D.10

FILED
Superior Court of California
County of Los Angeles

NOV 27 2019

Sherri R. Carter, Executive Officer/Clerk
By _____, Deputy
Pedro Martinez

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; et al., Respondents.	Case No. 19STCP01176 Judge: Honorable William F. Highberger ~~[PROPOSED]~~ ORDER GRANTING RESPONDENT AND CROSS-COMPLAINANT CITY OF SAN BUENAVENTURA'S MOTION FOR APPROVAL OF NOTICE AND FORM ANSWER Date: November 21, 2019 Time: 2:00 p.m. Dept.: SS10
CITY OF SAN BUENAVENTURA, a California municipal corporation, Cross-Complainant, v. DUNCAN ABBOTT, an individual; et al. Cross-Defendants.	Action Filed: September 19, 2014 Trial Date: Not Set

12/05/2019

[~~PROPOSED~~] ORDER

On November 21, 2019, in Department SS10 of the above-entitled Court, the Motion for Approval of Notice and Form Answer ("Motion") by Respondent and Cross-Complainant City of San Buenaventura ("City") came on for hearing, the Honorable William F. Highberger, Judge presiding. The parties stated their appearances on the record.

After consideration of the papers filed in connection with the Motion and arguments of counsel, IT IS HEREBY ORDERED:

1. City's Motion is granted.

2. The Court approves the revised Notice of Commencement of Groundwater Adjudication ("Notice of Adjudication"), revised Notice of Adjudication in Spanish, and form answer ("Form Answer"), attached as Exhibits 1, 2, and 3 respectively.

3. The Court authorizes service of the revised Notice of Adjudication and Form Answer in accordance with California Civil Procedure Code section 836(d).

4. All those receiving the Notice of Adjudication and Form Answer shall have sixty (60) days to respond to the Third Amended Cross-Complaint and may respond to the Third Amended Cross-Complaint by completing, filing, and serving the Form Answer.

5. All service shall be made by electronic service through the provider File & ServeXpress. To register, visit their website, https://os.fileandservexpress.com/web/ui/welcomepage.aspx, or call 1-888-529-

12/05/2019

7587.

6. Filing in this case must be done in one of three ways at the Stanley Mosk Courthouse, located at 111 North Hill Street, Los Angeles, CA 90012, http://www.lacourt.org/courthouse/info/address/la:

   a. Deliver in person to: Stanley Mosk Courthouse, Complex Civil Filing Window, First Floor, Room 102, between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, except for Court Holidays;

   b. Mail to: Stanley Mosk Courthouse, 111 North Hill Street, Los Angeles, CA 90012; or

   c. Fax filing: Stanley Mosk Courthouse, General Jurisdiction-Complex (Room 102), Facsimile Telephone Number: (442) 247-3769.

7. A first appearance fee of $435 will be required for all newly appearing cross-defendants, subject to any applicable waiver.

8. No additional complex fees are required in accordance with California Government Code section 70616.

9. A case management conference ("CMC") in this proceeding is scheduled to occur on June 1, 2020, at 1:30 p.m., in Department SS10.

Nov. 27, 2019

Gail F. Hyalberg
Superior Court Judge

12/05/2019

EXHIBIT 1

12/05/2019

GENE TANAKA, Bar No. 101423
gene.tanaka@bbklaw.com
SARAH CHRISTOPHER FOLEY, Bar No. 277223
sarah.foley@bbklaw.com
DAKOTAH BENJAMIN, Bar No. 316446
dakotah.benjamin@bbklaw.com
Best Best & Krieger LLP
2001 N. Main Street, Suite 390
Walnut Creek, California 94596
Tel.: 925.977.3300; Fax: 925.977.1870

SHAWN HAGERTY, Bar No. 182435
shawn.hagerty@bbklaw.com
Best Best & Krieger LLP
655 West Broadway, 15th Floor
San Diego, California 92101
Tel.: 619.525.1300; Fax: 619.233.6118

Attorneys for Respondent and Cross-Complainant
CITY OF SAN BUENAVENTURA

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

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: June 1, 2020 Time: 1:30 p.m. Dept: SS10 Action Filed: Sept. 19, 2014 Trial Date: Not Set
CITY OF SAN BUENAVENTURA, a California municipal corporation, Cross-Complainant v. DUNCAN ABBOTT, an individual, et al. Cross-Defendants.	

12/05/2019

NOTICE OF COMMENCEMENT OF GROUNDWATER BASIN ADJUDICATION

THIS NOTICE IS IMPORTANT. ANY RIGHTS YOU CLAIM TO PUMP OR STORE GROUNDWATER FROM THE BASINS IDENTIFIED IN THIS NOTICE MAY BE AFFECTED BY A LAWSUIT INITIATED BY THE THIRD AMENDED CROSS-COMPLAINT SUMMARIZED BELOW.

A duplicate copy of the Third Amended Cross-Complaint may be obtained by contacting Cross-Complainant's attorney identified in this notice. If you claim rights to pump or store groundwater within the basins identified herein, either now or in the future, you may become a party to this lawsuit by filing an answer to the lawsuit on or before the deadline specified in this notice. You may file an answer by completing the attached Form Answer, filing it with the court indicated in this notice, and sending a copy of the Form Answer to the Cross-Complainant's attorney identified below in this notice.

Failing to participate in this lawsuit could have a significant adverse effect on any right to pump or store groundwater that you may have. Specifically, a judgment may be entered that prevents any person now or in the future, who owns your land from ever pumping, extracting or storing groundwater from, under or on your land.

You may seek the advice of an attorney in relation to this lawsuit. Such attorney should be consulted promptly. A case management conference ("CMC") in this groundwater basin adjudication proceeding is currently scheduled to occur on the date specified on the cover page of this notice. If you intend to participate in the groundwater adjudication proceeding to which this notice applies, you are advised to

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

attend the next case management conference in person or have an attorney represent you at the next case management conference.

Participation requires the production of all information regarding your groundwater use. You must provide this information within six months of appearing in the comprehensive adjudication, unless otherwise stipulated by the parties or ordered by the Court pursuant to Code of Civil Procedure section 842.

A Form Answer is provided for your convenience. You may fill out the Form Answer and file it with the Court. Should you choose to file the Form Answer, it will serve as an answer to all complaints and cross-complaints filed in this case.

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

(i) Names of Basins:

a. Upper Ventura River Groundwater Basin (Department of Water Resources' ("DWR") Bulletin 118 Groundwater Basin Number 4-3.01);

b. Ojai Valley Groundwater Basin (DWR's Bulletin 118 Groundwater Basin Number 4-2);

c. Lower Ventura River Groundwater Basin (DWR's Bulletin 118 Groundwater Basin Number 4-3.02); and

d. Upper Ojai Valley Groundwater Basin (DWR's Bulletin 118 Groundwater Basin Number 4-1)

(collectively "Ventura River Watershed Groundwater Basins").

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

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

(ii) Case No. 19STCP01176, Los Angeles County Superior Court, Complex Civil Litigation Division, Department No. 010, Judge William F. Highberger presiding, located at 312 North Spring Street, Los Angeles, California 90012.

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

Dakotah Benjamin
Best Best & Krieger LLP
2001 N. Main Street, Suite 390
Walnut Creek, California 94596
Telephone: 925.977.3330
dakotah.benjamin@bbklaw.com

(iv) The Third Amended Cross-Complaint initiating this action for a comprehensive adjudication of the Ventura River Watershed including the Ventura River Watershed 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; (3) declaratory relief for pueblo and/or treaty water rights; (4) declaratory relief for prescriptive water rights; (5)

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

declaratory relief for appropriative water rights; (6) comprehensive adjudication and physical solution; (7) declaratory relief for municipal priority; (8) declaratory relief for the human right to water; and (9) declaratory relief regarding the Cross-Complainant's use of surface and/or subsurface water and groundwater affecting the Ventura River Watershed and declaratory relief that Cross-Defendants' water uses are not reasonable or beneficial and violate the public trust doctrine. This Third Amended Cross-Complaint includes claims regarding the groundwater uses in the Ventura River Watershed Groundwater Basins. The Third Amended Cross-Complaint also includes claims regarding surface water uses from the Ventura River and its tributaries, which may be governed by future court orders.

(v) Date by which persons receiving this notice must appear in comprehensive adjudication: Pursuant to Judge Highberger's Order, within sixty (60) days of receipt of this notice and accompanying form answer, either by filing the attached Form Answer or other appearance authorized by law.

(vi) Service and Filing of Court Documents. You must serve your Form Answer and any other court documents by electronic service through the provider File & ServeXpress. To register, visit their website, https://os.fileandservexpress.com/web/ui/welcomepage.aspx, or call 1-888-529-7587.

You must file your Form Answer and any other court documents in this case by one of three ways at the Stanley Mosk Courthouse, located at 111 North Hill Street, Los Angeles, CA 90012, http://www.lacourt.org/courthouse/info/address/la.

a. Deliver in person to: Stanley Mosk Courthouse, Complex Civil Filing Window, First Floor, Room 102, between the hours of

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

8:30 a.m. and 4:30 p.m., Monday through Friday, except for Court Holidays;

b. Mail to: Stanley Mosk Courthouse, 111 North Hill Street, Room 102, Los Angeles, CA 90012; or

c. Fax filing: Stanley Mosk Courthouse, General Jurisdiction-Complex (Room 102), Facsimile Telephone Number: (442) 247-3769.

The Courthouse where documents will be filed is different than the Courthouse where this matter will be heard. See (ii) above.

(vii) Court fees. A first appearance fee of $435 will be required for all newly appearing cross-defendants, subject to any applicable waiver. If you cannot afford the first appearance fee, you may seek a waiver by filling out the form available at: https://www.courts.ca.gov/forms.htm?filter=FW, and serving and filing it as described in (vi) above.

a. If the Court grants your request for a fee waiver, you may e-mail the order to File & ServeXpress at invoicing@fileandserve.com, and File & ServeXpress will waive document service fees.

b. No additional complex fees are required in accordance with California Government Code section 70616.

(viii) Public Meetings. The City of San Buenaventura will hold three public community meetings to explain the proceedings in this comprehensive adjudication of the Ventura River Watershed. The meetings shall take place on:

Thursday, January 30, 2020, 6:00 p.m. - 8:00 p.m.
Matilija Junior High School, Auditorium
703 El Paseo Road
Ojai, CA 93023

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

Wednesday, February 12, 2020, 6:00 p.m. - 8:00 p.m.
Bell Arts Factory, Community Room
432 N. Ventura Ave
Ventura, CA 93001

Thursday, February 13, 2020, 6:00 p.m. - 8:00 p.m.
Oak View Community Center, Kunkle Room
18 Valley Road
Oak View, CA 93022

Dated: November____, 2019

BEST BEST & KRIEGER LLP

By:_____
GENE TANAKA
SHAWN HAGERTY
SARAH CHRISTOPHER FOLEY
DAKOTAH BENJAMIN
Attorneys for Respondent and Cross-Complainant CITY OF SAN BUENAVENTURA

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

EXHIBIT 2

12/05/2019

GENE TANAKA, Nro. de matrícula 101423
gene.tanaka@bbklaw.com
SARAH CHRISTOPHER FOLEY, Nro. de matrícula 277223
sarah.foley@bbklaw.com
DAKOTAH BENJAMIN, Nro. de matrícula 316446
dakotah.benjamin@bbklaw.com
Best & Krieger LLP
2001 N. Main Street, Suite 390
Walnut Creek, California 94596
Tel.: 925.977.3300; Fax: 925.977.1870

SHAWN HAGERTY, Nro. de matrícula 182435
shawn.hagerty@bbklaw.com
Best & Krieger LLP
655 West Broadway, Piso15vo.
San Diego, California 92101
Tel.: 619.525.1300; Fax: 619.233.6118

Abogados del demandado y Contrademandante
CIUDAD DE SAN BUENAVENTURA

DESPACHO JURÍDICO DE
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

TRIBUNAL SUPERIOR DEL ESTADO DE CALIFORNIA

CONDADO DE LOS ANGELES

SANTA BARBARA CHANNELKEEPER, una corporación sin fines de lucro de California Demandante v. JUNTA ESTATAL DE CONTROL DE RECURSOS HÍDRICOS, una dependencia estatal de California; CIUDAD DE SAN BUENAVENTURA, una corporación municipal de California, nombrada de manera incorrecta como CIUDAD DE BUENAVENTURA, Demandados.	Caso No. 19STCP01176 Juez: Honorable William F. Highberger AVISO DE INICIO DE ADJUDICACIÓN DE CUENCAS Y CUENCAS SUBTERRÁNEAS CMC: 1 de Junio 2020 Hora: 1:30 p.m. Dept: SS10 Acción presentada: 19 de septiembre de 2014 Fecha del juicio: Por definir
CIUDAD DE SAN BUENAVENTURA, una corporación municipal de California, Contrademandante v. DUNCAN ABBOTT, un individuo et al. Contrademandados.	

12/05/2019

AVISO DE INICIO DE ADJUDICACIÓN DE CUENCA SUBTERRÁNEA

ESTE AVISO ES IMPORTANTE. TODO DERECHO QUE USTED RECLAME PARA BOMBEAR O ALMACENAR AGUA SUBTERRÁNEA DE LAS CUENCAS IDENTIFICADAS EN ESTE AVISO PUEDE SER AFECTADO POR UNA DEMANDA INICIADA POR LA TERCERA CONTRADEMANDA MODIFICADA QUE SE RESUME A CONTINUACIÓN.

Se puede obtener un duplicado de copia de la Tercera Contrademanda Modificada contactando al abogado del Contrademandante identificado en este aviso. Si usted reclama derechos para bombear o almacenar agua subterránea dentro de las cuencas identificadas en el presente, ya sea ahora o en un futuro, usted puede pasar a ser parte de esta demanda al presentar una respuesta a la demanda en o antes de la fecha límite especificada en este aviso. Usted puede presentar una respuesta completando el Formulario de respuesta adjunto, presentándolo ante el juzgado indicado en este aviso y enviando una copia al abogado del Contrademandante identificado a continuación en este aviso.

El no participar en esta demanda podría tener un efecto adverso importante sobre los derechos a bombear o almacenar agua subterránea que usted pudiera tener. Específicamente, se podría dictar un fallo que evite que cualquier persona que sea dueña de su tierra, ahora o en el futuro, bombee, extraiga o almacene agua subterránea de, debajo o en su tierra.

Usted puede buscar asesoría legal al respecto. En dado caso deberá hacerlo de manera expedita. Actualmente hay una conferencia de manejo de caso ("CMC") en

DESPACHO JURÍDICO DE
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

este procedimiento de adjudicación de cuencas de agua subterránea programada para la fecha especificada en la portada del presente. Si tiene la intención de participar en el procedimiento de adjudicación de agua subterránea aplicable a este aviso, se le sugiere asistir personalmente a la siguiente conferencia de manejo de caso, o estar representado por un abogado en la siguiente conferencia de manejo de casos.

Para participar se exige que presente toda la información relacionada con su uso de agua subterránea. Usted deberá proporcionarla en un plazo de seis meses a partir de la fecha en que aparezca en la adjudicación integral, salvo que las partes estipulen lo contrario o que el Tribunal lo haya ordenado de conformidad con la sección 842 del Código de Procedimientos Civiles.

Para su conveniencia, se proporciona un Formulario de respuesta. Usted puede llenarlo y presentarlo ante el juzgado. Si decide llenar el Formulario de respuesta, este servirá como respuesta a todas las demandas y contrademandas relativas a este caso.

Se proporciona la siguiente información de conformidad con el Código de Procedimientos Civiles, sección 836(a)(1)(B):

(i) Nombres de las Cuencas:

a. Upper Ventura River Groundwater Basin (Cuenca subterránea superior del Río Ventura), (Boletín 118 Cuenca subterránea Número 4-3.01 del Departamento de Recursos Hídricos "DWR");
b. Ojai Valley Groundwater Basin (Cuenca subterránea del Valle de Ojai), (Boletín 118 Cuenca Subterránea Número 4-2 del DWR);
c. Lower Ventura River Groundwater Basin (Cuenca subterránea inferior del Río Ventura), (Boletín 118 Cuenca subterránea

DESPACHO JURÍDICO DE
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

Número 4-3.02 del DWR); y

d. Upper Ojai Valley Groundwater Basin (Cuenca subterránea superior del Valle de Ojai), (Boletín 118 Cuenca subterránea Número 4-1 del DWR)

(colectivamente se las denomina *Upper Ojai Valley Groundwater Basin,* "Cuencas subterráneas de la Cuenca del Río Ventura").

Un mapa de cada una de las Cuenca Subterráneas de la Cuenca del Río Ventura está a su disposición en https://gis.water.ca.gov/app/bbat/.

(ii) Caso No. 19STCP01176, Tribunal Superior del Condado de Los Ángeles, División de Litigios Civiles Complejos, Departamento No. 010, presidiendo el Juez William F. Highberger, ubicado en 312 North Spring Street, Los Angeles, California 90012.

(iii) El abogado del Contrademandante puede ser contactado en la siguiente dirección, número de teléfono, y correo electrónico:

Dakotah Benjamin
Best & Krieger LLP
2001 N. Main Street, Suite 390
Walnut Creek, California 94596
Teléfono: 925.977.3330
dakotah.benjamin@bbklaw.com

(iv) La Tercera Contrademanda Modificada que inicia esta acción para una adjudicación integral de la Cuenca del Río Ventura, incluyendo las Cuencas Subterráneas de la Cuenca del Río Ventura, alega nueve reclamaciones de indemnización: (1) orden judicial preliminar y permanente que reduce el uso, por parte de los Contrademandados, del agua superficial y/o subsuperficial y del agua

DESPACHO JURÍDICO DE
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

subterránea que afecta el flujo superficial y/o subsuperficial del Río Ventura a un nivel de uso razonable y benéfico de acuerdo con el Artículo X, Sección 2 de la Constitución de California; (2) orden judicial preliminar y permanente que reduce el uso, por parte de los Contrademandados, del agua superficial y/o subsuperficial y del agua subterránea que afecta el flujo superficial y/o subsuperficial del Río Ventura a un nivel de uso razonable y benéfico y a un nivel que proteja los recursos del fideicomiso público de acuerdo con la doctrina del fideicomiso público; (3) medidas declaratorias para los derechos de agua de los pueblos y/o tratados; (4) medidas declaratorias para los derechos de agua prescriptivos; (5) medidas declaratorias para los derechos de agua apropiados; (6) adjudicación integral y solución física; (7) medidas declaratorias para prioridad municipal; (8) medidas declaratorias para el derecho humano al agua; y (9) medidas declaratorias con respecto al uso, por la parte Contrademandante, del agua superficial y/o subsuperficial y del agua subterránea que afecta la Cuenca del Río Ventura y una medida declaratoria de que los usos del agua, por la parte Contrademandada, no son razonables ni benéficos y violan la doctrina del fideicomiso público. Esta Tercera Contrademanda Modificada incluye reclamos relacionados con los usos del agua subterránea en las Cuencas Subterráneas de la Cuenca del Río Ventura. La Tercera Contrademanda Modificada también incluye reclamos relacionados por los usos de aguas superficiales del Río Ventura y sus afluentes, los cuales pueden ser regulados por futuras órdenes judiciales.

(v) <u>Fecha límite para que las personas que reciben este aviso deban comparecer en la adjudicación integral</u>: De conformidad con la Orden del Juez Highberger, deberá ser dentro de los sesenta (60) días siguientes a la recepción de esta notificación y formulario de respuesta que lo acompaña, sea al presentar el Formulario De Respuesta adjunto u otra comparecencia autorizada por la ley.

DESPACHO JURÍDICO DE
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

(vi) Notificación y presentación de los documentos de la Corte. Debe enviar su Formulario de respuesta y cualquier otro documento para la corte por servicio electrónico a través del proveedor File & ServeXpress. Para registrarse, visite su sitio web, https://os.fileandservexpress.com/web/ui/welcomepage.aspx, o llame al 1-888-529-7587.

Debe presentar su Formulario De Respuesta espuesta y cualquier otro documento para la corte en este caso mediante una de las siguientes tres modalidades ante el Juzgado de Stanley Mosk, ubicado en 111 North Hill Street, Los Angeles, CA 90012, http://www.lacourt.org/courthouse/info/address/la.

a. En persona en: Juzgado de Stanley Mosk, Ventana de Archivo Civil Complejo, Primer Piso, Cuarto 102, de las 8:30 a.m. a las 4:30 p.m., lunes a viernes, excepto en vacaciones de la Corte;
b. Por correo postal a: Juzgado de Stanley Mosk, 111 de la calle North Hill, (Cuarto 102), Los Angeles, CA 90012; o
c. Presentación por Fax: Juzgado de Stanley Mosk, Complejo de Jurisdicción General (Cuarto 102), Número de teléfono para Facsímile: (442) 247-3769

El Juzgado donde se presentarán los documentos es diferente que el Juzgado donde se atenderá este caso. Consulte el apartado (ii) anterior.

(vii) Honorarios judiciales. Se requerirá una cuota por primera comparecencia de $435 a todos los Contrademandados que comparezcan por primera vez, sujeta a cualquier dispensa exención aplicable. Si no puede pagar la cuota de la primera comparecencia, puede solicitar una exención completando el formulario disponible en: https://www.courts.ca.gov/forms.htm?filter=FW, y enviándolo y presentándolo como se describe en el apartado (vi) anterior.

DESPACHO JURÍDICO DE
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

a. Si la Corte le concede su solicitud de una exención de la cuota, puede enviar la orden por correo electrónico a File & ServeXpress a invoicing@fileandserve.com, y File & ServeXpress le eximirá del pago de las cotas de presentación de los documentos.

b. No se requieren cargos compuestos adicionales de acuerdo con la sección 70616 del Código de Gobierno de California.

(viii) Reuniones públicas. La Ciudad de San Buenaventura realizará tres reuniones públicas comunitarias para explicar los procedimientos en esta adjudicación integral de la Cuenca del Río Ventura. Las reuniones se realizarán en:

Jueves, el 30 de Enero de 2020, de 6:00 p.m. a 8:00 p. m.
Matilija Junior High School, Auditorio
703 Calle El Paseo
Ojai, CA 93023

Miercoles, el 12 de Febrero de 2020, de 6:00 a 8:00 p. m.
Bell Arts Factory, Sala de comunidad
432 N. Ventura Ave
Ventura, CA 93001

Jueves, el 13 de Febrero de 2020, de 6:00 a 8:00 p. m.
Oak View Community Center, cuarto Kunkle
18 Calle Valley
Oak View, CA 93022

Fechado: Noviembre_____, de 2019 BEST BEST & KRIEGER LLP

Por: _____
GENE TANAKA
SHAWN HAGERTY
SARAH CHRISTOPHER FOLEY
DAKOTAH BENJAMIN
Abogados de la Parte Demandada y Contrademandante CIUDAD DE SAN BUENAVENTURA

DESPACHO JURIDICO DE
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

EXHIBIT 3

12/05/2019

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

_____
Name of Owner/Cross-Defendant/Attorney

_____
Address

_____
Address

_____
Phone Number

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 FORM ANSWER Action Filed: Sept. 19, 2014 Trial Date: Not Set
CITY OF SAN BUENAVENTURA, a California municipal corporation, Cross-Complainant v. DUNCAN ABBOTT, an individual, et al. Cross-Defendants.	

ANSWER TO ADJUDICATION CROSS-COMPLAINT

The undersigned denies all material allegations in the cross-complaint in this action that seeks to adjudicate rights in the Ventura River Watershed, including its groundwater basins, which are the (1) Upper Ventura River Groundwater Basin (Department of Water Resources' ("DWR") Bulletin 118, Groundwater Basin Number 4-3.01); (2) Ojai Valley Groundwater Basin (DWR's Bulletin 118, Groundwater Basin Number 4-2); (3) Lower Ventura River Groundwater Basin (DWR's Bulletin 118, Groundwater Basin Number 4-3.02); and (4) Upper Ojai Valley Groundwater Basin (DWR's Bulletin 118 Groundwater Basin Number 4-1) and asserts all applicable affirmative defenses to that cross-complaint.

Date: _____

_____
Signature

_____
Name – Printed

_____
Cross-Defendant Name

Mailing Address:

_____
Street

_____
City

_____
State, Zip Code

_____
Phone Number

_____
Email Address

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

Property Address :

Parcel No.(s):_____

_____
Street

_____
Street

_____
City

_____
State, Zip Code

Attorney Information (if applicable):

_____
Company/Firm Name

_____
Attorney Name

_____
Street Address

_____
City

_____
State, Zip Code

_____
Phone Number

_____
Fax Number

_____
Email Address

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

11/05/2019

PROOF OF SERVICE

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 2001 N. Main St. Suite 390, Walnut Creek, CA 94596. On November 22, 2019, I served the within document(s):

[PROPOSED] ORDER GRANTING RESPONDENT AND CROSS-COMPLAINANT CITY OF SAN BUENAVENTURA'S MOTION FOR APPROVAL OF NOTICE AND FORM ANSWER

☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Walnut Creek, California addressed as set forth below. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business.

☐ I caused such envelope to be delivered via overnight delivery. Such envelope was deposited for delivery by United Parcel Service following the firm's ordinary business practices.

☒ by transmission via **E-Service to File & ServeXpress** to the person(s) set forth below. Local Rules of Court 2.10 (P).

☒ **By e-mail or electronic transmission.** I caused the documents to be sent to the persons at the e-mail addresses listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

Daniel Cooper
Cooper & Lewand-Martin, Inc.
1004B O'Reilly Avenue
San Francisco, CA 94129
Tel: (415) 360-2962
daniel@cooperlewand-martin.com

Attorneys for Petitioner and Plaintiff
Santa Barbara Channelkeeper

Matthew Bullock
Deputy Attorney General
California Department of Justice
Natural Resources Law Section
455 Golden Gate Ave., Suite 11000
San Francisco, CA 94102-7004
Tel: (415) 510-3376
matthew.bullock@doj.ca.gov

Attorneys for Respondent and Defendant State Water Resources Control Board

Marc N. Melnick
Deputy Attorney General
Attorney General's Office
1515 Clay Street, 20th Floor
P.O. Box 70550
Oakland, CA 94612-0550
Tel: 510-879-0750
Marc.melnick@doj.ca.gov

Attorneys for Respondent and Defendant State Water Resources Control Board

Eric M. Katz
Supervising Deputy Attorney General
Noah Golden – Krasner
Deputy Attorney General
300 South Spring Street, Suite 1702
Los Angeles, CA 90013
Tel. (213) 269-6343
Fax (213) 897-2802
Eric.Katz@doj.ca.gov
Noah.goldenrasner@doj.ca.gov

Attorneys for Proposed Intervenor California Department of Fish & Wildlife

Edward J. Casey
Clynton Namuo
Alston & Bird LLP
333 South Hope Street, 16th Floor
Los Angeles, CA 90071
Tel: 213.576.1000
ed.casey@alston.com
clynton.namuo@alston.com

Attorneys for Cross-Defendants Bentley Family Limited Partnership and AGR Breeding, Inc.

Paul Blatz
Ryan Blatz
Blatz Law Firm
206 N. Signal St. Suite G
Ojai, CA 93023
Tel: (805) 646-3110
blatzlawfirm@gmail.com
ryan@ryanblatzlaw.com

Attorneys for Cross-Defendants Troy Becker, Janet Boulten, Michael Boulten, Michael Caldwell, Joe Clark, Michael Cromer; Linda Epstein, Etchart Ranch, Lawrence Hartmann, Ole Konig, Krotona Institute of Theosophy; Stephen Mitchell; North Fork Springs Mutual Water Company, Rudd Ranch, LLC; Shlomo Raz, Sylvia Raz, Senior Canyon Mutual Water Company, Siete Robles Mutual Water Company, Soule Park Golf Course, Ltd., Telos, LLC, Victor Timar, John Town and Trudie Town

William G. Short, Esq.
Law Offices of William G. Short
Post Office Box 1313
Ojai, California 93024-1313
Tel: (805) 490-6399
Fax: (805) 640-1940
billshortesq@me.com

Attorney for Cross-Defendant Robin Bernhoft

Anthony Lee Francois
Jeremy Talcott
David Deerson
Pacific Legal Foundation
930 G Street
Sacramento, CA 95814-1802
Tel: (916) 419-7111
Fax: (916) 419-7111
alf@pacificlegal.org
TFrancois@pacificlegal.org
jtalcott@pacificlegal.org
ddeerson@pacificlegal.org

Attorney for Cross-Defendant Robin Bernhoft

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

Robert N. Kwong
Dennis O. La Rochelle
Arnold Larochelle Mathews Vanconas & Zirbel, LLP
300 Esplanade Dr Ste 2100
Oxnard, CA 93036
Tel: (805) 988-9886
rkwong@atozlaw.com

Attorneys for Cross-Defendant Casitas Municipal Water District

Patrick Loughman
Cristian Arrieta
Lowthorp, Richards, McMillan, Miller & Templeman
300 Esplande Drive, Suite 850
Oxnard, CA 93036
Tel: 805.804.3848
Ploughman@lrmmt.com
Carrieta@lrmmt.com

Attorneys for Cross-Defendants Ernest Ford and Tico Mutual Water Company

Gregory J. Patterson
Musick, Peeler & Garrett LLP
2801 Townsgate Road, Suite 200
Westlake Village, CA 91361
Tel: (805) 418-3103
Fax: (805) 418-3101
g.patterson@musickpeeler.com

Attorneys for Cross-Defendants Robert C. Davis, Jr., James Finch, Friend's Ranches, Inc., Topa Topa Ranch Company, LLC, The Thacher School, Thacher Creek Citrus, LLC

Lindsay F. Nielson
Law Office of Lindsay F. Nielson
845 E Santa Clara Street
Ventura, CA 93001
Tel: 805-658-0977
nielsonlaw@aol.com

Attorneys for Cross-Defendant Meiners Oaks Water District and Ventura River Water District

Jeanne Zolezzi
Herum Crabtree Suntag
5757 Pacific Avenue, Suite 222
Stockton, CA 95207
Tel: (209) 472-7700
Fax: (209) 472.7986
jzolezzi@herumcrabtree.com

Attorneys for Cross-Defendant Meiners Oaks Water District and Ventura River Water District

Neal P. Maguire
Ferguson Case Orr Patterson LLP
1050 South Kimball Road
Ventura, CA 93004
Tel: (805) 659-6800
nmaguire@fcoplaw.com

Attorneys for Cross-Defendant Rancho Matilija Mutual Water Company

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

Thomas S. Bunn III
Elsa Sham
Lagerlof Senecal Gosney & Kruse LLP
301 N. Lake Avenue, 10th Floor
Pasadena, CA 91101-5123
Tel.: (626) 793-9400
Fax: (626) 793-5900
tombunn@lagerlof.com
esham@lagerlof.com

Attorneys for Cross-Defendant St. Joseph's Associates of Ojai, California, Inc.

Michael J. Van Zandt
Nathan A. Metcalf
Sean G. Herman
Hanson Bridgett LLP
425 Market Street, 26 Floor
San Francisco, CA 94105
Tel: 415-777-3200
Fax: 415-541-9366
mvanzandt@hansonbridgett.com
nmetcalf@hansonbridgett.com
sherman@hansonbridgett.com

Attorneys for Cross-Defendant Ventura County Watershed Protection District

Scott Slater
Bradley Herrema
Christopher Guillen
Brownstein Hyatt Farber Schreck LLP
1021 Anacapa Street, 2nd Floor
Santa Barbara, CA 93101
Tel: (805) 963-7000
Fax: (805) 965-4333
sslater@bhfs.com
bherrema@bhfs.com
cguillen@bhfs.com

Attorneys for Cross-Defendant Wood-Claeyssens Foundation

Joseph C. Chrisman
Hathaway, Perrett, Webster, Powers, Chrisman & Gutierrez
5450 Telegraph Road
Ventura, CA 93003
(805) 644-7111
jchrisman@hathawaylawfirm.com

Attorneys for Cross-Defendant Wood-Claeyssens Foundation

David B. Cosgrove
Jeffrey M. Oderman
Douglas J. Dennington
Jeremy N. Jungreis
Rutan & Tucker, LLP
611 Anton Boulevard, Suite 1400
Costa Mesa, CA 92626-1931
Tel: 714-641-5100
Fax: 714-546-9035
dcosgrove@rutan.com
joderman@rutan.com
ddennington@rutan.com
jjungreis@rutan.com

Attorneys for Cross-Defendant Casitas Municipal Water District

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019

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, 2019 at Walnut Creek, California.

Irene Islas

LAW OFFICES OF
BEST BEST & KRIEGER LLP
2001 N. MAIN STREET, SUITE 390
WALNUT CREEK, CALIFORNIA 94596

12/05/2019