

Featuring Speakers From:

- Atkinson Andelson Loya Ruud & Romo PLC
- Best Best & Krieger LLP
- California Department of Water Resources
- California Environmental Protection Agency
- California State University Sacramento
- Environmental Science Associates
- Erler & Kalinowski, Inc.
- Kronick Moskowitz Tiedemann & Girard
- Rosedale-Rio Bravo WSD
- Santa Clara University School of Law
- State Water Resources Control Board
- Todd Groundwater
- Young Wooldridge LLP
- Zone 7 Water Agency

A Comprehensive Conference on

Sustainable Groundwater Planning in California

Important practical legal, technical, business and regulatory information for preparing GSPs



July 10 & 11, 2017

Sacramento, California

Marriott Courtyard Sacramento Cal Expo

Credits: 11.75 CA MCLE | 11.50 AICP (pending) (call about others)
Quick when/where: 8:30 a.m., 1782 Tribute Rd

Sustainable Groundwater Planning Conference

July 10 & 11, 2017 | Sacramento, California
 Marriott Courtyard Sacramento Cal Expo



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If you cannot attend in person, check boxes to order:

- Live Homestudy Webcast Homestudy Replay Course Materials

17WATCA WS



8:00 Registration Opens

8:30 Introduction & Overview

Scott A. Morris, Esq., Program Co-Chair
Kronick Moskovitz Tiedemann & Girard ~ Sacramento, CA

Deborah A. Wordham, Esq., Program Co-Chair
Best Best & Krieger LLP ~ Los Angeles, CA

8:45 Special Opening Address: The State's SGMA Implementation Policy Priorities

Key objectives at the transition from setting up Groundwater Sustainability Agencies (GSAs) to developing Groundwater Sustainability Plans (GSPs)

Gordon B. Burns, Undersecretary
California Environmental Protection Agency ~ Sacramento, CA

9:30 Post-Op on Development of GSAs

What's been formed; "white areas" where nothing is covered and the state's plan for dealing with them; areas where there are disputes over GSA formation; provisional/probationary boundaries; other pending issues to be resolved

Mark S. Nordberg, P.G., Senior Engineering Geologist
California Department of Water Resources ~ Sacramento, CA

Nicole Kuenzi, Esq., Staff Counsel
State Water Resources Control Board ~ Sacramento, CA

10:30 Break

10:45 Resolving SGMA Disputes: How to Solve Problems without Going to Court

Legal options, technical tools, and operational strategies on finding the best path to a solution

Ernest A. Conant, Esq., Moderator
Young Wooldridge LLP ~ Bakersfield, CA

Eric L. Averett, General Manager
Rosedale-Rio Bravo WSD ~ Bakersfield, CA

Dave Ceppos
Associate Director, Center for Collaborative Policy
California State University Sacramento ~ Sacramento, CA

12:15 Lunch (on your own)

1:30 Development of GSPs: Requirements and Technical Issues

Update on Department of Water Resources (DWR) regulations for plan contents and planning timelines; minimum thresholds; what happens if the minimum thresholds are below state standards; coordination requirements; evaluation and reporting provisions

David Sandino, Esq., Adjunct Professor
Santa Clara University School of Law ~ Santa Clara, CA

Resolving technical issues involving the interaction of surface and groundwater: Subsurface flows and the boundary between surface and groundwater; aquifer analysis techniques; measuring the impact of groundwater wells on stream flows

Anona L. Dutton, P.G., Vice President
Erler & Kalinowski, Inc. ~ Burlingame, CA

Sustainability: Progress towards reliable sustainable yield determinations; developing implementation plans for getting to sustainability; current and resolved technical issues involving Local Sustainability Plans

Iris Priestaf, Ph.D., President
Todd Groundwater ~ Alameda, CA

3:15 Break

3:30 Development of GSPs: Legal Issues

Validation of GSAs and GSPs: Automatic approvals under the validation statutes; timing issues for validating GSAs and GSPs; reverse validation suits; tips for developing plans with validation in mind and strategies for challenging validation

Eric N. Robinson, Esq.
Kronick Moskovitz Tiedemann & Girard ~ Sacramento, CA

Legally significant issues with GSP development: Substantial compliance as a standard; potential project definition issues; interplay between GSP development and traditional water rights adjudication processes

Steve M. Anderson, Esq.
Best Best & Krieger LLP ~ Riverside, CA

5:00 Continue the Exchange of Ideas: Reception for Faculty and Attendees

Sponsored by Best Best & Krieger LLP and Kronick Moskovitz Tiedemann & Girard



About the Conference



What previous attendees have said:

"All excellent, I'll be coming again to the next one."

"Excellent and informative program. I really enjoyed the program."

"Great seminar overall."

"Well organized. Well presented."

"Excellent talks."

This installment in our series on implementation of California's Sustainable Groundwater Management Act (SGMA) moves past formation of Groundwater Sustainability Agencies (GSAs) to focus on developing Groundwater Sustainability Plans (GSPs). We will have detailed coverage of the Department of Water Resources (DWR) regulations for plan contents and planning timelines and the technical issues involved in complying with those regulations. We will also have a detailed discussion of the legal issues including California Environmental Quality Act (CEQA) compliance.

In some cases, GSAs will need to work with entities over which they have no jurisdiction, including federal agencies, such as the Bureau of Land Management, and Indian Tribes. One of our panels will offer practical tips for dealing with those situations.

All of this will be against the backdrop of current state SGMA implementation plans, including state plans for dealing with unmanaged areas; unresolved GSA formation and boundary disputes; and other pending issues left over from the GSA formation phase. We will have a panel with tips for resolving SGMA disputes without going to court.

Finally, we wrap up with a panel on financing options including state resources and strategies for cost recovery under Proposition 218. We hope you will join us for this very timely and informative conference.

~ Program Co-Chairs: Scott A. Morris, Esq. of Kronick Moskovitz Tiedemann & Girard and Deborah A. Wordham, Esq. of Best Best & Krieger LLP



8:30 Development of GSPs: California Environmental Quality Act (CEQA) Issues

Exemptions under CEQA and other potential issues to consider in developing a CEQA compliance strategy

Scott A. Morris, Esq., Program Co-Chair

Legal & technical perspectives on amendments to fine-tune CEQA for dealing with groundwater management issues and lessons from CEQA litigation on preparation of environmental impact documents; practical drafting tips

Alisha M. Winterswyk, Esq. Best Best & Krieger LLP ~ Irvine, CA

James E O'Toole, Vice President Environmental Science Associates ~ Petaluma, CA

10:15 Break

10:30 Development of GSPs: Working with Entities over which a GSA will have No Jurisdiction

Concerns and special issues for GSAs dealing with federal agencies, such as the Bureau of Land Management, and Indian Tribes: Legal parameters, including requirements for Tribal consultation; tips for working your way through the dance of negotiation

David D. Boyer, Esq. Atkinson Andelson Loya Ruud & Romo PLC ~ Cerritos, CA

Tribal perspective

Ancita Agustinez, Tribal Policy Advisor California Department of Water Resources ~ Sacramento, CA

GSA perspective

Paeter E. Garcia, Esq. Best Best & Krieger LLP ~ Los Angeles, CA

12:15 Lunch (on your own)



1:30 GSP Implementation: Financing Options and Strategies

State project assistance resources: What's currently available and criteria for achieving funding; tips for putting together a successful application

Heather Shannon, Senior Engineering Geologist California Department of Water Resources ~ Sacramento, CA

Cost recovery under Proposition 218: What projects are covered and not; update on recent decisions and how they impact project planning; current issues still to be resolved and tips for dealing with the resulting uncertainty

Jonathan P. Cristy, Esq. Kronick Moskovitz Tiedemann & Girard ~ Sacramento, CA

Penciling out alternative project strategies: Update on options including surface water storage; recycling water; water transfers; desalination

Jill Duerig, General Manager Zone 7 Water Agency ~ Livermore, CA

3:00 Evaluations and Adjourn

Related Seminars & Webcast Replays:

Table with 3 columns: Seminar Title, Date, Location. Includes topics like Local Adaptation to Climate Change, Public Records Act Litigation, etc.

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Walk-ins are welcome, subject to space availability.
Registration is complete when we receive payment or agree to later payment.

Tuition: Regular tuition for in person or webcast attendance for this program is \$895 with a group rate of \$670 each for two or more registrants from the same firm. For government employees, we offer a special rate of \$595. For students, people in their job for less than a year, and public interest NGO's, our rate is \$447.50. All rates include admission to all seminar sessions, food and beverages at breaks, and all course materials. Materials will be available for download and review a few days before the seminar. Make checks payable to Law Seminars International. Financial aid is available to those who qualify. Contact our office for more information.

Substitution & Cancellation:

You may substitute another person at any time. We will refund tuition, less a \$50 cancellation fee, if we receive your cancellation by 5:00 p.m. on Tuesday, July 4, 2017. After that time, we will credit your tuition toward attendance at another program or the purchase of a webcast or audio replay.

Seminar Location: The conference will be held at the Marriott Courtyard Sacramento Cal Expo at 1782 Tribute Rd in Sacramento, CA 95815. Call the hotel directly at (916) 929-7900 for reservations at the special negotiated rate of \$159 plus tax and mention that you are attending a Law Seminars International conference. Rooms are on a first come, first served basis.

Continuing Education Credits:

Live credits: Law Seminars International is a State Bar of California approved MCLE provider. This program qualifies for 11.75 California MCLE credits. We have applied for 11.5 AICP credits (pending). Upon request, we will apply for, or help you apply for, CLE credits in other states and other types of credits.

Time Shift Your Content:

Webcast and audio replays, with course materials, are available for \$895. The course materials alone are available for \$100. Replays will be available within two weeks after the seminar or from the date we receive payment.

Faculty: Sustainable Groundwater Planning Conference

Scott A. Morris, Program Co-Chair, is a shareholder at Kronick Moskovitz Tiedemann & Girard. He represents clients on water rights, water transfers, groundwater issues, environmental law, hazardous materials, and mining and development permits.

Deborah A. Wordham, Program Co-Chair, is Of Counsel at Best Best & Krieger LLP. She focuses on water rights, water quality, and water resources. Previously, she was a Deputy Attorney General with the California Attorney General's office.

Gordon B. Burns, Special Address, is Undersecretary of the California Environmental Protection Agency. He is a leader on water issues including the Sustainable Groundwater Management Act, the reorganization of the State's drinking water program, and the drought task force. He was previously in the California Attorney General's Office, where he focused on natural resources cases.

Ernest A. Conant, Moderator, is a partner at Young Wooldridge LLP. He focuses on water law and public agency matters including serving as general counsel for several public agencies. He assisted with development of the Semitropic and Arvin-Edison Water Storage District's water banking programs, which temporarily stored water for agencies throughout the state.

Anecita Agustinez is the Tribal Policy Advisor for the California Department of Water Resources. She has been actively engaged with DWR's various divisions assisting in Tribal consultation and in the development of DWR's Tribal Consultation Policy.

Steve M. Anderson is a partner, Best Best & Krieger LLP. He works on water supply, water quality, endangered species, environmental mitigation, conservation easements and other natural resource law matters.

Eric L. Averett, General Manager of the Rosedale-Rio Bravo Water Storage District, evaluates and resolves water supply and quality challenges facing Kern County. He is Chair of the Kern River Watershed Coalition and Manager of the Kern Groundwater Authority.

David D. Boyer is Of Counsel at Atkinson Andelson Loya Ruud & Romo PLC. He represents public

and private clients in civil actions involving water rights and supply, state water contracts, and environmental and natural resources.

Dave Ceppos is Associate Director and SGMA Program Manager for the Center for Collaborative Policy (CCP), a program of the California State University Sacramento. He is experienced in watershed and natural resource planning, ecological assessment, hydrology, flood risk reduction planning, hazardous waste management, and habitat restoration.

Jonathan P. Cristy is a shareholder at Kronick Moskovitz Tiedemann & Girard. He represents cities, school districts, water agencies, community services districts, and other public agencies in public finance.

Jill Duerig is General Manager of Zone 7 Water Agency, which manages Livermore-Amador Valley's groundwater basin as a Sustainable Groundwater Management Agency. She also is a member and former chair of the board of the State & Federal Contractors Water Agency, a joint powers authority that among other things facilitates scientific investigation and habitat restoration measures in the Delta in efforts to assure a sufficient and high-quality water supply.

Anona L. Dutton, Vice President, Erler & Kalinowski, Inc., manages efforts to secure and manage reliable water supplies for water agencies and developers, including technical efforts to minimize the water footprint of new and existing development, assessing groundwater and surface water supply yields, installing groundwater wells, securing water transfer options, and supporting strategic SGMA implementation.

Paeter E. Garcia is a partner at Best Best & Krieger LLP. He focuses on water rights, water supply planning, and environmental and natural resources law. He represents clients on water law and policy matters, such as surface and groundwater right issues, water transactions and conveyance, and groundwater management and storage arrangements.

Nicole Kuenzi is a Staff Counsel with the State Water Resources Control Board, where she advises the Division of Water Rights and the Board's Groundwater Management Unit. Previously, she

was at the water law firm of Petros & White in Denver, Colorado.

Mark S. Nordberg, Senior Engineering Geologist, California Department of Water Resources, is part of the Sustainable Groundwater Management Program and leads DWR's efforts for groundwater sustainability agency formation. Previously, he was a consultant with environmental and planning firms.

Jim O'Toole, Vice President, and Water Practice Leader at Environmental Science Associates, focuses on water and wastewater infrastructure projects, recycled water programs, conjunctive use, indirect potable reuse, groundwater management, and facilities implementation.

Iris Priestaf, Ph.D., President, Todd Groundwater, consults on a variety of groundwater resource management issues including groundwater basin characterization, development, and management. She prepared one of the first AB3030 groundwater management plans and provides expert support for Sustainable Groundwater Management Act compliance.

Eric N. Robinson is a shareholder and manager of the water resources practice group at Kronick Moskovitz Tiedemann & Girard. He assists in obtaining and defending water supplies, including water transfers, groundwater banking, and environmental regulatory approvals for water resource projects.

Professor David Sandino of Santa Clara Law School is a former Chief Counsel for the California Department of Water Resources. During his tenure with the Department, he also served as lead counsel for the California Reclamation Board (currently named the Central Valley Flood Protection Board).

Heather Shannon is a Senior Engineering Geologist in the Financial Assistance Branch, Division of Integrated Regional Water Management at the California Department of Water Resources.

Alisha M. Winterswyk is a partner in the Environmental and Natural Resources practice group at Best Best & Krieger LLP. She centers her practice on the California Environmental Quality Act (CEQA) and the National Environmental Policy Act (NEPA).

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Who Should Attend:

Attorneys, environmental, real estate and agricultural professionals, corporate managers, governmental officials, Tribal representatives, resource managers, planners and landowners

Our Co-Chairs:



Scott A. Morris, Esq.
 Kronick Moskovitz Tiedemann & Girard



Deborah A. Wordham, Esq.
 Best Best & Krieger LLP

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