

Featuring Speakers From:

- Alameda County Water District
- Barg Coffin Lewis & Trapp LLP
- Bartkiewicz, Kronick & Shanahan
- Bingham McCutchen LLP
- North Coast Regional Water Quality Control Board
- Central Valley Regional Water Quality Control Board
- Diepenbrock Harrison
- Downey Brand LLP
- Farella Braun + Martel LLP
- Fulbright & Jaworski L.L.P.
- Holland & Knight LLP
- Latham & Watkins LLP
- Shook, Hardy & Bacon L.L.P.
- Somach Simmons & Dunn
- U.S. EPA Region 9
- Westlands Water District

A Comprehensive Two-Day Conference on

California Water Quality & Its Impact on Supply

New permits and regulations, current challenges and practical solutions

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July 19 & 20, 2010

San Francisco, California

San Francisco Marriott Union Square Hotel

Credits: CA MCLE 13.25

Quick when/where: 8:30 a.m., 480 Sutter Street

California Water Quality & Supply Conference
 July 19 & 20, 2010 | San Francisco, California
 San Francisco Marriott Union Square Hotel

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- 8:00 Registration and Continental Breakfast**
- 8:30 Introduction and Overview**

Kevin T. Haroff, Esq., *Program Co-Chair*
Shook, Hardy & Bacon L.L.P. ~ San Francisco, CA

Jon D. Rubin, Esq., *Program Co-Chair*
Diepenbrock Harrison ~ Sacramento, CA
- 8:45 California Water Law and Its Interplay with Water Quality**

Overlap between the federal Clean Water Act, the California Porter-Cologne Act and the Water Code; administrative procedures governing the law

Kevin T. Haroff, Esq., *Program Co-Chair*
- 9:30 Navigable Waters: The Legacy of SWANCC and Rapanos Cases**

Supreme Court decisions: Questions over the scope of federal regulation of point source discharges of pollutants to surface waters and the management of jurisdictional wetlands

Joshua A. Bloom, Esq.
Barg Coffin Lewis & Trapp LLP ~ San Francisco, CA
- 10:15 Break**
- 10:30 New Federal Enforcement Initiatives under the Clean Water Act: The Expected Increase in Both Civil and Criminal Actions**

EPA's focus on "vulnerable communities" with special health, safety or welfare concerns: CSO's; animal waste; stormwater runoff; clean drinking water; water bodies of regional and local importance

Paul N. Singarella, Esq., P.E.
Latham & Watkins LLP ~ Costa Mesa, CA
- 11:15 Regulation of Pesticide Use Under the CWA: EPA Rule Revisions After *National Cotton Council v. EPA*; New Requirements in the Central Valley**

EPA progress toward a final NPDES general permit for application of pesticides registered under FIFRA; Central Valley Regional Board development of a new pesticide TMDL and basin plan for the Sacramento and San Joaquin Valleys; Delta

Jeffrey B. Margulies, Esq.
Fulbright & Jaworski L.L.P. ~ Los Angeles, CA
- 12:00 Lunch (on your own)**

- 1:15 Special Policy Address: The Challenge of Developing a Coherent Overall Water Policy**

Putting together the pieces: More or less rain than normal; impact of litigation and the two big biological opinions; regulatory constraints affecting water supplies; developing a Plan B if bond fails

Jason Peltier, *Chief Deputy General Manager*
Westlands Water District ~ Fresno, CA
- 1:45 Regional Stormwater Management: New Requirements for Municipal Discharges**

RWQCB's NPDES Permit for Alameda, Contra Costa, San Mateo, and Santa Clara counties; the state's watershed plan for PCBs in San Francisco; North Coast Regional Board requirements for Sonoma County; state stormwater developments

Keith M. Casto, Esq.
Shook, Hardy & Bacon L.L.P. ~ San Francisco, CA
- 2:30 Recent and Upcoming Changes in General Construction and Industrial Permits**

Elizabeth Lake, Esq.
Holland & Knight LLP ~ San Francisco, CA
- 3:15 Break**
- 3:30 Urban and Agricultural Water Conservation Rules**

California's new laws targeting a 20% per capita reduction in urban water use by 2020; requiring agricultural water suppliers to implement new conservation measures

Ryan S. Bezerra, Esq.
Bartkiewicz, Kronick & Shanahan ~ Sacramento, CA
- 4:15 Groundwater Management: Monitoring and Prospects for Future Regulation**

The coming requirement for local agencies to monitor the elevation of their groundwater basins; regional board activities on alleged discharges to groundwater

Tiffany R. Hedgpeth, Esq.
Bingham McCutchen LLP ~ Los Angeles, CA
- 4:45 The Endangered Species Act's Continuing Impact on California Water Supply Management**

Jon D. Rubin, Esq., *Program Co-Chair*
- 5:30 Continue the Exchange of Ideas: Reception for Faculty and Attendees Sponsored by Diepenbrock Harrison and Shook, Hardy & Bacon L.L.P.**



About the Conference

LAW SEMINARS INTERNATIONAL

We dedicate all of our efforts to producing high-quality professional education programs.

Our seminars provide an opportunity for lawyers to learn about their clients' businesses and for the clients to learn about the legal issues impacting their business.

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This comprehensive conference addresses key water quality and stormwater management issues in California, including new federal and state policy initiatives and enforcement priorities.

Congress enacted the Clean Water Act more than 30 years ago, yet the Act remains a work in progress. Today stormwater issues are a significant source of concern to the health of California and the object of ever increasing environmental restrictions, enforcement and land use regulations. Special requirements and treatment of wetlands, coastal areas and other habitat issues, along with compliance with numeric standards, will be a significant challenge to many businesses and municipalities.

We have assembled this distinguished faculty of representatives from federal, state and local governments, consultants and practitioners, to provide practical solutions and insights on managing these issues.

~ Program Co-Chairs: Kevin T. Haroff, Esq. and Jon D. Rubin, Esq.



- 8:00 Continental Breakfast
- 8:30 Introduction and Overview
 - Kevin T. Haroff, Esq., *Program Co-Chair*
 - Jon D. Rubin, Esq., *Program Co-Chair*
- 8:45 Overview of the 2009 Sacramento-San Joaquin Delta Reform Act: Update on the New Framework to Provide a More Reliable Water Supply to California While Restoring and Enhancing the Delta Ecosystem
 - New Delta Governance Mechanisms: Delta Stewardship Council and performance measures; Sacramento-San Joaquin Delta Conservancy for advancing ecosystem restoration; restructuring of the current Delta Protection Commission
 - Steven P. Saxton, Esq.
Downey Brand LLP ~ Sacramento, CA
- 9:30 The 2010 Bond Legislation
 - What does it cover and will it pass?
 - Walter L. Wadlow, *General Manager*
Alameda County Water District ~ Fremont, CA
- 10:15 Break
- 10:30 Klamath River Basin
 - The February 2010 Restoration Agreement and its implications
 - Paul S. Simmons, Esq.
Somach Simmons & Dunn ~ Sacramento, CA
- 11:15 EPA Region 9 Water Priorities and Issues
 - An overview of EPA Region 9's wastewater, stormwater, water-quality restoration and enforcement priorities
 - Alexis Strauss, *Water Division Director*
U.S. EPA Region 9 ~ San Francisco, CA
- 12:00 Lunch (on your own)

- 1:15 Addressing Water Supply Issues under CEQA after *Vineyard v. City of Rancho Cordova*
 - In *Vineyard Area Citizens for Responsible Growth v. City of Rancho Cordova*, the California Supreme Court clarified the rules for preparing a water supply analysis under CEQA, but also created uncertainty
 - Andrea A. Matarazzo, Esq.
Diepenbrock Harrison ~ Sacramento, CA
- 2:00 Water Board Policy Priorities
 - SWRCB and RWQCB issues and priorities
 - Pamela Creedon, P.E., *Executive Officer*
Central Valley Regional Water Quality Control Board
Rancho Cordova, CA
 - Catherine Kuhlman, *Executive Officer*
North Coast Regional Water Quality Control Board
- 3:15 Defending Against Civil Administrative and Judicial Complaints
 - John R. Epperson, Esq.
Farella Braun + Martel LLP ~ San Francisco, CA
- 4:00 Evaluations and Adjourn

Upcoming Seminars:

Energy in the Southwest	July 14-15, 2010	Santa Fe, NM
Natural Resource Damages	July 15-16, 2010	Santa Fe, NM
Winery & Wine Distribution Law	August 2-3, 2010	Quincy, WA
Renewable Energy	August 19-20, 2010	Minneapolis, MN

See more at www.lawseminars.com



Registration & Other Conference Information

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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 \$995 with a group rate of \$845 each for two or more registrants from the same firm. For government employees, we offer a special rate of \$695. For students and people in their job for less than a year, our rate is \$497.50. All rates include admission to all seminar sessions, food and beverages at breaks, and all course materials. Make checks payable to Law Seminars International.

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 13, 2010. After that time, we will credit your tuition toward attendance at another program or the purchase of a Homestudy. There is a \$25 cancellation fee for Course Materials orders and \$50 for Homestudy orders.

Seminar Location: The conference will be held at the San Francisco Marriott Union Square Hotel at 480 Sutter Street in San Francisco, CA 94108. Call the hotel directly at (415) 398-8900 for reservations at the special negotiated rate of \$169 and mention that you are attending a Law Seminars International conference. Rooms are on a first come, first served basis.

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Faculty: California Water Quality & Supply Conference

Kevin T. Haroff, *Program Co-Chair*, partner at Shook, Hardy & Bacon L.L.P., represents businesses, individuals and governmental entities in complex environmental law, civil litigation and regulatory enforcement cases. He is listed in *Chambers*.

Jon D. Rubin, *Program Co-Chair*, principal at Diepenbrock Harrison, focuses on the areas of natural resources and water law in the firm's Land Use and Environmental Law Department. He is special counsel to major state water entities including Westlands Water District and San Luis & Delta-Mendota Water Authority.

Ryan S. Bezerra, shareholder at Bartkiewicz, Kronick & Shanahan, focuses on water rights and water quality issues, including litigation of related disputes, advising clients on groundwater rights and the Endangered Species Act, and preparing water-supply assessments.

Joshua A. Bloom, partner at Barg Coffin Lewis & Trapp LLP, focuses on environmental litigation and counseling concerning all aspects of federal and state environmental law, including the Clean Water Act, CERCLA, RCRA and other hazardous substance regulations, Proposition 65 and TSCA.

Keith M. Casto, partner at Shook, Hardy & Bacon L.L.P., focuses on environmental regulatory and transactional consultation, environmental and toxic tort litigation, and white collar environmental criminal defense. Previously he was with the EPA.

Pamela Creedon, P.E. is the Executive Officer of the Central Valley Water Quality Control Board. She

is a licensed Civil Engineer and a Board Certified Environmental Engineer.

John R. Epperson, special counsel at Farella Braun + Martel LLP, focuses on environmental and occupational health and safety regulatory compliance counseling, including permitting, defense of enforcement actions, site investigations and remediation.

Tiffany R. Hedgpeth, partner at Bingham McCutchen LLP, focuses on environmental law, with an emphasis on litigation relating to contaminated soil, groundwater and surface water as well as sewage spills and discharges. She is a "Super Lawyer."

Catherine Kuhlman is the Executive Officer of the North Coast Regional Water Quality Control Board.

Elizabeth Lake, partner at Holland & Knight LLP, focuses on energy, land use, and complex project permitting, compliance counseling, natural resource and environmental transactions, and regulatory and legislative development.

Jeffrey B. Margulies, partner at Fulbright & Jaworski L.L.P., advises clients on regulatory environments, including compliance, enforcement and litigation, and heads the California Climate Change Practice. He is listed in *Chambers* and *Best Lawyers*, and is a "Super Lawyer."

Andrea A. Matarazzo, partner at Diepenbrock Harrison, focuses on land use issues and project permitting, with an emphasis on issues arising under CEQA. She has taught land use planning law at the University of the Pacific, McGeorge School of Law.

Jason Peltier is the Chief Deputy General Manager of Westlands Water District.

Previously he was the Principal Deputy Assistant Secretary for Water and Science at the U.S. Department of the Interior.

Steven P. Saxton, partner at Downey Brand LLP, focuses on water supply, water rights and land use, and has tried NEPA, CEQA, and Endangered Species Act issues. He represents Sacramento Valley CVP contractors in federal court litigation involving the Delta smelt and Chinook salmon biological opinions, and litigation testing "area of origin" protections for the Sacramento River watershed.

Paul S. Simmons, shareholder at Somach Simmons & Dunn, focuses on water, natural resources, and environmental law, including water rights, water quality regulation, wetlands, endangered species, CEQA and NEPA.

Paul N. Singarella, P.E., partner, Local Chair of the Environment, Land and Resources Department and Co-Chair of the Department's strategic committee at Latham & Watkins LLP, focuses on environmental law, including natural resources, water and contamination.

Alexis Strauss is Director of the Water Division of the EPA, Region 9. Previously she worked in the hazardous waste and Superfund programs managing cleanups and enforcement for private sites and federal facilities. She was Deputy Director of the Water Division in the early 1990s.

Walter L. Wadlow is the General Manager of the Alameda County Water District. He has more than 25 years of experience working on California water issues at the local, regional, and state levels.

July 19 & 20, 2010
San Francisco, California

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Who Should Attend:

Attorneys, governmental officials, real estate and environmental professionals, consultants and planners

You Will Learn About:

- California water law and water quality
- Navigable waters: The legacy of SWANCC and Rapanos Cases
- New federal enforcement initiatives
- Regulation of pesticides
- Regional storm water management
- Changes in general construction and industrial permits
- Urban and agricultural water conservation and recycling
- Groundwater management
- The ESA's impact on water supply management
- 2009 Sacramento-San Joaquin Delta Reform Act
- Current bond legislation
- Klamath River Basin: 2010 Restoration Agreement
- Water supply issues under CEQA
- Water boards' policy priorities
- Defending against civil administrative and judicial complaints

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