



Alan C. Lloyd, Ph.D.  
Agency Secretary

# State Water Resources Control Board

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## Executive Office

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Arnold Schwarzenegger  
Governor

October 11, 2005

Tim O'Laughlin  
O'Laughlin & Paris LLP  
2571 California Park Drive, Suite 210  
Chico, CA 95928

Dear Mr. O'Laughlin:

### RULING ON ORDER OF PRESENTATION: HEARING ON DRAFT CEASE AND DESIST ORDER REGARDING DELTA SALINITY AND WATER QUALITY RESPONSE PLAN

This ruling responds to your request for an order of presentation for the hearing commencing October 24, 2005. This is the hearing on the draft cease and desist orders against the Department of Water Resources (DWR) and the U.S. Bureau of Reclamation (USBR) and on the petitions for reconsideration of the approval of the Water Quality Response Plan (Plan). Approval of the Plan is a condition of the DWR and the USBR using each other's points of diversion in the southern Delta.

The participants will present their cases in chief in the following order:

1. Prosecutorial team, represented by Erin Mahaney;
2. California Department of Fish and Game, represented by Tina Cannon;
3. Central Delta Water Agency, et al., represented by Dante Nomellini;
4. South Delta Water Agency and Lafayette Ranch, represented by John Herrick;
5. County of San Joaquin, represented by Thomas J. Shephard, Sr.;
6. California Sportfishing Protection Alliance (CSPA), represented by Michael Jackson;
7. DWR, represented by Cathy Crothers;
8. USBR, represented by Amy Aufdemberge; and
9. San Joaquin River Group Authority, represented by Tim O'Laughlin.

For cross-examination, presentation of rebuttal evidence, and cross-examination of rebuttal evidence, we will call the participants in the above order. Subsequently, we will call in the following order the participants who are not presenting cases in chief, but have requested the opportunity to conduct cross-examination and rebuttal:

1. The Bay Institute;
2. Contra Costa Water District;
3. Merced Irrigation District and San Luis Canal Company;
4. Northern California Water Association;
5. Patrick Porgans & Associates, Inc.;
6. San Joaquin River Exchange Contractors Water Authority;
7. San Luis & Delta-Mendota Water Authority and Westlands Water District;
8. State Water Contractors; and
9. Stockton East Water District.

If you have any questions about this ruling, you may contact Barbara Leidigh, Staff Counsel IV, at (916) 341-5190.

Sincerely,

*ORIGINAL SIGNED BY*

Arthur G. Baggett, Jr.  
Board Member

cc: Service List