

BOUTIN JONES INC.
Daniel S. Stouder (SBN 226753)
Eric C. Miller (SBN 302594)
Ian K. McGlone (SBN 315201)
555 Capitol Mall, Suite 1500
Sacramento, CA 95814-4603
T: (916) 321-4444/F: (916) 441-7597
Email: dstouder@boutinjones.com
emiller@boutinjones.com
imcglone@boutinjones.com

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Pursuant to Gov. Code § 6103*

Attorneys for Plaintiff North Yuba Water District

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SUTTER
UNLIMITED JURISDICTION**

NORTH YUBA WATER DISTRICT,

Plaintiff,

vs.

SOUTH FEATHER WATER AND
POWER AGENCY, and DOES 1 through
10, inclusive,

Defendants.

Case No. CVCS21-0001857

**DECLARATION OF ERIC C. MILLER IN
SUPPORT OF ADDITIONAL DISCOVERY
RE: SPECIAL INTERROGATORIES, SET
ONE**

Complaint filed: June 17, 2021

I, Eric Miller, declare:

1. I am an attorney at law licensed to practice before all courts of the state of California, and am a shareholder with the law firm of Boutin Jones Inc., attorneys for Plaintiff North Yuba Water District (“Plaintiff”).

2. I make this declaration in support of additional discovery relating to Plaintiff’s Special Interrogatories, Set One (“Interrogatories”), propounded to Defendant South Feather Water and Power Agency (“Defendant”).

3. This set of Special Interrogatories will cause the total number of Special Interrogatories propounded by Plaintiff to Defendant to exceed the number of Special Interrogatories permitted by Section 2030.030 of the California Code of Civil Procedure.

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1 4. This set of Special Interrogatories contains a total of 287 Interrogatories.

2 5. I am familiar with the issues and the previous discovery conducted by the parties in this
3 matter. Plaintiff has not previously propounded any Special Interrogatories in this matter.

4 6. I have personally examined each of the Interrogatories in this set of Special
5 Interrogatories.


6 7. The number of Interrogatories is warranted under Section 2030.040 of the California
7 Code of Civil Procedure because of the quantity of the existing and potential issues in this case. This
8 is a complex case involving financial records spanning over 20 years, complicated accounting issues
9 and regulatory/compliance issues related to FERC, and potentially tens of millions of dollars in
10 damages. The financial burden on both parties would be far greater if these issues were addressed in
11 an oral deposition instead of these interrogatories because of the volume of information requested and
12 the likely need of Defendant to review financial records to accurately respond to the interrogatories.
13 Thus, this is a more expedient form of discovery because it will provide Defendant the opportunity to
14 conduct an inquiry, investigation, and/or search of files or records to supply the information sought.

15 8. None of the requests in this set of Special Interrogatories are being propounded for any
16 improper purpose, such as to harass the party, or the attorney for the party, to whom it is directed, or to
17 cause unnecessary delay or needless increase in the cost of litigation.

18 I declare under penalty of perjury under the laws of the state of California that the foregoing is
19 true and correct. Executed this 7th day of February, in Sacramento, California.

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BOUTIN JONES INC.

By: 

Daniel S. Stouder
Eric C. Miller
Ian K. McGlone

Attorneys for Plaintiff North Yuba Water District

PROOF OF SERVICE
[CCP §1013, 1013a]

The undersigned declares:

I am employed in the County of Sacramento, State of California. I am over the age of 18 years and not a party to the within action; I am employed by Boutin Jones Inc., 555 Capitol Mall, Suite 1500, Sacramento, California 95814-4603.

On this date I served the foregoing document described as:

**DECLARATION OF ERIC C. MILLER IN SUPPORT OF ADDITIONAL DISCOVERY
RE: SPECIAL INTERROGATORIES, SET ONE**


	by mail on all parties in said action by regular, first class United States mail, postage fully pre-paid, by placing a true copy thereof enclosed in a sealed envelope in a designated area for outgoing mail, addressed as set forth below.
	by personally delivering a true copy thereof, in accordance with Code of Civil Procedure § 1011, to the person(s) and at the address(es) set forth below.
	by overnight delivery on the following party(ies) in said action, in accordance with Code of Civil Procedure § 1013(c), by placing a true copy thereof enclosed in a sealed envelope, with delivery fees paid or provided for, and delivering that envelope to an overnight express service carrier as defined in Code of Civil Procedure § 1013(c).
X	by e-mail or electronic transmission on all parties in said action, I caused the document(s) to be sent to the person(s) at the e-mail address(es) listed.

addressed to the person(s) on whom it is to be served, whose name(s) and address(es) are listed below:

Dustin Cooper, Esq. MINASIAN, MEITH 1681 Bird Street P.O. Box 1679 Oroville, CA 95965-1679 Email: dcooper@minasianlaw.com cc: Jackson Minasian jminasian@minasianlaw.com Aidan Wallace AWallace@Minasianlaw.com Alicia Toohey atoohy@Minasianlaw.com ljanowski@minasianlaw.com dbeth@minasianlaw.com asoares@minasianlaw.com	<i>Attorneys for South Feather Water & Power Agency</i>
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

EXECUTED on February 7, 2024, at Sacramento, California.



Ricky Zapardiel