

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Christopher M. Pisano, SBN 192381 / Sarah Christopher Foley, SBN 2777223 BEST BEST & KRIEGER LLP 300 S. Grand Avenue, 25 th Floor Los Angeles, CA 90071 TELEPHONE NO.: (213) 617-8100 FAX NO. (Optional): (213) 617-7480 E-MAIL ADDRESS (Optional): christopher.pisano@bbklaw.com; sarah.foley@bbklaw.com ATTORNEY FOR (Name): City of San Buenaventura	FOR COURT USE ONLY RECEIVED LOS ANGELES SUPERIOR COURT APR 01 2021 R. SANCHEZ
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles STREET ADDRESS: 312 North Spring Street MAILING ADDRESS: 312 North Spring Street CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: Spring Street Courthouse	
PLAINTIFF/PETITIONER: Santa Barbara Channelkeeper DEFENDANT/RESPONDENT: State Water Resources Control Board, et al.	
EX PARTE APPLICATION FOR EXTENSION OF TIME TO SERVE PLEADING AND ☒ ORDER EXTENDING TIME TO SERVE AND ☐ ORDER CONTINUING CASE MANAGEMENT CONFERENCE	CASE NUMBER: 19STCP01176
Note: This ex parte application will be considered without a personal appearance. (See Cal. Rules of Court, rule 3.1207(2).)	HEARING DATE: DEPT.: TIME:

1. Applicant (name): City of San Buenaventura (City) is
 - a. ☐ plaintiff
 - b. ☒ cross-complainant
 - c. ☐ petitioner
 - d. ☐ defendant
 - e. ☐ cross-defendant
 - f. ☐ respondent
 - g. ☐ other (describe):
2. The complaint or other initial pleading in this action was filed on (date): January 2, 2020
3. Applicant requests that the court grant an order extending time for service of the following pleading:
 - a. ☐ Complaint
 - b. ☐ Cross-complaint
 - c. ☐ Petition
 - d. ☐ Answer or other responsive pleading
 - e. ☒ Other (describe): Proof of Service of Third Amended Cross Complaint
4. Service and filing of the pleading listed in item 3 is presently required to be completed by (date): April 1, 2021
5. Previous applications, orders, or stipulations for an extension of time to serve and file in this action are:
 - a. ☐ None
 - b. ☒ The following (describe all, including the length of any previous extensions): The Court previously extended the time to file proofs of service from 30 days to 60 days by Order dated 11/27/19. Further extensions to file proofs of service were granted as follows: 5/1/20, granted by Ex Parte Order on 2/27/20; 10/1/20, granted by Ex Parte Order on 6/24/20; 1/1/21 was granted by Ex Parte Order on 10/2/21; and 4/1/21 was granted by Ex Parte Order on 12/31/21.
6. Applicant requests an extension of time to serve and file the pleading listed in item 3 on the following parties (name each):
 See attachment

CASE NAME:
Santa Barbara Channelkeeper v. State Water Resources Control Board

CASE NUMBER:
19STCP01176

7. The pleading has not yet been filed and served on the parties listed in item 6 for the following reasons *(describe the efforts that have been made to serve the pleading and why service has not been completed)*: The pleading has been filed and further attempts at personal service were again made in February, March, and early April 2021. During this time, Applicant has successfully served 207 Cross-Defendants. To date, a grand total of 2,484 Cross-Defendants have been served. Further attempts are continuing to be made to effect service on the remaining 112 Cross-Defendants.

☐ Continued on Attachment 7.

8. An extension of time to serve and file the pleading should be granted for the following reasons: Good cause exists to grant this application. Applicant has been unable to obtain proof of service of approximately 112 cross-defendants despite its diligent efforts. Some are avoiding service. Others cannot be accessed because they are behind gates. Applicant will continue to attempt to locate and serve these un-served Cross-Defendants, including by conducting targeted outreach and phone calls to and additional researching and tracking of un-served Cross-Defendants. Should Applicant continue to be unsuccessful, it will file an application with the Court for an order for publication of summons pursuant to Code of Civil Procedure section 415.50.

☐ Continued on Attachment 8.

9. If an extension of time is granted, filing and service on the parties listed in item 6 will be completed by *(date)*:
July 1, 2021

10. Notice of this application under rules 3.1200–3.1207 ☒ has been provided as required *(describe all parties or counsel to whom notice was given; the date, time, and manner of giving notice; what the parties or counsel were told and their responses; and whether opposition is expected)* or ☐ is not required *(state reasons)*:
Applicant provided a draft copy of this application via email to all known counsel of record and all parties who have appeared on March 30, 2021 and requested notice of any opposition. No party has stated opposition as of the filing of this application.

☐ Continued on Attachment 10.

11. Number of pages attached: 1

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

Date: March 31, 2021

Sarah Christopher Foley

(TYPE OR PRINT NAME OF APPLICANT OR ATTORNEY FOR APPLICANT)



(SIGNATURE OF APPLICANT OR ATTORNEY FOR APPLICANT)

Order on Application is ☒ below ☐ on a separate document.

ORDER

1. The application for an order extending time to serve and file the pleading is ☐ granted ☐ denied.
 2. The pleading must be served and filed no later than *(date)*: July 1, 2021
 3. ☐ The case management conference is rescheduled to:
 - a. Date:
 - b. Time:
 - c. Place:
 4. Other orders:
 5. A copy of this application and order must be served on all parties or their counsel that have appeared in the case.
- Date:

JUDICIAL OFFICER

SHORT TITLE: Santa Barbara Channelkeeper v. State Water Resources Control Board	CASE NUMBER: 19STCP01176
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ATTACHMENT (Number): 1*(This Attachment may be used with any Judicial Council form.)*

1970 Ranch Road, LLC; Aaron Hoekstra; Andrea Pendleton; Angela Hoekstra; Anna J Auric, Trustee of the Auric Revocable Trust of 1999; Anne Brink; Barclay Hope; Brandon Schneider; Brandon Schneider and Kelsie Simms Schneider, Trustee of the Brandon Schneider and Kelsie Simms-Schneider Family Trust; Brittany Sanders; Bryan Crawford; Caryn Molinelli; Chad Ress; Christopher Hart; Culbert Family Partnership; Damon Brink; Danny Haar; Darren Lisle; David Silva; Dawn Hope; Debi R. Hill, Trustee of the R&D Hill Family Trust; Deborah Gomez; Diana Peron, Trustee of the Diana C Peron Living Trust; Diane Ruth White, Trustee of the Diane Ruth White Living Trust; Dolores Keith; Donna Deitch, Trustee of the Donna E. Deitch Trust; Donna Epstein, Trustee of the Epstein Survivors' Trust, Trustee of the Epstein Marital Trust, and Trustee of the Epstein Bypass Trust; Donna Stevens; Edward Lansberg; Ernesto Vega; Eva Prince Weiss; Finch Farms LLC; Flying H Ranch, Inc.; Fred Stevens; Gay Thomsen; Gordon Hanusek; Gregory Delvecchio; Gregory Hammed; Heliberta Valencia; Hermann Thomsen; Irma Tracy; Jack Patterson; Jackie M Springer, Trustee to the Jackie M. and Lanie Jo Springer Trust; James Pendleton; James Valencia; Jamie Selby; Jan M Hiester, Trustee of the Jan M. Hiester 2014 Living Trust; Jerry Dean Miner, Trustee of the Miner Trust; Jerry Kenton; Johanna Collins; John Taft; Karen L. Hanson, Trustee of the Hanson L.S. Revocable Living Trust; Kay Rolfe; Kelsie Schneider; Kelsie Simms Schneider, Trustee of the Brandon Schneider and Kelsie Simms-Schneider Family Trust; Kelvin Dodd; Kenneth S Collins, Trustee of the Collins Family Revocable Trust - erroneously sued under Walker Jr. Living Trust; Kenneth Vadnais; Kevin Ruf; Kim Jirka, Trustee of the Kim Jirka Trust; Larry Hubenthal, Trustee of the Larry Hubenthal Living Trust; Lawrence S. Hanson, Trustee of the Hanson L.S. Revocable Living Trust; Lee Rosenbaum, Trustee of the Chief Cornerstone Trust; Linda Turner; Lisa Ayala Johnson; Lisa Lisle; Lloyd Smith; Lois Stone Erburu, as Trustee of the Surviving Spouse's Trust created in the Robert and Lois Erburu Living Trust; Lore Exner; Louis Price; Malinda Chouinard; Maria Barrell; Marisa Martinez; Mariska De Feiter; Marvel Pierce; Mary Morrison; Matilija Canyon Alliance; Melesio Ramirez; Michele Hammed; Michelle Wells; Myra Toth; Myrna R. Mesrobian, Trustee of the Mesrobian Family Trust; Nathaniel O Grady; Nicole Crawford; Ole Behrendtsen; Ory Names; Pacific Telephone and Telegraph Company; Patricia Lansberg; Peter Dufau; Peter Strauss; Rachel Ticotin; Raffi J. Mesrobian, Trustee of the Mesrobian Family Trust; Rancho de Cielo Mutual Water Company; Raymond Kardly; Rebecca Adams; Rincon Water and Road Works; Robert Polidori; Ronald L.R. Hill, Trustee of the R&D Hill Family Trust; Sally Crain; Scott Alan Weiss; Shanks Investment Group, LLC; Simone Patterson; Southern California Associated Investors, Ltd.; Staci Valencia; Suzette O Grady; Terry Wilson, Trustee of the Terry Coultas Wilson Living Trust; Theodor Exner; Valley Oak Charter; Walter Golis; Walter McGowan, Individually and as Trustee of the Walter Robert McGowan 1995 Trust; William Lowes; Yvon Chouinard

(If the item that this Attachment concerns is made under penalty of perjury, all statements in this Attachment are made under penalty of perjury.)

Page 1 of 1*(Add pages as required)*

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CITY OF SAN BUENAVENTURA

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.

CITY OF SAN BUENAVENTURA, a
California municipal corporation,

Cross-Complainant

v.

DUNCAN ABBOTT, an individual, et al.

Cross-Defendants.

EXEMPT FROM FILING FEES PURSUANT
TO GOVERNMENT CODE SECTION 6103

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

APR 01 2021

Sherri R. Carter, Executive Officer/Clerk
By: Robyn Sanchez, Deputy

Case No. 19STCP01176

Judge: Hon. William F. Highberger

PROOF OF SERVICE

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

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 action herein; my business address is Best Best & Krieger LLP, 2001 N. Main St. Suite 390, Walnut Creek, CA 94596. On April 1, 2021, I served the following document(s):

EX PARTE APPLICATION FOR EXTENSION OF TIME TO SERVE PLEADING AND ORDER EXTENDING TIME TO SERVE

- ☐ 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.

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Michael I. Cromer and Jody D. Cromer;
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Etchart Separate Property Trust, and Mark W.
Etchart, Trustee of the Mark W. Etchart
Sepertate Property Trust; Lawrence
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Theosophy; Stephen Michtell and Kathleen
Reid Mitchell, Trustees of the Stephen
Mitchell and Byron Katie Trust; North Fork
Springs Mutual Water Company; Stephen
Robert Smith, Trustee of the Charles R. Rudd
and Lola L. Rudd Trust, dated May 20, 2976;
Shlomo Raz; Sylvia Raz; Senior Canyon
Mutual Water Company; Siete Robles Mutual
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Ltd.; Telos, LLC; Victor C. Timar, Jr. Trustee
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Daniels; Wayne Francis; David Friend; The
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Sean A. Bennett and Leslie Bennett, Trustees
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Bower Family Trust; Mark Terry Cline and Bonnie Burreson Cline, Trustees of the Mark Terry Cline and Connie Burreson Cline Revocable Trust; Robert R. Daddi and Darlene J. Daddi; Lucille A. Elrod, Trustee of the John and Lucille Elrod Family Trust; Friend's Stable & Orchard Inc. Daniel Hultgen, Trustee of the Hultgen Living Trust; Ojai Golf, LLC; Three Oaks, LLC, Erica J. Abrams, Trustee of the Erica J. Abrams Trust; Raul E. Alvarado and Hildegard M. Alvarado, Trustees of the Alvarado Family Trust; William Armstrong and April Nardini; Joseph Lynn Barthelemy and Elvira Lilly Barthelemy, Trustees of the Joseph Lynn Barthelemy and Elvira Lilly Barthelemy 2002 Family Trust; James S. Bennett and Carolyn D. Bennett, Trustees of the Bennett Family Trust; Sumeet Bhatia and Michael McDonald; John Joseph Broesamle and Katharine Sue Broesamle, Trustees of the Broesamle Family Trust; Richard Aaron Carlson, Trustee of the Richard Aaron Carlson Trust and Michelle Larson, Trustee of the Michelle Larson Family Trust; Thomas D. Carver and Cynthia L. Carver; Dana Cenicerros, Trustee of the Dana and Dawn Cenicerros Revocable Living Trust; Deborah Lys Martin Crawford; Frank Clay Creasey Jr.; Debra Joy Reed, Trustee of The Debra Joy Reed Revocable Trust Dated November 3, 1994; Frederic Devault; Diana Syvertson, Trustee of the Diana Syvertson Living Trust; Dive Deep L.L.C.; Douglas Roy Parent and Ann Marie Parent; William Erickson; Gelb Enterprises, L.P.; Jan Stephen Granade and Priscilla K. Granade, Trustees of the Granade Family Revocable Living Trust; Margot J. Griswold; Brian C. Haase and Marie Haase, Trustees of the B&M Haase Trust Dated October 8, 2019; Thomas Lann Harper and Jadona Collier-Harper; Ojai-Jackman L.L.C.; Kevin Rainwater and Marianne Ratcliff; Keith M. Nightingale and Victoria V. Nightingale, Trustees of The Nightingale Family Trust; Heide C. Kurtz, Trustee of The Kurtz Family Trust Dated January 19, 2019; Randall Leavitt, Trustee of The Randall B. Leavitt 2010 Trust; Edward C. Leicht and Jacqueline M. Leicht, Trustees of The Leicht Family 2013 Revocable Trust Dated March 1, 2013; Paul Lepiane and Bengtson Bo; Robert Levin and Lisa Solinas, Trustees of The Levin Family Living Trust; Francis Longstaff and Shauna Longstaff, Trustees of The Longstaff Trust Dated

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October 11, 2018; Mandy Macaluso, Trustee of The Living Trust of Mandy Macaluso; Marilyn Wallace, Trustee of The Marilyn Wallace Separate Property Trust; Daniel J. McSweeney and Yoko McSweeney; Wendell M. Mortensen and Laura L. Mortensen, Trustees of The Mortensen Family Revocable Trust; Timothy Jerome Murch and Jody Caren Murch, Trustees of The Jodim Family 2007 Trust Dated July 31, 2007; Chris E. Platt and Hanh H. Platt; Robert Erickson, Trustee and Ronald Wilson; Michael D. Robertson and Kimberly A. Robertson, Trustees of The Robertson Family Trust; James P. Robie, Trustee of the Robie Family Trust; Petter Romming and Kimi Romming, Trustees; Marc Saleh, Trustee of The Saleh Family Trust; Konrad Stefan Sonnenfeld, Trustee of The Konrad Stefan Sonnenfeld Living Trust; Mark Sutherland, Trustee of The Sutherland Marital Trust; John H. Thacher and Caroline H. Thacher, Trustees of The Thacher Family Trust Dated January 2004; Gilbert G. Vondrisk and Carolyn J. Vondrisk, Trustees of The Vondrisk Living Trust; William D. Rusin, Sr., Trustee of the William D. Rusin Sr. Revocable Trust; Oscar D. Acosta, Trustee of the Acosta Trust

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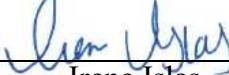
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I declare under penalty of perjury under the laws of the State of California that the
above is true and correct.

Executed on April 1, 2021 at Walnut Creek, California


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