte* communications regarding substantive or controversial procedural matters within the scope of the proceeding between State Water Board members or hearing team members and any of the other participants, including members of the prosecution team. (Gov. Code, §§ 11430.10-11430.80.) Questions regarding non-controversial procedural matters should be directed to Staff Counsel Nicole Kuenzi at (916) 322-4142, or by email to Nicole.Kuenzi@waterboards.ca.gov; or Staff Engineer Ernest Mona at (916) 341-5359, or by email to Ernie.Mona@waterboards.ca.gov. (Gov. Code, § 11430.20, subd. (b).)

November 10, 2015

Date



Jeanine Townsend
Clerk to the Board