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FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO

DEC 28 2018

BY *[Signature]* DEPUTY
Stephanie Haro

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN BERNARDINO

CHINO BASIN MUNICIPAL WATER
DISTRICT,

Petitioner,

v.

CITY OF CHINO, et al.,

Defendants.

Case No. RCVRS 51010

Judge: Stanford E. Reichert

~~PROPOSED~~ ORDER RE EX PARTE
APPLICATION TO SPECIALLY SET A
HEARING AND BRIEFING SCHEDULE

Date: December 5, 2018

Time: 8:30 a.m.

Dept.: S35

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1 PROPOSED ORDER

2
3 On December 5, 2018, in Department S35 of the above-entitled Court, the Ex Parte
4 Application to Specially Set a Hearing and Briefing Schedule, dated November 28, 2018 ("Ex
5 Parte Application"), by Defendants and Appellants Cucamonga Valley Water District
6 ("Cucamonga Valley"), Monte Vista Water District ("Monte Vista"), and City of Pomona
7 ("Pomona"), and Defendants and Appellees City of Chino ("Chino"), Jurupa Community
8 Services District ("Jurupa Community"), and City of Ontario ("Ontario") (collectively "Appeal
9 Parties") came on for hearing, the Honorable Stanford E. Reichert, Judge presiding. The
10 following parties appeared: Gene Tanaka for Cucamonga Valley; Andrew Gagen for Monte
11 Vista; Thomas S. Bunn III for Pomona; Jimmy Gutierrez for Chino; Robert Donlan, via
12 CourtCall, for Jurupa Community; Fred Fudacz for Ontario; Bradley Herrema for Chino Basin
13 Watermaster; John Schatz for Appropriative Pool; Allan Hubsch for Non-Agricultural Pool
14 Committee; and Tracy Egoscue for Overlying (Agricultural) Pool Committee.

15
16 After consideration of the papers filed in connection with the Ex Parte Application and
17 arguments of counsel, and good cause appearing, IT IS HEREBY ORDERED:

18
19 1. The Motion to Approve Amendments to Appropriative Pool Pooling Plan and
20 Court-Approved Management Agreements ("Motion to Approve") by Appeal Parties shall be
21 briefed and heard as follows:

22
23 A. The Motion to Approve and all supporting papers shall be served through
24 Watermaster and filed by noon, January 15, 2019.

25
26 B. All opposition papers shall be served through Watermaster and filed by
27 noon, February 13, 2019.

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1 C. All reply papers shall be served through Watermaster and filed by noon,
2 February 28, 2019.

3
4 D. The Motion to Approve shall be heard on March 15, 2019, at 1:30 p.m., in
5 Department S35 of the above-entitled Court.

6
7 2. The Petition for Writ of Mandate, dated November 19, 2018 ("Writ Petition"), by
8 the Overlying (Agricultural) Pool and the Motion to Confirm Stay Pending Appeal, dated August
9 10, 2017 ("Motion to Confirm Stay"), by Cucamonga Valley, Monte Vista, and Pomona,
10 currently set for hearing on December 28, 2019, shall be taken off-calendar. At the hearing on
11 the Motion to Approve on March 15, 2019, the Court will set a briefing schedule and hearing on
12 the Writ Petition and Motion to Confirm Stay, if necessary.

13
14 3. The Motion Regarding Amendment of Pooling Plan for the Non-Agricultural Pool,
15 dated October 4, 2018 ("Motion re NAP Pooling Plan"), by the Non-Agricultural Pooling
16 Committee, currently set for hearing on December 28, 2019, shall be continued as follows:

17
18 A. Any opposition papers shall be served through Watermaster and filed by
19 noon on January 15, 2015.

20
21 B. Any reply papers shall be served through Watermaster and filed by noon
22 on February 13, 2019.

23
24 C. The Motion re NAP Pooling Plan shall be heard on March 15, 2019, at
25 1:30 p.m.

26
27 4. Chino Basin Watermaster's Motion for Court Approval of 2018 Recharge Master
28 Plan Update, dated October 5 and 9, 2018, Request for Court to Receive and File Watermaster
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1 Semi-Annual OBMP Status Reports 2017-2 and-2018-1, dated October 9, 2018, and Motion for
2 Court to: Re-Appoint Nine-Member Watermaster Board for a Further Five-Year Term, etc, dated
3 November 28, 2019 (collectively "Watermaster Motions"), shall remain on calendar for
4 December 28, 2018. All opposition papers and reply papers shall be served through Watermaster
5 and filed with the Court pursuant to the deadlines in California Code of Civil Procedure section
6 1005(b).

7
8 5. A courtesy copy of all papers filed with the Court in connection with the above
9 motions shall be delivered by Watermaster to the chambers of Judge Reichert.

10
11 Dated: 12-28-18

Stanford E. Reichert
12 JUDGE OF THE SUPERIOR COURT
13 STANFORD E. REICHERT



CHINO BASIN WATERMASTER

Case No. RCVRS 51010

Chino Basin Municipal Water District v. City of Chino, et al.

PROOF OF SERVICE

I declare that:

I am employed in the County of San Bernardino, California. I am over the age of 18 years and not a party to the within action. My business address is Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, California 91730; telephone (909) 484-3888.

On January 3, 2019 served the following:

1. ORDER RE EX PARTE APPLICATION TO SPECIALLY SET A HEARING AND BRIEFING SCHEDULE

/X/ BY MAIL: in said cause, by placing a true copy thereof enclosed with postage thereon fully prepaid, for delivery by United States Postal Service mail at Rancho Cucamonga, California, addresses as follows:

See attached service list: Mailing List 1

/ / BY PERSONAL SERVICE: I caused such envelope to be delivered by hand to the addressee.

/ / BY FACSIMILE: I transmitted said document by fax transmission from (909) 484-3890 to the fax number(s) indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting fax machine.

/X/ BY ELECTRONIC MAIL: I transmitted notice of availability of electronic documents by electronic transmission to the email address indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting electronic mail device.

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

Executed on January 3, 2019 in Rancho Cucamonga, California.



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Chino Basin Watermaster

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