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October 16, 2009

To: Petitioners and Respondent Groundwater Conservation Districts

From: Joe P. Reynolds, Attorney *JK*

Re: Hearing on Appeal of Groundwater Management Area 9 Desired Future Conditions

The hearing on the petitions submitted by the Commissioners Court of Kerr County, the Plateau Water Planning Group (Region J), and the Upper Guadalupe River Authority (Petitioners) under 31 Tex. Admin. Code § 356.44 shall be held on Monday, November 2, 2009 at the offices of the Upper Guadalupe River Authority, 125 Lehmann Drive, Suite 100, Kerrville, Texas. Because of the nature of the claims and the evidence being presented, the petitions are being consolidated.

The hearing will begin at 10:00 A.M. and conclude at 3:00 P.M. with the following schedule, which may be adjusted as necessary:

10:00 to 10:30	Introductions and housekeeping matters
10:30 to 12:00	Petitioners' presentation
12:00 to 1:00	Lunch break
1:15 to 2:45	Respondents' presentation
2:45 to 3:00	Concluding business and adjournment

Petitioners and Respondents should coordinate within each group how they wish to use their allotted time. The Petitioners may reserve a portion of their 90 minutes, at their discretion, for rebuttal testimony, but the rebuttal testimony must be limited to issues raised by the Respondents. There will be no cross-examination of those making presentations and no objections to the testimony or exhibits. Although preferred, a "question and answer" format will not be required for testimony.

Testimony and evidence presented should go to support the claims asserted in the petitions. New evidence not addressed in the petition must be provided to Respondents and to the TWDB at least 7 days before the hearing. Evidence that does not support one or more of the reasons for challenging the desired future condition previously stated in the petition will not be accepted.

A court reporter will be provided to record the proceedings. Copies of PowerPoint presentations and oversized exhibits must be provided to the court reporter and to the TWDB. Please also be prepared to provide the court reporter with a list of those who will be making presentations at the hearing.

Our Mission

To provide leadership, planning, financial assistance, information, and education for the conservation and responsible development of water for Texas.

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Other interested persons will have 10 business days from the close of the hearing in which to submit written evidence. No time will be allotted for public comment during the hearing.

DATE	TIME	EVENT
Monday, November 2, 2009	10:00 A.M.- 3:00 P.M.	Hearing on the Petitions
Tuesday, November 17, 2009	5:00 P.M.	Record Closes
Thursday, January 14, 2010	5:00 P.M.	Summary, Analysis, and Recommendations provided to Parties
Thursday, January 21, 2010	TWDB Board Meeting	Petition Presented to the Board

If you have any questions about the procedures or schedule, you may contact me at 512.936.2414 or joe.reynolds@twdb.state.tx.us.