

State Water Resources Control Board

NOTICE OF RESCHEDULED PUBLIC HEARING TO CONSIDER A PETITION REQUESTING CHANGES IN WATER RIGHTS OF THE DEPARTMENT OF WATER RESOURCES AND U.S. BUREAU OF RECLAMATION FOR THE CALIFORNIA WATERFIX PROJECT

The public hearing listed above, originally scheduled to commence on April 7, 2016 at the Joe Serna Jr.-CalEPA Building, Byron Sher Auditorium, 1001 I Street, Second Floor, Sacramento, CA **has been rescheduled** and will commence according to the following schedule:

PART IA¹ of this hearing will commence on May 5, 2016 at 9 a.m. and continue, as necessary, as indicated on the dates and at the locations shown on Revised Enclosure A

PART IB will commence on July 26, 2016 at 9 a.m. and continue, as necessary, as indicated on the dates and at the locations shown on Revised Enclosure A

PART II of this Hearing will commence following completion of environmental and Endangered Species Act compliance for the project with dates to be noticed in the future

This notice supplements the [October 30, 2015 Notice of Petition and Notice of Public Hearing and Pre-Hearing Conference to Consider the Petition](#) available at:

www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/.

Subsequent to the issuance of the hearing notice, the hearing officers ruled on various hearing issues in letters dated January 15, 2016, February 11, 2016, and March 4, 2016. This notice sets forth the revised hearing schedule established in the March 4, 2016 ruling. Except to the extent expressly modified by the hearing officers, 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 whether the State Water Board should approve, subject to terms and conditions, the California Department of Water Resources' and the U.S. Bureau of Reclamation's (petitioners) joint petition to add three new points of diversion and/or points of rediversion of water to specified water right permits for the State Water Project and the Central Valley Project associated with the California WaterFix Project.

BIFURCATION OF PART I OF HEARING

Pursuant to the [October 30, 2015 hearing notice](#), the hearing officers held a pre-hearing conference on January 28, 2016, to organize the conduct of the WaterFix hearing. Following the pre-hearing conference, the hearing officers issued a [ruling dated February 11, 2016](#), which addressed numerous procedural issues. Among other things, the hearing officers decided to bifurcate Part I of the hearing

¹ Part I of this Hearing has been bifurcated into Part IA and Part IB

into Part IA (policy statements, followed by petitioners' cases in chief) and Part IB (cases in chief of the other parties' participating in Part I).

REVISED HEARING SCHEDULE FOR PARTS IA AND IB

Following additional input and requests for clarification from the parties to the hearing, as well as a request from the [petitioners](#) to postpone the start of Part IA of the hearing for 30 days, the hearing officers issued a [March 4, 2016 ruling](#), which granted the petitioners' request to delay the start of the hearing, revised the hearing schedule, and addressed other procedural issues.

Part IA of the hearing is currently scheduled to commence on **May 5, 2016 at 9 a.m.** and continue on the dates and in the locations shown on **Revised Enclosure A**. Part IB of the hearing is scheduled to commence on **July 26, 2016 at 9 a.m.** and continue on the dates and in the locations shown on Revised **Enclosure A**. The revised hearing schedule, including important deadlines, is set forth below.

Please note that the start times may be earlier than 9 a.m. on subsequent hearing days if the hearing officers determine that an earlier start time is necessary. Any change in start times will be announced at the conclusion of the previous hearing day.

A subsequent notice will be issued identifying the schedule for Part II of the hearing, including due dates for copies of witnesses' proposed testimony, witness qualifications, exhibits, and lists of exhibits. Part II is unlikely to begin before early December 2016.

SUMMARY OF REVISED HEARING SCHEDULE AND IMPORTANT DEADLINES FOR PARTIES:

12:00 noon, March 30, 2016

Deadline for receipt and service of **petitioners' cases in chief**, including witnesses' proposed testimony, witness qualifications, exhibits, list of exhibits, and a statement of service for Part **IA** of the hearing.

12:00 noon, April 15, 2016

Due date for receipt of any written procedural/evidentiary objections from parties to the hearing concerning petitioners' cases in chief. Rulings to follow as appropriate and necessary.

12:00 noon, April 15, 2016

Due date for receipt of proposed groupings and order of parties for cross examination in Part IA of the hearing.

9:00 am, May 5, 2016

Begin policy statements followed immediately by **Part IA** with petitioners' cases in chief and cross examination of petitioners' witnesses.

12:00 noon, June 15, 2016

Due date for receipt and service of **all other parties' cases in chief for Part IB** of the hearing, including witnesses' proposed testimony, witness qualifications, exhibits, list of exhibits, a statement of service, and any requests for additional time for direct testimony.

12:00 noon, June 30, 2016

Due date for receipt of any written procedural/evidentiary objections from parties to the hearing concerning Part IB parties' cases in chief. Rulings to follow as appropriate and necessary.

12:00 noon, June 30, 2016

Due date for receipt of proposed groupings and order of parties for direct testimony in Part IB and proposed order of parties for cross examination.

9:00 am, July 26, 2016

Part IB of the hearing commences, beginning with other parties' cases in chief for Part I of the hearing, including direct testimony, cross-examination, any redirect, and any recross-examination. Following the cases in chief, petitioners and other parties may present rebuttal testimony and exhibits.

POLICY STATEMENTS

Interested persons who are not participating in the evidentiary portion of the hearing may submit a written policy statement or present an oral policy statement. Please see the October 30, 2015 hearing notice for more information concerning policy statements. Policy statements will be heard at the beginning of Part IA of the hearing, on **May 5, 6 and 10**, and at the beginning of Part II, on dates to be determined. Policy statements at the beginning of Part IA may address Part I or Part II issues. The schedule for policy statements at the beginning of Part I is set forth below. Depending on the number of speakers making policy statements, the hearing may begin before 9 a.m. on the second and third day of the hearing (May 6 and 10) and may extend late into the evening.

May 5, 2016 - On Day 1, the State Water Board will hear policy statements from:

- Federal, state and local elected officials or their representatives
- Approximately 160 persons **not** affiliated with North Delta CARES who submitted an NOI by the January 5, 2016 deadline indicating an intent to present a policy statement

May 6, 2016 – On Day 2, the State Water Board will hear policy statements from:

- Persons affiliated with North Delta CARES, including those identified in the NOI submitted by Anna Swenson

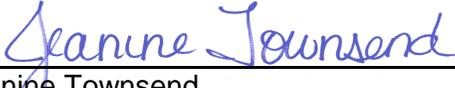
May 10, 2016 – On Day 3, the State Water Board will hear policy statements from:

- Interested persons who submitted an NOI and are listed in Table 2 of the service list who were not able to present on May 5 or May 6
- Interested persons who wish to make a policy statement who did not file an NOI by the January 5, 2016 deadline

Petitioners' opening statements and testimony will start immediately following policy statements, but no earlier than **9:00 a.m. on May 11, 2016**.

For more information, please contact Jeanine Townsend, Clerk to the State Water Board, at (916) 341-5600.

March 25, 2016
Date


Jeanine Townsend
Clerk to the Board

Revised Enclosure A: Part IA and IB Hearing Dates and Room Schedule

Revised Enclosure A:Hearing Dates and Room Schedule
California WaterFix

PART IA of the hearing will commence at 9 a.m. on ~~April 7, 2016~~ **May 5, 2016**, and continue, as necessary, on the following dates at the Joe Serna Jr.-CalEPA Building, 1001 I Street, Second Floor, Sacramento, CA. **Start times may be earlier than 9 a.m. on subsequent hearing days if the hearing officers determine it necessary. Any change in start times will be announced at the conclusion of the previous hearing day.**

DATE	HEARING ROOM
Thursday, April 07, 2016	Cancelled
Friday, April 08, 2016	Cancelled
Tuesday, April 12, 2016	Cancelled
Wednesday, April 13, 2016	Cancelled
Thursday, April 14, 2016	Cancelled
Friday, April 15, 2016	Cancelled
Thursday, April 21, 2016	Cancelled
Friday, April 22, 2016	Cancelled
Tuesday, April 26, 2016	Cancelled
Wednesday, April 27, 2016	Cancelled
Thursday, April 28, 2016	Cancelled
Friday, April 29, 2016	Cancelled
May 05, 2016	Byron Sher Auditorium
May 06, 2016	Byron Sher Auditorium
May 10, 2016	Byron Sher Auditorium
May 11, 2016	Byron Sher Auditorium
May 12, 2016	Byron Sher Auditorium
May 13, 2016	Coastal Hearing Room
May 19, 2016	Sierra Hearing Room
May 20, 2016	Coastal Hearing Room
May 24, 2016	Byron Sher Auditorium
May 25, 2016	Byron Sher Auditorium
May 26, 2016	Byron Sher Auditorium
Friday, May 27, 2016	Cancelled
Tuesday, May 31, 2016	Cancelled
June 01, 2016	Byron Sher Auditorium
June 02, 2016	Byron Sher Auditorium
June 03, 2016	Byron Sher Auditorium
June 09, 2016	Byron Sher Auditorium
June 10, 2016	Byron Sher Auditorium
June 14, 2016	Sierra Hearing Room
June 15, 2016	Sierra Hearing Room
June 16, 2016	Coastal Hearing Room
June 17, 2016	Byron Sher Auditorium
June 23, 2016	Sierra Hearing Room
June 24, 2016	Coastal Hearing Room

Revised Enclosure A: Hearing Dates and Room Schedule (continued)
California WaterFix

Part IB of the hearing will commence at 9 a.m. on July 26, 2016 and continue, as necessary, on the following dates at the Joe Serna Jr.-CalEPA Building, 1001 I Street, Second Floor, Sacramento, CA. Start times may be earlier than 9 a.m. on subsequent hearing days if the hearing officers determine it necessary. Any change in start times will be announced at the conclusion of the previous hearing day.

DATE	HEARING ROOM
July 26, 2016	Byron Sher Auditorium
July 27, 2016	Byron Sher Auditorium
July 28, 2016	Byron Sher Auditorium
July 29, 2016	Byron Sher Auditorium
August 04, 2016	Byron Sher Auditorium
August 05, 2016	Byron Sher Auditorium
August 09, 2016	Byron Sher Auditorium
August 10, 2016	Byron Sher Auditorium
August 11, 2016	Byron Sher Auditorium
August 12, 2016	Byron Sher Auditorium
August 18, 2016	Coastal Hearing Room
August 19, 2016	Coastal Hearing Room
August 23, 2016	Coastal Hearing Room
August 24, 2016	Byron Sher Auditorium
August 25, 2016	Byron Sher Auditorium
August 26, 2016	Byron Sher Auditorium
August 30, 2016	Byron Sher Auditorium
August 31, 2016	Byron Sher Auditorium
September 22, 2016	Sierra Hearing Room
September 23, 2016	Sierra Hearing Room
September 27, 2016	Byron Sher Auditorium
September 28, 2016	Byron Sher Auditorium
September 29, 2016	Byron Sher Auditorium
September 30, 2016	Byron Sher Auditorium
October 13, 2016	Byron Sher Auditorium
October 14, 2016	Byron Sher Auditorium
October 20, 2016	Coastal Hearing Room
October 21, 2016	Coastal Hearing Room
October 25, 2016	Byron Sher Auditorium
October 26, 2016	Byron Sher Auditorium
October 27, 2016	Byron Sher Auditorium
October 28, 2016	Byron Sher Auditorium