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CITY OF SAN BUENAVENTURA

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

15 SANTA BARBARA CHANNELKEEPER,
a California non-profit corporation,

16 Petitioner,

17 v.

18 STATE WATER RESOURCES
19 CONTROL BOARD, a California State
Agency; et al.,

20 Respondents.
21

22 CITY OF SAN BUENAVENTURA, a
California municipal corporation,

23 Cross-Complainant,

24 v.

25 DUNCAN ABBOTT, an individual; et al.

26 Cross-Defendants.
27
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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

RESPONDENT AND CROSS-
COMPLAINANT CITY OF SAN
BUENAVENTURA'S REPLY IN SUPPORT
OF MOTION FOR APPROVAL OF NOTICE
AND FORM ANSWER

[Filed with:

1. Supplemental Declaration of Sarah Christopher Foley in Support of City of San Buenaventura's Motion for Approval of Notice and Form Answer, and
2. [Proposed] Order.]

Date: October 2, 2019

Time: 10:00 a.m.

Dept.: 10

Action Filed: September 19, 2014

Trial Date: Not Set

REPLY BRIEF

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3 Respondent and Cross-Complainant City of San Buenaventura (“City”) submits the
4 following reply in support of its Motion for Approval of Notice of Commencement of
5 Groundwater Adjudication and Form Answer (“Motion”) pursuant to California Civil Procedure
6 Code section 836(b). While no party filed an opposition to the Motion, Respondent the State
7 Water Resources Control Board (“SWRCB”) filed a response (“Response”) arguing that City’s
8 proposed Notice of Commencement of Groundwater Adjudication (“Notice”) should only discuss
9 groundwater rights and not include any reference to surface water rights or surface water users.
10


11 Subsequently, City and SWRCB met and conferred and agreed on language addressing
12 SWRCB’s concerns. *See* Supplemental Declaration of Sarah Christopher Foley in Support of
13 Motion (“Supp. Foley Decl.”) at ¶¶2, 3. The revised Notice (“Revised Notice”) is attached as
14 Exhibit A to the Supp. Foley Decl. *Id.* Additionally, on September 24, 2019, the City sent, via
15 email, the Revised Notice to all parties that have appeared in this case and did not receive
16 objections thereto. *Id.* at ¶ 4.
17

18 Accordingly, because City has agreed to use the Revised Notice, which addresses the
19 issue SWRCB raised in its Response, and because the Revised Notice otherwise complies with
20 the requirements of Civil Procedure Code section 836, City respectfully requests the Court grant
21 the Motion and enter an order approving City’s Revised Notice and Form Answer.
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Dated: September 25, 2019

BEST BEST & KRIEGER LLP

By: 

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