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 9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
 10 COUNTY OF SAN BERNARDINO, SAN BERNARDINO JUSTICE CENTER

11 CHINO BASIN MUNICIPAL WATER
 12 DISTRICT,
 13 Plaintiff,
 14 v.
 15 CITY OF CHINO, et al.,
 16 Defendant.

Case No. RCVRS 51010

**FONTANA WATER COMPANY'S
 JOINDER TO WATERMASTER'S
 REPLY TO ONTARIO'S OPPOSITION
 TO MOTION FOR COURT APPROVAL
 OF CORRECTED AND AMENDED
 FISCAL YEARS 2021/22 AND 2022/23
 ASSESSMENT PACKAGES, OBJECTION
 TO REQUEST FOR JUDICIAL NOTICE
 IN SUPPORT OF THE OPPOSITION,
 AND OBJECTION TO DECLARATION
 OF COURTNEY JONES IN SUPPORT OF
 THE OPPOSITION**

Date: June 12, 2026
 Time: 11:00 a.m.
 Dept.: R-17

[Assigned for All Purposes to:
 Hon. Gilbert G. Ochoa]

Department R-17

Trial Date: NOT SET

25 Fontana Water Company ("FWC") joins Watermaster's Reply to City of Ontario's
 26 ("Ontario") Opposition to Watermaster's Motion for Court Approval of Corrected and Amended
 27 Fiscal Year 2021/22 and 2022/23 Assessment Packages (the "Opposition"), Watermaster's
 28 Opposition to Ontario's Request for Judicial Notice in Support of the Opposition, and

DOWNEY BRAND LLP

1 Watermaster’s Objection to Declaration of Courtney Jones in Support of the Opposition.¹

2 Although Ontario has not filed its own motion and does not offer an alternative version of
3 the Corrected and Amended Fiscal Year 2021/22 and 2022/23 Assessment Packages (“CAA”)
4 adopted by Watermaster, Ontario’s Opposition proposes modifications to the CAA. For example,
5 Ontario asserts that water taken by FWC under the Dry Year Yield (“DYY”) Program should be
6 subject to the Desalter Replenishment Obligation (“DRO”) assessment. (Opposition at pp. 12-13.)
7 However, the water Ontario seeks to have assessed was never classified as produced groundwater
8 that is subject to DRO assessment. (Reply at p. 10.) To make the modifications suggested by
9 Ontario’s Opposition would require Watermaster to re-classify water in a way that goes beyond
10 what the Court of Appeal directed and would result in further impacts that are not addressed in the
11 CAA. (See, e.g., Declaration of Todd M. Corbin in Support of Motion for Court Approval of
12 CAA, Ex. A, attach. 9.) However, there is no factual or legal basis to classify FWC’s use of
13 Metropolitan’s water as produced groundwater. Accordingly, and for the reasons stated by
14 Watermaster, the Court should approve the CAA and reject Ontario’s request to impose a different
15 accounting methodology (which the Court has already previously rejected and would go outside
16 the direction of the Court of Appeal). If the Court does not adopt the CAA, FWC reserves all
17 rights to oppose any proposed changes to the CAA.

18
19 DATED: June 5, 2026

DOWNEY BRAND LLP

20
21
22 By: 
23 MEREDITH E. NIKKEL
24 Attorneys for Fontana Water Company

25
26 ¹ In addition to the inaccuracies noted by Watermaster, the transcripts attached to the Jones
27 Declaration also misattribute several statements to FWC employees. (See, e.g., Jones Decl. Ex. 1,
28 Tr. at 3:5-9 [attributing a statement from Watermaster staff to FWC employee Chris Fealy].)
Accordingly, and for the reasons set forth by Watermaster, FWC asks that the Court strike
Exhibits 1, 2, and 6 of the Jones Declaration.

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 June 5, 2026, I served the following:

1. FONTANA WATER COMPANY'S JOINDER TO WATERMASTER'S REPLY TO ONTARIO'S OPPOSITION TO MOTION FOR COURT APPROVAL OF CORRECTED AND AMENDED FISCAL YEARS 2021/22 AND 2022/23 ASSESSMENT PACKAGES, OBJECTION TO REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF THE OPPOSITION, AND OBJECTION TO DECLARATION OF COURTNEY JONES IN SUPPORT OF THE OPPOSITION

/ 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

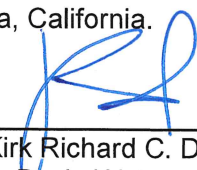
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I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on June 5, 2026, in Rancho Cucamonga, California.



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Chino Basin Watermaster

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