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|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|
| ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):<br>Christopher M. Pisano, SBN 192381/ Sarah Chrisopher Foley, SBN 2777223<br>BEST BEST & KRIEGER LLP<br>300 S. Grand Avenue, 25 <sup>th</sup> Floor<br>Los Angeles, CA 90071<br>TELEPHONE NO.: (213) 617-8100 FAX NO. (Optional): (213) 617-7480<br>E-MAIL ADDRESS (Optional):<br>ATTORNEY FOR (Name): City of San Buenaventura |  | FOR COURT USE ONLY<br><br><b>FILED</b><br>Superior Court of California<br>County of Los Angeles<br><br><b>RECEIVED</b><br>LOS ANGELES SUPERIOR COURT<br>MAR 01 2021<br>MAR 01 2021<br>S. DREW<br><br>Sherri R. Carter, Executive Officer/Clerk<br>By <u>Robyn Sanchez</u> , Deputy |  |
| SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES<br>STREET ADDRESS: 312 North Spring Sreet<br>MAILING ADDRESS: 312 North Spring Street<br>CITY AND ZIP CODE: Los Angeles, CA 90012<br>BRANCH NAME: Spring Street Courthouse                                                                                                                                                                            |  |                                                                                                                                                                                                                                                                                    |  |
| PLAINTIFF/PETITIONER: Santa Barbara Channelkeeper<br>DEFENDANT/RESPONDENT: State Water Resources Control Board, et al.                                                                                                                                                                                                                                                                                    |  |                                                                                                                                                                                                                                                                                    |  |
| REQUEST FOR DISMISSAL                                                                                                                                                                                                                                                                                                                                                                                     |  | CASE NUMBER: 19STCP01176                                                                                                                                                                                                                                                           |  |
| A conformed copy will not be returned by the clerk unless a method of return is provided with the document.                                                                                                                                                                                                                                                                                               |  |                                                                                                                                                                                                                                                                                    |  |
| This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)                                                                                                                                                                                                                      |  |                                                                                                                                                                                                                                                                                    |  |

1. TO THE CLERK: Please **dismiss** this action as follows:
- a. (1) ☐ With prejudice (2) ☒ Without prejudice
  - b. (1) ☐ Complaint (2) ☐ Petition
  - (3) ☐ Cross-complaint filed by (name):
  - (4) ☐ Cross-complaint filed by (name):
  - (5) ☐ Entire action of all parties and all causes of action
  - (6) ☒ Other (specify): \* **Cross-Complaint of City of Buenaventura AS TO CERTAIN CROSS-DEFENDANTS ONLY (ATTACHED ON EXHIBIT A)**

on (date):  
on (date):

2. (Complete in all cases except family law cases.)  
The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).  
Date: March 1, 2021

Christopher M. Pisano  
(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)  
\*If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

Christopher Pisano  
(SIGNATURE)  
Attorney or party without attorney for:  
☐ Plaintiff/Petitioner ☐ Defendant/Respondent  
☒ Cross-Complainant

TO THE CLERK: Consent to the above dismissal is hereby given.\*\*  
Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

(SIGNATURE)  
Attorney or party without attorney for:  
☐ Plaintiff/Petitioner ☐ Defendant/Respondent  
☐ Cross-Complainant

\*\* If a cross-complaint – or Response (Family Law) seeking affirmative relief – is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).

(To be completed by clerk)

4. ☒ Dismissal entered as requested on (date): **MAR 01 2021**
5. ☐ Dismissal entered on (date): as to only (name):
6. ☐ Dismissal **not entered** as requested for the following reasons (specify):

7. a. ☐ Attorney or party without attorney notified on (date):  
b. ☐ Attorney or party without attorney not notified. Filing party failed to provide  
☐ a copy to be conformed ☐ means to return conformed copy

Date: **MAR 01 2021**

Clerk, by [Signature], Deputy

PLAINTIFF/PETITIONER: Santa Barbara Channelkeeper  
 DEFENDANT/RESPONDENT: State Water Resources Control Board, et al.

CASE NUMBER:  
 19STCP01176

### COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

### Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for (name):
2. The person named in item 1 is (check one below):
  - a. ☐ not recovering anything of value by this action.
  - b. ☐ recovering less than \$10,000 in value by this action.
  - c. ☐ recovering \$10,000 or more in value by this action. (If item 2c is checked, item 3 must be completed.)
3. ☐ All court fees and court costs that were waived in this action have been paid to the court (check one): ☐ Yes ☐ No

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

Date: \_\_\_\_\_

\_\_\_\_\_  
 (TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY MAKING DECLARATION)

\_\_\_\_\_  
 (SIGNATURE)

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## EXHIBIT A

| CROSS-DEFENDANT NAME                                           |
|----------------------------------------------------------------|
| 1300 Shippee Lane, LLC                                         |
| 3584 Calle Moreno, LLC                                         |
| 625 N Ventura Avenue, LLC                                      |
| Adam Casey, individually                                       |
| Anatoly Kozushin, individually                                 |
| Anna Archer, individually                                      |
| April Golden, individually                                     |
| Ashlen Aquila, individually                                    |
| Auburn Oak Builders, Inc.                                      |
| Benjamin Vail, individually                                    |
| Bernard Clark , individually                                   |
| Betsy Caland, Trustee of the Philippe M. and<br>Betsy C. Trust |
| Beverley Mallette, individually                                |
| Bradley Pantoskey, individually                                |
| Brendan Richard, individually                                  |
| Brittany Chisum, individually                                  |
| Carol Atkinson, individually                                   |
| Carolina Guillen, individually                                 |
| Catherine Lancaster, individually                              |
| Cecilia Hickok, individually                                   |

| CROSS-DEFENDANT NAME                                                                                        |  |
|-------------------------------------------------------------------------------------------------------------|--|
| Charles Monn, individually                                                                                  |  |
| Christa Lee Dawn Freeman, individually                                                                      |  |
| Christie Mattull, Trustee of the Christie Lynn Mattull Trust                                                |  |
| Christopher Borgeson, individually                                                                          |  |
| Christopher Weiner, individually                                                                            |  |
| Clementine Turner, Trustee of the Clementine Turner Living Trust                                            |  |
| Curtis Tolmie, individually                                                                                 |  |
| Cynthia Anderson, individually                                                                              |  |
| Cynthia Ellis, individually                                                                                 |  |
| Cynthia Garber, individually as Trustee of The Garber Trust                                                 |  |
| Damian Bourguet, individually                                                                               |  |
| Damian Vos, individually                                                                                    |  |
| Dan Stuart, individually                                                                                    |  |
| Daniel Poling, individually                                                                                 |  |
| David Benezra, individually                                                                                 |  |
| David L. Garber, individually as Trustee of The Garber Trust                                                |  |
| Dianne McCourtney, Trustee of The Dianne Louise McCourtney Trust                                            |  |
| Donald Davis, individually                                                                                  |  |
| Donald G. Davis, individually as Trustee of the Donald G. and Susan B. Davis Revocable Family Trust of 1997 |  |
| Donna Kleeburg, individually                                                                                |  |

| CROSS-DEFENDANT NAME |                                                                                           |
|----------------------|-------------------------------------------------------------------------------------------|
|                      | Doreen Freeland, Trustee or successor in interest of the Freeland Trust and any amendment |
|                      | Dorothy Kehoe, individually                                                               |
|                      | Earl G. Holder, Trustee of the Holder Survivors Trust                                     |
|                      | Eileen Walker, individually                                                               |
|                      | Eleanor Small, individually                                                               |
|                      | Elena Hale, individually                                                                  |
|                      | Elva Fischer, individually                                                                |
|                      | Eric Bush, individually                                                                   |
|                      | Ernest Thornsberry, Trustee of the Ernest Thornsberry Revocable Trust                     |
|                      | Fiona Pougher, individually                                                               |
|                      | Frederick Sloman, individually                                                            |
|                      | Gillian Borgeson, individually                                                            |
|                      | Harold Brown, individually                                                                |
|                      | Howard Hoos, individually                                                                 |
|                      | Intell Ventura, LLC                                                                       |
|                      | Irene Hoos, individually                                                                  |
|                      | Irene McConville, individually                                                            |
|                      | Irshad Haque, individually                                                                |
|                      | Ivelou Pantoskey, individually                                                            |
|                      | Ivy Aquila, individually                                                                  |
|                      | J McGlinchey, individually                                                                |

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| CROSS-DEFENDANT NAME |                                                        |
|----------------------|--------------------------------------------------------|
| -                    | James Fernandez, individually                          |
| -                    | James Harvey, individually                             |
| -                    | James Kehoe, individually                              |
| -                    | James Kleeburg, individually                           |
| -                    | James Proud, individually                              |
| -                    | Jason Headley, individually                            |
| -                    | Jeffry Pougher, individually                           |
| -                    | Jennifer Goldstein, individually                       |
| -                    | Jessica Click, individually                            |
| -                    | Joanne Barnes, Trustee of the Barnes Family Trust      |
| -                    | Jodi Dunn, individually                                |
| -                    | John Bortolussi, individually                          |
| -                    | John Mazzola, individually                             |
| -                    | Joseph Lam, individually                               |
| -                    | Joshua Goldstein, individually                         |
| -                    | Judith Reichman, individually                          |
| -                    | June M. Spar, Trustee of the June M. Spar Living Trust |
| -                    | Karl Mallette, individually                            |
| -                    | Kathryn Headley, individually                          |
| -                    | Kenneth Ballard, individually                          |
| -                    | Kevin Bagley, individually                             |

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| CROSS-DEFENDANT NAME                                            |  |
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| Kevin Dunn, individually                                        |  |
| Larry Hickok, individually                                      |  |
| Laszlo Engelman, Trustee of the Engelman Family Trust           |  |
| Laura Fernandez, individually                                   |  |
| Lauren Nichols, individually                                    |  |
| Linda Haque, individually                                       |  |
| Lorie Vos                                                       |  |
| Lupe Milner, Trustee of the Lupe Milner Family Trust            |  |
| Manuel Almeida, individually                                    |  |
| Margarita Kozushin, individually                                |  |
| Maria Hertzog, individually                                     |  |
| Mark Robbins, Trustee of the Mark Robbins Trust                 |  |
| MaryAnn Hepp Hill, Trustee of the Hill Family Trust             |  |
| Matthew Arreola, individually                                   |  |
| Michael Ballard, individually                                   |  |
| Michael Prentice, individually                                  |  |
| Michael Williams, individually                                  |  |
| Miguel A Mayorga, Trustee of the Edward R. Mayorga Living Trust |  |
| Mindy Benezra, individually                                     |  |
| Nathaniel Cox, individually                                     |  |

| CROSS-DEFENDANT NAME |                                                                                              |
|----------------------|----------------------------------------------------------------------------------------------|
| ✓                    | Nordi Hintze                                                                                 |
| ✓                    | Offshore Crane and Service Company, Inc.                                                     |
| ✓                    | Offshore Crane, Inc.                                                                         |
| ✓                    | Offshore Facilities                                                                          |
| ✓                    | Pamela Thomas                                                                                |
| ✓                    | Pamela Thomas                                                                                |
| ✓                    | Penny Harvey                                                                                 |
| ✓                    | Philip Pierpont                                                                              |
| ✓                    | Philippe Caland, Trustee of the Philippe M. and Betsy C. Trust                               |
| ✓                    | Ray Guillen                                                                                  |
| ✓                    | RJPR Ltd. Partnership                                                                        |
| ✓                    | Robert L Stone, Trustee of the Robert L. Stone Revocable Living Trust                        |
| ✓                    | Robert Pierpont                                                                              |
| ✓                    | Roger Burke                                                                                  |
| ✓                    | Ronald K. Freeland, Trustee or successor in interest of the Freeland Trust and any amendment |
| ✓                    | Roy Hicks, Trustee of the Roy and Jacquelyn Hicks Family Trust                               |
| ✓                    | Ryan Nichols                                                                                 |
| ✓                    | Sarah Mckay                                                                                  |
| ✓                    | Scott Hertzog                                                                                |
| ✓                    | Scott Mckay                                                                                  |

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