NOTICE OF CANCELLATION OF PUBLIC HEARING

The State Water Resources Control Board hereby cancels the Public Hearing
to determine whether to impose Administrative Civil Liability
for Failure to File an Annual Water Use Report
upon

Robert A. Lawson

The **Public Hearing** was scheduled to commence on
February 8, 2019
at 9:00 a.m.

PLEASE TAKE NOTICE

The Public Hearing formerly scheduled to commence on February 8, 2019, as identified in the December 20, 2018 Notice of Public Hearing, is cancelled.

The State Water Resources Control Board (State Water Board or Board) scheduled a hearing at the request of Robert A. Lawson (Respondent) to receive evidence relevant to determining whether the Respondent violated regulations or the terms or conditions of any permit or license requiring the filing of a Progress Report by Permittee or Report of Licensee and, if a violation occurred, to determine the amount of administrative civil liability and adopt an order imposing civil liability upon the Respondent.

The December 20, 2018 Notice of Public Hearing set a deadline of January 11, 2019, for the Board to receive Notice of Intent to Appear (NOI) forms from anyone wishing to participate in the hearing (beyond presenting a non-evidentiary policy statement). As a courtesy, by letter dated January 14, 2019, the State Water Board extended the NOI deadline for the Respondent until January 22, 2019. As of January 25, 2019, the State Water Board has not received the Respondent's NOI form.

The Notice of Public Hearing, as well as the January 14, 2019 courtesy letter, specifies:

> If the State Water Board does not receive a NOI from the Respondent indicating the Respondent's intent to participate in the hearing as a party by the deadline specified below, the Board may deem the Respondent's request for a hearing regarding the administrative civil liability complaint to be withdrawn and may impose the administrative civil liability without further notice.

Accordingly, no hearing will be held on this matter due to the Respondent's failure to submit an NOI form, and the hearing is hereby cancelled. Administrative civil liability may be imposed without further notice.

AFTER THE CANCELLATION

Cancellation of this hearing does not prevent you from engaging in settlement negotiations with the Prosecution Team prior to the imposition of administrative civil liability. If you wish to discuss settlement, you may contact prosecution team member John Prager at (916) 341-5542 or by email at john.prager@waterboards.ca.gov. If extenuating circumstances have prevented you from promptly submitting your NOI form, please immediately contact Lisa Hong at (916) 323-5175, or by email at lisa.hong@waterboards.ca.gov; or Amanda Pearson at (916) 324-0145, or by email at amanda.pearson@waterboards.ca.gov.

You may also petition for reconsideration no later than 30 days after imposition of administrative civil liability under the following causes (California Code of Regulations, title 23, § 768):

(a) Irregularity in the proceedings, or any rulings, or abuse of discretion, by which the person was prevented from having a fair hearing;
(b) The decision or order is not supported by substantial evidence;
(c) There is relevant evidence which, in the exercise of reasonable diligence, could not have been produced;
(d) Error in law.

IF YOU HAVE ANY QUESTIONS

Questions regarding non-controversial procedural matters should be directed to Lisa Hong at (916) 323-5175, or by email at lisa.hong@waterboards.ca.gov; or Amanda Pearson at (916) 324-0145, or by email at amanda.pearson@waterboards.ca.gov.

For more information regarding this hearing, please visit the following website:
https://www.waterboards.ca.gov/waterrights/water_issues/programs/hearings/acl_2016/index.html

January 31, 2019
Date

Jeanine Townsend
Jeanine Townsend
Clerk to the Board