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12 CITY OF SAN BUENAVENTURA

13 SUPERIOR COURT OF THE STATE OF CALIFORNIA
14 COUNTY OF LOS ANGELES

15 SANTA BARBARA CHANNELKEEPER,
a California non-profit corporation,
16
17 Petitioner,
18
19 v.
20 STATE WATER RESOURCES
CONTROL BOARD, a California State
Agency; et al.,
21 Respondents.

22 CITY OF SAN BUENAVENTURA, a
California municipal corporation,
23
24 Cross-Complainant,
25
26 v.
27 DUNCAN ABBOTT, an individual; et al.
28
Cross-Defendants.

CONFORMED COPY
ORIGINAL FILED
Superior Court of California
County of Los Angeles

SEP 25 2019

Sherri R. Carter, Executive Officer/Clerk of Court
By: Isaac Lovo, Deputy

Case No. 19STCP01176
Judge: Honorable William F. Highberger

SUPPLEMENTAL DECLARATION OF
SARAH CHRISTOPHER FOLEY IN
SUPPORT OF RESPONDENT AND CROSS-
COMPLAINANT CITY OF SAN
BUENAVENTURA'S MOTION FOR
APPROVAL OF NOTICE AND FORM
ANSWER

[Filed with:
1. Respondent and Cross-Complainant City of
San Buenaventura's Reply to Respondent
State Water Resources Control Board's
Response to Motion for Approval, and
2. [Proposed] Order.]

Date: October 2, 2019
Time: 10:00 a.m.
Dept.: 10

Action Filed: September 19, 2014
Trial Date: Not Set

EXHIBIT A

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

SANTA BARBARA CHANNELKEEPER,
a California non-profit corporation,

Petitioner,

v.

STATE WATER RESOURCES
CONTROL BOARD, a California State
Agency;
CITY OF SAN BUENAVENTURA, a
California municipal corporation,
incorrectly named as CITY OF
BUENAVENTURA,

Respondents.

Case No. 19STCP01176
Judge: Honorable William F. Highberger

NOTICE OF COMMENCEMENT OF
GROUNDWATER BASIN AND
WATERSHED ADJUDICATION

CMC: Nov. 1, 2019
Time: 1:30 p.m.
Dept: 10

Action Filed: Sept. 19, 2014
FAC Filed: Sept. 7, 2018
Trial Date: Not Set

CITY OF SAN BUENAVENTURA, a
California municipal corporation,

Cross-Complainant

v.

DUNCAN ABBOTT, an individual, et al.

Cross-Defendants.

1 in the comprehensive adjudication, unless otherwise stipulated by the parties or
2 ordered by the Court pursuant to Code of Civil Procedure section 842.

3
4 A form answer is provided for your convenience. You may fill out the form
5 answer and file it with the court. Should you choose to file the form answer, it will
6 serve as an answer to all complaints and cross-complaints filed in this case.

7
8 The following information is provided pursuant to Code of Civil
9 Procedure section 836(a)(1)(B):

10
11 (i) Name of Basins:

- 12 a. Upper Ventura River Groundwater Basin (Department of Water
13 Resources' ("DWR") Bulletin 118 Groundwater Basin Number
14 4-3.01);
15 b. Ojai Valley Groundwater Basin (DWR's Bulletin 118
16 Groundwater Basin Number 4-2);
17 c. Lower Ventura River Groundwater Basin (DWR's Bulletin 118
18 Groundwater Basin Number 44-3.01); and
19 d. Upper Ojai Valley Groundwater Basin (DWR's Bulletin 118
20 Groundwater Basin Number 4-1)

21 (collectively "Ventura River Watershed Groundwater Basins").
22

23 A map of each of the Ventura River Watershed Groundwater Basins is
24 available at <https://gis.water.ca.gov/app/bbat/>.

25
26 (ii) Case No. 19STCP01176, Los Angeles County Superior Court,
27 Complex Civil Litigation Division, Department No. 010, Judge William F.
28

1 Highberger presiding, located at 312 North Spring Street, Los Angeles,
2 California 90012.

3
4 (iii) Cross-Complainant's counsel may be contacted at the following
5 mailing address, telephone number, and email address:

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26 (iv) The Cross-Complaint initiating this action for a comprehensive
27 adjudication of the Ventura River Watershed including the Ventura River Watershed
28 Groundwater Basins alleges nine claims for relief: (1) preliminary and permanent
injunction reducing Cross-Defendants' use of surface and/or subsurface water and
groundwater affecting the surface and/or subsurface flow of the Ventura River to a
level of reasonable and beneficial use under California Constitution Article X,
Section 2; (2) preliminary and permanent injunction reducing Cross-Defendants'
use of surface and/or subsurface water and groundwater affecting the surface
and/or subsurface flow of the Ventura River to a level of reasonable and beneficial
use and a level that protects public trust resources under the public trust doctrine;

1 (3) declaratory relief for pueblo and/or treaty water rights; (4) declaratory relief for
2 prescriptive water rights; (5) declaratory relief for appropriative water rights; (6)
3 comprehensive adjudication and physical solution; (7) declaratory relief for
4 municipal priority; (8) declaratory relief for the human right to water; and (9)
5 declaratory relief regarding the Cross-Complainant's use of surface and/or
6 subsurface water and groundwater affecting the Ventura River Watershed and
7 declaratory relief that Cross-Defendants' water uses are not reasonable or
8 beneficial and violate the public trust doctrine. The Cross-Complaint includes
9 claims regarding the groundwater uses in the Ventura River Watershed
10 Groundwater Basins, as described in this notice at page 2, line 1 to page 4, line 17
11 and page 5, lines 15-18. The Cross-Complaint also includes claims regarding
12 surface water uses from the Ventura River and its tributaries, which may be
13 governed by future court orders.

14
15 (v) Date by which persons receiving the notice must appear in the
16 comprehensive adjudication: sixty (60) days after receiving this notice and
17 concurrently served form answer, pursuant to the Order issued in this case by Judge
18 Karnow, dated November 15, 2018.