



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

March 19, 2015

CERTIFIED MAIL

Mr. James D. Milovina, Trustee and
Mr. Lyle P. Milovina, Trustee
(dba Milovina Vineyards)
P.O. Box 302
Hopland, CA 95449

Certified Mail Number 7004 2510 0003 9148 6149

Dear Mr. James Milovina and Mr. Lyle Milovina:

SCHEDULING OF HEARING ON ENFORCEMENT ACTION ENF00102 - ADMINISTRATIVE CIVIL LIABILITY COMPLAINT AND DRAFT CEASE AND DESIST ORDER REGARDING UNAUTHORIZED DIVERSION OF WATER WITHIN THE RUSSIAN RIVER WATERSHED IN MENDOCINO COUNTY

A hearing on this matter by the State Water Resources Control Board (State Water Board or Board) has tentatively been scheduled to commence on **September 15, 2015**. If you have a conflict with the above hearing date, please let me know within **ten days** of the receipt of this letter, as the Board must schedule its hearings well in advance. A request for a change should be accompanied by the reason for the conflict. An alternative hearing date will only be provided for the most compelling reasons.

You will receive formal notice of the exact time and place of hearing prior to that date. The notice of public hearing and other documents related to this hearing will be posted at the following project dedicated website:

http://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/milovina/index.shtml

The purpose of the hearing is to receive evidence relevant to determining whether to adopt an order imposing administrative civil liability and, if so, whether in the amount of \$33,800, or some other amount; and whether to adopt, with or without revision, the April 17, 2013 draft Cease and Desist Order against James D. and Lyle P. Milovina Trust; James D. Milovina (Trustee); Lyle P. Milovina (Trustee); and Milovina Vineyards.

If you have any non-controversial procedural questions regarding this hearing, please contact me by telephone at (916) 341-5448 or by e-mail at Michael.Buckman@waterboards.ca.gov. Written correspondence should be addressed as follows: State Water Resources Control Board; Division of Water Rights, Attn: Michael Buckman, P.O. Box 2000, Sacramento, CA 95812-2000.

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

Mr. James D. Milovina, Trustee and
Mr. Lyle P. Milovina, Trustee

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If you have any legal or technical questions concerning the allegations in the Administrative Civil Liability (ACL) Complaint, or wish to discuss the possibility of settlement of the ACL Complaint prior to hearing, you must contact Prosecution Team members Ms. Mayumi Okamoto, Staff Counsel, Office of Enforcement, by telephone at (916) 341-5445 or by email at Mayumi.Okamoto@waterboards.ca.gov; or Ms. Kathy Mrowka, Manager, Enforcement Section, by telephone at (916) 341-5674 or by email at Kathy.Mrowka@waterboards.ca.gov.

Sincerely,



Ernie Mona for Michael Buckman
Hearings Unit Supervisor
Division of Water Rights

cc: Stephen F. Johnson
Mannon, King, & Johnson
Attorneys at Law
Savings Bank Building, Suite 304
200 North School Street
P.O. Box 419
Ukiah, California, 95482

Certified Mail Number 7004 2510 0003 9148 5920

cc: Ms. Kathy Mrowka, Manager
Enforcement Section
Division of Water Rights
Kathy.Mrowka@waterboards.ca.gov

Ms. Mayumi Okamoto, Staff Counsel,
State Water Resources Control Board
Office of Enforcement,
Mayumi.Okamoto@waterboards.ca.gov