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CHINO BASIN WATERMASTER

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 FOR THE COUNTY OF SAN BERNARDINO

11 CHINO BASIN MUNICIPAL WATER
12 DISTRICT,

13 Plaintiff,

14 v.

15 CITY OF CHINO, ET AL.,

16 Defendants.

Case No. RCV RS 51010

[Assigned for All Purposes to the
Honorable Stanford E. Reichert, Dept. S35]

**NOTICE OF LODGING [PROPOSED]
ORDER RE OVERLYING
(AGRICULTURAL) POOL'S MOTION
FOR ATTORNEY'S FEES**

Date: November 5, 2021

Time: 1:30 p.m.

Dept: S35

(FEE EXEMPT PER GOVERNMENT CODE § 6103)

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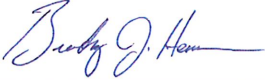
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TO ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that a true and correct copy of a [Proposed] Order Re
Overlying (Agricultural) Pool's Motion for Attorney's Fees, attached hereto as Exhibit "A" is
hereby lodged with the Court.

Dated: November 22, 2021

BROWNSTEIN HYATT FARBER SCHRECK, LLP

By: 

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CHINO BASIN WATERMASTER

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Exhibit A

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

CHINO BASIN MUNICIPAL WATER
DISTRICT,

 Plaintiff,

 v.

CITY OF CHINO, ET AL.,

 Defendants.

Case No. RCV RS 51010

[Assigned for All Purposes to the
Honorable Stanford E. Reichert]

**[PROPOSED] ORDER RE OVERLYING
(AGRICULTURAL) POOL'S MOTION
FOR ATTORNEY'S FEES**

Date: November 5, 2021
Time: 1:30 p.m.
Dept: S35

1 **[PROPOSED] ORDER**

2 On November 5, 2021, the Overlying (Agricultural) Pool’s July 26, 2021 Motion for
3 Attorney’s Fees (“Motion”) came on regularly for hearing in the above-captioned matter. Having
4 read and considered the papers and heard the arguments of counsel, the Motion is DENIED in its
5 entirety, on the basis that all fees sought by the Overlying (Agricultural) Pool are either for
6 activities that were adversarial to the Appropriative Pool or, in the alternative, the Court could not
7 determine whether the claimed fees were fair, reasonable, appropriate, and consistent with the
8 Court’s May 28, 2021 Order, due to the level of redaction of the invoices supporting such claimed
9 fees.

10 It is further ordered that, within 30 days of this order, Watermaster shall return all funds
11 currently held in escrow under the prior request of the members of the Appropriative Pool in the
12 same amounts as each member paid them into the escrow account.

13 It is further ordered that, within 30 days of this order, the City of Chino shall file and
14 serve a motion as to the procedure for reimbursement of any assessments that are not held in the
15 escrow account that may be due to the paying party. Such motion shall be heard on February 4,
16 2022 at 1:30 p.m., in Department S35 of this Court, located at 247 West 3rd Street, San
17 Bernardino, California 92415.

18
19 **IT IS SO ORDERED.**

20 Dated: _____
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22 _____
23 Hon. Stanford E. Reichert
24 Judge of the Superior Court
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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 November 22, 2021 I served the following:

1. NOTICE OF LODGING [PROPOSED] ORDER RE OVERLYING (AGRICULTURAL) POOL'S MOTION FOR ATTORNEY'S FEES

/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

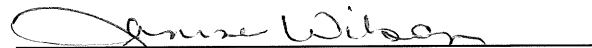
/ BY PERSONAL SERVICE: I caused such envelope to be delivered by hand to the addressee.

/ 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 November 22, 2021 in Rancho Cucamonga, California.


By: Janjhe Wilson
Chino Basin Watermaster

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