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8
9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 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. RCVRS 51010

[ASSIGNED FOR ALL PURPOSES TO THE
HONORABLE GILBERT G. OCHOA]

**NOTICE OF ENTRY OF ORDER ON
REMITTITUR**

18
19 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

20 **PLEASE TAKE NOTICE** that on February 25, 2026, the Honorable Gilbert G. Ochoa,
21 Judge of the San Bernardino Superior Court, entered the Order on Remittitur, attached hereto as
22 **Exhibit A.**

23 Dated: March 2, 2026

STOEL RIVES LLP

24
25 By: 
26 ELIZABETH P. EWENS
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27 Attorneys for
28 City of Ontario

EXHIBIT A

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13 **CHINO BASIN WATERMASTER**

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

16 CHINO BASIN MUNICIPAL WATER
17 DISTRICT,

18 Plaintiff,

19 v.

20 CITY OF CHINO, ET AL.,

21 Defendants.

22 **Case No. RCVRS51010**

23 [Assigned for All Purposes to the
24 Honorable Gilbert G. Ochoa]

25 ~~PROPOSED~~ ORDER ON
26 REMITTITUR

27 **FILED**
28 **FEE EXEMPT**
SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN BERNARDINO
CHINO/CUCAMONGA DISTRICT

FEB 25 2026

BY Stephanie Hernandez
STEPHANIE HERNANDEZ, DEPUTY

29 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

30 **PLEASE TAKE NOTICE** that the Court, having received the remittitur from the
31 California Court of Appeal, and having considered the record, the decision of the Court of
32 Appeal, and the arguments of the parties, hereby orders as follows:

33 **I. ENTRY OF JUDGMENT**

34 The Court grants the City of Ontario’s challenges to the Chino Basin Watermaster’s
35 (“Watermaster”) 2021-2022 and 2022-2023 Assessment Packages as provided in the opinion and
36 remittitur of the California Court of Appeal in *Chino Basin Municipal Water Dist. v. City of*
37 *Ontario* (April 18, 2025 Nos. E080457, E082127) ___ Cal.App.5th ___ [2025 Cal. App. Unpub.
38

1 LEXIS 2362.) (“Opinion”). Ontario is the prevailing party. As noted previously by this Court,
2 specifically, the gravamen of Ontario’s challenges “center[ed] around the 2019 Letter Agreement
3 and, importantly, although multiple issues were raised on appeal, the Court of Appeal explicitly
4 stated some of those issues were [to] be left in the ‘hands of the parties.’ What the Court of
5 Appeal focused on, and what the reversal applied to, was the ‘interpretation and application of the
6 2019 Letter Agreement. (Id. at *31.)” (Court Order February 6.)

7 **II. CORRECTIONS**

8 Watermaster is directed to correct and amend the FY 2021/2022 and FY 2022/2023
9 Assessment Packages consistent with the original DYY Program agreements, the Judgment, and
10 prior court orders. (Opinion, p. 39.) Watermaster’s correction and revisions shall account for it
11 having previously: (a) allowed FWC to voluntarily extract water from the program storage
12 account without a Local Agency Agreement; (b) exempted withdrawals/production by CVWD
13 from the DYY Program storage account “in excess of the Exhibit G performance criteria”; and (c)
14 exempted voluntary extractions from assessments without ensuring there had been corresponding
15 reductions in imported water (Id at *30) because it “would create an imbalance between the use
16 of imported surface water and stored water” within the DYY Program. (Id at *34).

17 **III. PROCEDURE**

18 Watermaster shall: (i) prepare draft revised Assessment Packages in accordance with
19 historical practice; (ii) enable stakeholder review; and (iii) present the Assessment Packages to
20 the Pool Committees, Advisory Committee, and Watermaster Board and file with the Court for its
21 review no later than March 31, 2026 and subject to further proceedings as may be directed by the
22 Court.

23 Dated: 2-25-2026



24 [Signature]
25 Judge of the Superior Court

26 Gilbert G. Ochoa

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 action within. My business address is Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, California 91730; telephone (909) 484-3888.

On March 2, 2026, I served the following:

1. NOTICE OF ENTRY OF ORDER ON REMITTITUR

/X/ BY MAIL: in said cause, by placing a true copy thereof enclosed with postage thereon fully prepaid, for delivery by the 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.

See attached service list: Master Email Distribution List

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

Executed on March 2, 2026, in Rancho Cucamonga, California.



By: Ruby Favela Quintero
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