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**EXEMPT FROM
FILING FEES
GOV'T CODE §6103**

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Attorneys for Respondent and Defendant
Monterey County Water Resources Agency

SUPERIOR COURT OF CALIFORNIA

COUNTY OF MONTEREY

MONTEREY COASTKEEPER, a project
of the Otter Project, a nonprofit
organization,

Petitioner and Plaintiff,

v.

MONTEREY COUNTY WATER
RESOURCES AGENCY, a public agency,

Respondent and Defendant.

CASE NO. M 108858

**DECLARATION OF NICOLE E.
GRANQUIST RE FEBRUARY 17, 2015
STATUS CONFERENCE**

Action Filed: October 21, 2010

I, NICOLE E. GRANQUIST, declare as follows:

1. I am an attorney licensed to practice law in the State of California, and I am a
Partner at Downey Brand LLP, attorneys of record for Respondent and Defendant Monterey

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County Water Resources Agency (“MCWRA”) in this action. I have personal knowledge of the facts set forth herein, except for those matters stated upon information and belief, and if called upon to testify, I could and would testify competently thereto.

2. During the February 17, 2015, Status Conference in this matter, the parties discussed correspondence that counsel for MCWRA received on January 22, 2015, from counsel for the Central Coast Regional Water Quality Control Board. Attached hereto as **Exhibit A** is a true and correct copy of the correspondence.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 24th day of February, 2015, in Sacramento, California.

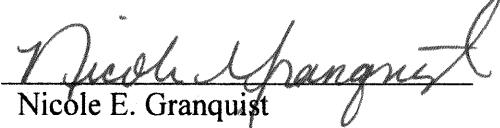

Nicole E. Granquist

EXHIBIT A

Granquist, Nicole

From: Austin, Tamarin@Waterboards <Tamarin.Austin@waterboards.ca.gov>
Sent: Thursday, January 22, 2015 5:43 PM
To: Granquist, Nicole; Grant, Irv x6406
Cc: Harris, Ken@Waterboards
Subject: RE: Response to January 7, 2015 Letter re Order Certifying Questions to the Central Coast Regional Water Quality Control Board

Dear Mr. Grant and Ms. Granquist,

I understand that Monterey County Water Resources Agency has concerns about the timing of filing a Report of Waste Discharge (ROWD) and the potential for violations under Water Code section 13261. Please be advised that Regional Water Board's Executive Officer does not construe the letter to the court as a request for MCWRA to file an ROWD. The letter is not a board order, and the Executive Officer did not intend it to be a request for a ROWD under section 13261, subdivision (a). We anticipate using the proposed meeting with MCWRA as an opportunity to discuss various potential regulatory tools, timing issues and identify appropriate and/or potential dischargers who may be party to any potential orders to address the Reclamation Ditch and Blanco Drain.

It is my understanding that Ms. Olson has provided a proposed meeting date. Please work with her to either confirm or coordinate an alternative date.

Yours very truly,

Tamarin E. Austin
Senior Staff Counsel
Office of Chief Counsel
State Water Resources Control Board
(916) 341-5171
taustin@waterboards.ca.gov

From: Harris, Ken@Waterboards
Sent: Tuesday, January 13, 2015 3:31 PM
To: Zinman, Kathy x6405
Cc: Soderberg, Sheila@Waterboards; Thomas, Michael@Waterboards; Austin, Tamarin@Waterboards; 'deirdre.whalen@noaa.gov'; 'marincola.jamespaul@epamail.epa.gov'; 'melanie.harrison@noaa.gov'; Steve Shimek (exec@otterproject.org); Debbie Sivas (dsivas@stanford.edu); Buche, Brent Ext.8982; Johnson, Robert; Granquist, Nicole; Grant, Irv x6406; Olson, Tammie@Waterboards
Subject: RE: Response to January 7, 2015 Letter re Order Certifying Questions to the Central Coast Regional Water Quality Control Board

Ms. Zinman, my executive assistant Tammie Olson will be in touch to set-up a meeting. Unfortunately, my calendar and others are booked for January. We are looking for dates in February. Thank you.

Ken Harris
Executive Officer
Central Coast Regional Water Quality Control Board
895 Aerovista Place, Suite 101
San Luis Obispo, CA 93401-7906

Office Phone: 805.549.3140
Fax: 805.543.0397



From: Zinman, Kathy x6405 [<mailto:ZinmanK@co.monterey.ca.us>]
Sent: Tuesday, January 13, 2015 11:43 AM
To: Harris, Ken@Waterboards
Cc: Soderberg, Sheila@Waterboards; Thomas, Michael@Waterboards; Austin, Tamarin@Waterboards; 'deirdre.whalen@noaa.gov'; 'marincola.jamespaul@epamail.epa.gov'; 'melanie.harrison@noaa.gov'; Steve Shimek (exec@otterproject.org); Debbie Sivas (dsivas@stanford.edu); Buche, Brent Ext.8982; Johnson, Robert; Granquist, Nicole; Grant, Irv x6406
Subject: Response to January 7, 2015 Letter re Order Certifying Questions to the Central Coast Regional Water Quality Control Board

Please see attached correspondence from Irv Grant. Thank you.

Kathy Zinman

Senior Legal Secretary-Confidential
Monterey County Counsel
168 West Alisal Street, 3rd Floor
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1 **PROOF OF SERVICE**

2 I am a resident of the State of California, over the age of eighteen years, and not a party to
3 the within action. My business address is Downey Brand LLP, 621 Capitol Mall, 18th Floor,
4 Sacramento, California, 95814-4731. On February 24, 2015, I served the within document(s):

5 **DECLARATION OF NICOLE E. GRANQUIST RE FEBRUARY 17, 2015 STATUS
6 CONFERENCE**

7 <input type="checkbox"/>	BY HAND: by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
8 <input type="checkbox"/>	BY FAX: by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
9 <input checked="" type="checkbox"/>	BY MAIL: by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Sacramento, California addressed as set forth below.
10 <input type="checkbox"/>	BY OVERNIGHT MAIL: by causing document(s) to be picked up by an overnight delivery service company [FEDERAL EXPRESS] for delivery to the addressee(s) on the next business day.
11 <input type="checkbox"/>	BY PERSONAL DELIVERY: by causing personal delivery by <u>ON DEMAND</u> of the document(s) listed above to the person(s) at the address(es) set forth below.

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15 Deborah A. Sivas, Alicia E. Thesing
16 ENVIRONMENTAL LAW CLINIC
17 Mills Legal Clinic at Stanford Law School
18 559 Nathan Abbott Way
19 Stanford, CA 94305-8610
20 Telephone: (650) 725-4217
21 Facsimile: (650) 723-4426
22 E-mails: dsivas@stanford.edu
23 athesing@stanford.edu

Courtesy copy via US Mail to:
24 Charles McKee, County Counsel
25 Irven Grant, Deputy County Counsel
26 County of Monterey
27 168 W. Alisal Street, Third Floor
28 Salinas, CA 93901-2653
Telephone: (831) 755-5045
Facsimile: (831) 755-5283
E-mail: granti@co.monterey.ca.us

21 I am readily familiar with the firm's practice of collection and processing correspondence
22 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
23 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
24 motion of the party served, service is presumed invalid if postal cancellation date or postage
meter date is more than one day after date of deposit for mailing in affidavit.

25 I declare under penalty of perjury under the laws of the State of California that the above
is true and correct.

26 Executed on February 24, 2015, at Monterey, California.

27 
28 _____
Becky Lutman