



Linda S. Adams  
Secretary for  
Environmental Protection

# State Water Resources Control Board

## Executive Office

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Governor

AUG 19 2008

### CERTIFIED MAIL & VIA EMAIL

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Dear Ms. Sivas:

PETITION OF SURFRIDER FOUNDATION (RESOLUTION NO. R9-2008-0039, CONDITIONAL APPROVAL OF REVISED FLOW, ENTRAINMENT, AND IMPINGEMENT MINIMIZATION PLAN FOR POSEIDON RESOURCES CORPORATION CARLSBAD DESALINATION PROJECT), SAN DIEGO WATER BOARD: DISMISSAL  
**SWRCB/OCC FILE A-1931**

After careful consideration, it is concluded that the petition in this matter fails to raise substantial issues that are appropriate for review by the State Water Resources Control Board (State Water Board). Accordingly, the petition is dismissed as of this date. (See Cal. Code Regs., tit. 23, § 2052(a)(1); *People v. Barry* (1987) 194 Cal.App.3d 158 [239 Cal.Rptr. 349]; *Johnson v. State Water Resources Control Board* (2004) 123 Cal.App.4th 1107 [20 Cal.Rptr.3d 441].)

If you have any questions about this matter, please contact Marleigh Wood, Senior Staff Counsel, in the State Water Board's Office of Chief Counsel, at (916) 341-5169.

Sincerely,

Dorothy Rice  
Executive Director

cc: See next page

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cc: Mr. Joe Geever **[via Certified mail & email]**  
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