



SOMACH SIMMONS & DUNN
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June 11, 2021

Via Electronic Mail

Dustin C. Cooper
1681 Bird Street, P.O. Box 1679
Oroville, California 95965
dcooper@minasianlaw.com

Re: June 4, 2021 Settlement Proposal

Dear Mr. Cooper:

This letter responds to your letter dated June 4, 2021, containing the settlement proposal you presented during the mandatory settlement conference in *South Feather Water and Power Agency v. North Yuba Water District*, Butte County Superior Court Case No. 21CV00815.

In your letter you write, in part, the following: “We ask that you promptly respond, no later than close of business June 11, 2021, if NYWD representatives are willing to recommend adoption of the proposal to NYWD’s board of directors.” At the next North Yuba Board of Directors meeting we will present the Board with SFWPA’s proposed settlement in accordance with our ethical obligation under California Rules of Professional Conduct, rule 1.4.1, subd. (a)(2). We will not, however, disclose to you our comments to the Board regarding the settlement proposal because doing so violates the attorney-client and attorney work product privileges. (Cal. Evid. Code, § 954, subd. (c); Cal. Code Civ. Proc., §§ 2018.010 – 2018.040.)

Very truly yours,

SOMACH SIMMONS & DUNN



Michael E. Vergara

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