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Attachment 11

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Monterey Peninsula Water Management
District, City of Marina and Marina Coast
Water District,

Complainant,

vs.

California American Water Company
(U210W),

Defendant.

Case 26-06-021
(filed June 6, 2026)

**DECLARATION OF TYLER POTTER IN SUPPORT OF ANSWER OF CALIFORNIA
AMERICAN WATER COMPANY (U210W) TO COMPLAINT OF MONTEREY
PENINSULA WATER MANAGEMENT DISTRICT, CITY OF MARINA, AND MARINA
COAST WATER DISTRICT**

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*Attorneys for California American Water
Company*

Dated: August 6, 2026

I, TYLER POTTER, hereby declare:

1. I am a Project Director at Denise Duffy and Associates, Inc. I provided environmental and planning consulting services to California American Water Company (“California American Water”) in relation to the Monterey Peninsula Water Supply Project (“MPWSP”) desalination project (“Project”).

2. I have personal knowledge of the matters stated in this declaration, and if called as a witness, I could and would testify competently thereto.

3. I participated in conversations with California Public Utilities Commission (“CPUC”) staff, including John Forsythe and members of Environmental Science Associates (“ESA”), the CPUC’s environmental consultant, regarding the phased construction of the Project to comply with the Coastal Commission’s conditions of approval.

4. These conversations took place from March 2025 to July 2026. Following the initial March 2025 meeting, I assisted California American Water in preparing and submitting a request for a Notice to Proceed with construction of the Project.

5. In these conversations, I apprised CPUC staff of California American Water’s intent to begin construction of the Project with a 4.8 mgd desalination plant capacity phase, to comply with both D.18-09-017 and the Coastal Commission’s conditions of approval.

6. CPUC staff did not request a minor project refinement memo or a Petition for Modification to document or seek approval for this phased construction approach before issuing NTP-5a on October 14, 2025.

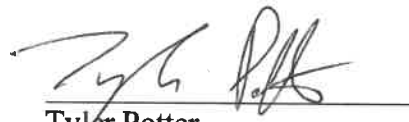
7. NTP-5a allows for site preparation and grading in anticipation of construction of the 4.8 mgd phase of the Project. These activities commenced in February 2026.

8. The CPUC issued NTP-5b on May 29, 2026. NTP-5b authorizes construction of the 4.8 mgd phase of the 6.4 mgd desalination project.

9. At no point before issuing NTP-5b did the CPUC staff communicate any need for a minor project refinement memo or a Petition for Modification to document or seek approval for the phased construction approach.

I declare under penalty of perjury according to the laws of the State of California that the foregoing is true and correct.

Executed on this 6th day of August 2026, at Monterey, California.


Tyler Potter

