
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 and whether to impose Administrative Civil Liability against

Nancy K. Donovan and Stephen J. Peters

**Unnamed Stream tributary to Maple Creek
thence Rancheria Creek thence Navarro River**

The Public Hearing listed above originally scheduled to commence on **July 1, 2015** **has been rescheduled** to commence on

**Wednesday, October 12, 2016
at 9:00 a.m.**

in the Byron-Sher Auditorium/Hearing Room
Joe Serna Jr. CalEPA Building
1001 I Street, Second Floor
Sacramento, CA

This notice supplements the [March 13, 2015 Notice of Public Hearing](http://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/donovan/notice_donovan_peters.pdf) available at: http://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/donovan/notice_donovan_peters.pdf. Except to the extent expressly modified in this notice of rescheduling, the hearing requirements set forth in the original hearing notice remain unchanged.

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: 1) whether to impose administrative civil liability for unauthorized diversion of water and, if so, whether in the amount of \$40,000, or some other amount; and 2) whether to adopt, with or without revision, the June 14, 2012 draft cease and desist order (draft CDO) against Nancy K. Donovan and Stephen J. Peters.

SUMMARY OF CHANGES

This notice describes the following changes or clarifications: (1) rescheduled hearing date, (2) revised deadline for participants to submit a Notice of Intent to Appear; and (3) revised deadline for receipt and service of witnesses' proposed testimony, exhibits, lists of exhibits, qualifications, and statement of service.

REVISED HEARING SCHEDULE AND DEADLINES

The hearing has been rescheduled to commence on **Wednesday, October 12, 2016 at 9:00 a.m.**

The deadlines for submittal of: (1) a Notice of Intent to Appear and (2) exhibits and other hearing documents have been changed, as follows:

12 Noon, August 10, 2016

Deadline for receipt and service of Notice of Intent to Appear

12 Noon, September 14, 2016

Deadline for receipt and service of witnesses' proposed testimony, exhibits, lists of exhibits,

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 "**Donovan/Peters Hearing**"


ALL HAND DELIVERED SUBMITTALS should be stamped with the date and time by the Division of Water Rights' Records Unit on the second 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 Senior Staff Counsel Samantha Olson at (916) 327-8235, or by email to samantha.olson@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).)

July 21, 2016

Date



Jeanine Townsend
Clerk to the Board

NOTICE OF INTENT TO APPEAR

_____ plans to participate in the water right hearing regarding
(Name of party or participant)

Draft Cease and Desist Order
and Administrative Civil Liability
against
Nancy K. Donovan and Stephen J. Peters

**Rescheduled to commence
Wednesday, October 12, 2016 at 9:00 a.m.**

1) Check only one (1) of the following:

- I/we intend to present a policy statement only.
- I/we intend to participate by cross-examination or rebuttal only.
- I/we plan to call the following witnesses to testify at the hearing. (Fill in the Following Table)

Name	Subject of Proposed Testimony	Estimated Length of Direct Testimony	Expert Witness (Yes/No)

(If more space is required, please add additional pages or use reverse side.)

2) Fill in the following information of the Participant, Party, Attorney, or Other Representative:

Name (Print): _____

Mailing Address: _____

Phone Number: () _____ Fax Number: () _____

E-mail: _____

Optional:

- I/we decline electronic service of hearing-related materials.

Signature: _____ Date: _____

