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PER GOV. CODE, § 6103**

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF SAN BERNARDINO

CHINO BASIN MUNICIPAL WATER  
DISTRICT,  
  
Plaintiff,  
  
vs.  
  
CITY OF CHINO, ET AL.,  
  
Defendants.

Case No: RCVRS 51010  
  
*Assigned for All Purposes to:  
Honorable Stanford E. Reichert*  
  
**APPROPRIATIVE POOL MEMBER  
AGENCIES' STATUS REPORT RE:  
MEDIATION**  
  
Date: March 26, 2021  
Time: 1:30 p.m.  
Department: S35  
  
Motion Filed: October 23, 2020  
Motion Heard: November 13, 2020

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TO THE COURT AND ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Attached hereto as **Exhibit A** is a true and correct copy of the mediator's written declaration of impasse and notice of conclusion of the mediation.

Dated: March 24, 2021

NOSSAMAN LLP  
FREDERIC A. FUDACZ  
GINA R. NICHOLLS

By:  \_\_\_\_\_

Gina R. Nicholls  
Attorneys for CITY OF ONTARIO

# **EXHIBIT A**

**Nicholls, Gina R.**

---

**From:** Hon. Peter D. Lichtman (Ret.) <judgelichtman@signatureresolution.com>  
**Sent:** Monday, March 22, 2021 5:12 PM  
**To:** Nicholls, Gina R.; tracy@egoscuelaw.com  
**Cc:** Jasmine Lu  
**Subject:** [External] Chino Basin Municipal Water District v. City of Chino, et al.

Dear Counsel:

In accord with Section 9.3 sub-part 6 of the Peace Agreement, the mediator notes that a mediation was conducted with the parties but regrettably was unsuccessful. Accordingly, the mediator hereby declares an impasse and notifies the court that it may proceed with its ruling on the matter briefed, argued and submitted. The confidentiality provision of the statute governing mediations precludes any further information from being disclosed.

I wish to thank all counsel for their participation.

This communication may be relayed to the court as evidence of compliance with the provisions of the Peace Agreement.

Hon. Peter D. Lichtman (Ret.)

**SIGNATURE**

RESOLUTION

Signature Resolution - Downtown LA  
633 West 5th Street, Suite 1000 Los Angeles, CA 90071  
213-622-1002

Signature Resolution - Century City  
2049 Century Park East, Suite 620 Los Angeles, CA 90067  
310-455-8160

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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 March 24, 2021 I served the following:

1. APPROPRIATIVE POOL MEMBER AGENCIES' STATUS REPORT RE: MEDIATION

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.

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 March 22, 2021 in Rancho Cucamonga, California.

  
By: Janine Wilson  
Chino Basin Watermaster

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