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CHINO BASIN WATERMASTER

8
9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **COUNTY OF SAN BERNARDINO**

11
12 CHINO BASIN MUNICIPAL WATER
DISTRICT,

13 Plaintiff,

14 v.

15 CITY OF CHINO, et al.,

16 Defendants.
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Case No. RCV RS 51010

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

**STIPULATION TO CONTINUE
HEARING ON ONTARIO
APPLICATION FOR AN ORDER TO
EXTEND TIME UNDER JUDGMENT
TO CHALLENGE WATERMASTER
ACTION ON NOVEMBER 18, 2021 TO
APPROVE THE FY 2021/2022
ASSESSMENT PACKAGE. IF SUCH
REQUEST IS DENIED, THIS FILING
IS THE CHALLENGE**

Date: April 22, 2022
Time: 1:30 p.m.
Dept.: S35

28 STIPULATION TO CONTINUE HEARING ON ONTARIO APPLICATION FOR AN ORDER TO EXTEND
TIME UNDER JUDGMENT TO CHALLENGE WATERMASTER ACTION ON NOVEMBER 18, 2021 TO
APPROVE THE FY 2021/2022 ASSESSMENT PACKAGE. IF SUCH REQUEST IS DENIED, THIS FILING IS
THE CHALLENGE

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STIPULATION

The Chino Basin Watermaster (“Watermaster”), City of Ontario (“Ontario”), Cucamonga Valley Water District (CVWD), Fontana Water Company (FWC), Inland Empire Utilities Agency (IEUA) and Three Valleys Municipal Water District (TVMWD) (collectively the “Parties,” and each individually “Party”) hereby stipulate as follows:

RECITALS

1. On February 17, 2022, Ontario filed its Application for an Order to Extend Time Under Judgment to Challenge Watermaster Action on November 18, 2021 to Approve the FY 2021/2022 Assessment Package. If Such Request is Denied, this Filing is the Challenge (“Application”). The Application was set to be heard at 1:30 p.m. on April 8, 2022 in Department S35 of the above-entitled Court.

2. On March 23, 2022, new counsel appeared in this matter on behalf of Ontario as to the Application.

3. On March 25, 2022, Watermaster, IEUA, and CVWD and FWC, jointly, filed oppositions to the Application (collectively, the “Oppositions”). TVMWD joined in Watermaster’s opposition.

4. Per Code, Ontario’s reply to the Oppositions would be required to be filed no later than April 1, 2022.

TERMS

IT IS HEREBY STIPULATED that:

1. The parties agree to the continuance of the hearing on the Application to 1:30 p.m. on April 22, 2022 in Department S35 of the above-entitled Court, located at 247 West 3rd St, San Bernardino, California.

2. The Parties agree to a two week extension of the deadline for Ontario to file its reply, to and including April 15, 2022.

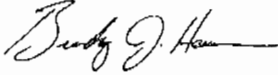
1 3. The Parties agree that the above is without prejudice to Ontario's ability to argue
2 both alternatives in its Application (application for extension of time and challenge to Watermaster
3 action), plead in the alternative.

4 IT IS SO STIPULATED.

5
6 Dated: March 28, 2022

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LLP**

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9 By: _____


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Christopher R. Guillen
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12 Dated: March __, 2022

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15 By: _____

Gene Tanaka
Steve Anderson
Attorneys For
CUCAMONGA VALLEY WATER DISTRICT

16
17
18 Dated: March __, 2022

LAGERLOF, LLP

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20 By: _____

Thomas S. Bunn III
Attorneys For FONTANA WATER
COMPANY

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2 both alternatives in its Application (application for extension of time and challenge to Watermaster
3 action), plead in the alternative.

4 IT IS SO STIPULATED.

6 Dated: March 28, 2022

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11 Bradley J. Herrema
12 Christopher R. Guillen
13 Attorneys For
14 CHINO BASIN WATERMASTER

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18 Attorneys For
19 CUCAMONGA VALLEY WATER DISTRICT

18 Dated: March 28, 2022

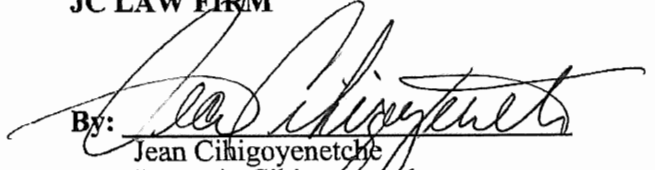
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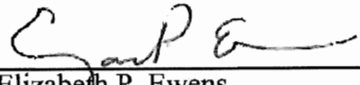
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Dated: March 28, 2022

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CITY OF ONTARIO

STIPULATION TO CONTINUE HEARING ON OPPOSITION TO ONTARIO APPLICATION FOR AN ORDER TO EXTEND TIME UNDER JUDGMENT TO CHALLENGE WATERMASTER ACTION ON NOVEMBER 18, 2021 TO APPROVE THE FY 2021/2022 ASSESSMENT PACKAGE. IF SUCH REQUEST IS DENIED, THIS FILING IS THE CHALLENGE.

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Dated: March , 2022

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1 3. The Parties agree that the above is without prejudice to Ontario's ability to argue
2 both alternatives in its Application (application for extension of time and challenge to Watermaster
3 action), plead in the alternative.

4 IT IS SO STIPULATED.

6 Dated: March 28, 2022

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 Attorneys For
 CUCAMONGA VALLEY WATER DISTRICT

18 Dated: March __, 2022

LAGERLOF, LLP

20 By: _____
 Thomas S. Bunn III
 Attorneys For FONTANA WATER
 COMPANY

[PROPOSED] ORDER

Having read and considered the preceding Stipulation to Continue Hearing on Application for an Order to Extend Time Under Judgment to Challenge Watermaster Action on November 18, 2021 to Approve the FY 2021/2022 Assessment Package. If Such Request is Denied, this Filing is the Challenge by and between the Chino Basin Watermaster (“Watermaster”), City of Ontario (“Ontario”), Cucamonga Valley Water District (CVWD), Fontana Water Company (FWC), Inland Empire Utilities Agency (IEUA) and Three Valleys Municipal Water District (TVMWD) (collectively the “Parties,” and each individually “Party”), and good cause appearing,

IT IS ORDERED:

1. Ontario’s Application for an Order to Extend Time Under Judgment to Challenge Watermaster Action on November 18, 2021 to Approve the FY 2021/2022 Assessment Package. If Such Request is Denied, this Filing is the Challenge (“Application”) shall be heard at 1:30 p.m. on April 22, 2022 in Department S35 of the above-entitled Court, located at 247 West 3rd St, San Bernardino, California.

2. Ontario shall file its reply to the oppositions the Application no later than April 15, 2022.

3. The above is without prejudice to Ontario’s ability to argue both alternatives in its Application (application for extension of time and challenge to Watermaster action), plead in the alternative.

IT IS SO ORDERED.

Dated: March __, 2022

By: _____
The Honorable Stanford E. Reichert
Judge of the Superior Court
County of San Bernardino

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 29, 2022 I served the following:

1. STIPULATION TO CONTINUE HEARING ON ONTARIO APPLICATION FOR AN ORDER TO EXTEND TIME UNDER JUDGMENT TO CHALLENGE WATERMASTER ACTION ON NOVEMBER 18, 2021 TO APPROVE THE FY 2021/2022 ASSESSMENT PACKAGE. IF SUCH REQUEST IS DENIED, THIS FILING IS THE CHALLENGE

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: Master Email Distribution List

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 29, 2022 in Rancho Cucamonga, California.



By: Janine Wilson
Chino Basin Watermaster

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