

1 SHAWN HAGERTY, Bar No. 182435  
shawn.hagerty@bbklaw.com  
2 BEST BEST & KRIEGER LLP  
655 West Broadway, 15th Floor  
3 San Diego, California 92101  
Telephone: (619) 525-1300  
4 Facsimile: (619) 233-6118

5 CHRISTOPHER M. PISANO, Bar No. 192831  
christopher.pisano@bbklaw.com  
6 SARAH CHRISTOPHER FOLEY, Bar No. 277223  
sarah.foley@bbklaw.com  
7 BEST BEST & KRIEGER LLP  
300 South Grand Avenue, 25th Floor  
8 Los Angeles, California 90071  
Telephone: (213) 617-8100  
9 Facsimile: (213) 617-7480

10 Attorneys for Respondent and Cross-Complainant  
11 CITY OF SAN BUENAVENTURA

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

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

22 CITY OF SAN BUENAVENTURA, etc.,  
23 Cross-Complainant  
24 v.  
25 DUNCAN ABBOTT, an individual, et al.  
26 Cross-Defendants.  
27

Exempt From Filing Fees Pursuant to  
Cal. Gov't Code § 6103

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

**FEB 02 2021**

*Sherri R. Carter, Executive Officer/Clerk of Court*

Case No. 19STCP01176  
Judge: Honorable William F. Highberger  
STATUS CONFERENCE REPORT  
Date: February 9, 2021  
Time: 1:30 p.m.  
Dept: SS10  
Action Filed: Sept. 19, 2014  
Trial Date: Not Set



1 Parties agreed to delay making the request until the November 16, 2020 Status Conference. The  
2 Proposing Parties again delayed making this request at the November 16, 2020 Status Conference  
3 to allow the meet and confer process to continue.

4 At this time, the Proposing Parties contend that it is necessary for the Court to exercise its  
5 duty to consider the proposed Physical Solution on an expedited basis and to implement the  
6 Physical Solution if the Court determines that it is consistent with the reasonable and beneficial  
7 use requirements and the prohibition against waste contained in Article X, section 2 of the  
8 California Constitution. The Proposing Parties believe that the proposed Physical Solution will  
9 resolve the legal issues in this matter and provide practical, expert-driven solutions to the  
10 challenges that the Ventura River Watershed is currently facing in a manner that protects water  
11 rights priorities, consumptive, environmental, and other reasonable and beneficial uses in the  
12 Watershed. The Proposing Parties contend that it is not in the best interest of the Parties or the  
13 Watershed to delay consideration of actions that would be imposed by the proposed Physical  
14 Solution to improve conditions in the Ventura River Watershed.

15 Accordingly, the Proposing Parties request that Court implement the proposed schedule  
16 that is attached hereto as Exhibit A. Specifically, the Proposed Parties request that the Court:

- 17 • Order the parties to continue to meet and confer regarding the terms of the  
18 Physical Solution until February 26, 2021. On February 26, 2021, the Proposing  
19 Parties shall lodge with the Court the then current iteration of the Physical  
20 Solution.
- 21 • Order that the discovery stay be lifted on March 1, 2021, and set a schedule for  
22 fact and expert discovery.
- 23 • Set a Final Status Conference on or around October 29, 2021, and set a date for the  
24 parties to file and serve trial briefs, witness lists, and exhibit lists.
- 25 • Set an evidentiary hearing date for Court's consideration of the proposed Physical  
26 Solution on or around November 8, 2021.
- 27 • Order that obligation to provide initial disclosures is waived unless and until the  
28 Court orders otherwise.

1                   B.       Areas of Dispute

2                   The Proposing Parties acknowledge that certain parties do not support this request at this  
3 time or do not support the proposed schedule. At least one party has expressed a position that the  
4 first portion of any trial should address issues of the interconnection of groundwater and surface  
5 water in the Ventura River Watershed. Additionally, Cross-Defendants Loa E. Bliss 2006  
6 Revocable Trust, the Manfred Krankl and Elaine V. Krankl Living Trust, and Robert Martin have  
7 requested to argue about and/or object to the proposed Physical Solution in this Report. Many of  
8 these issues were identified in the Status Conference Report for the November 16, 2020 Status  
9 Conference and were discussed during that Status Conference. In general, these parties believe  
10 that certain portions of the Watershed should be excluded from the Physical Solution or that the  
11 Physical Solution suffers from other defects. The Proposing Parties do not believe arguments  
12 regarding the proposed Physical Solution are appropriate for this Status Conference because the  
13 Court has not seen the document, and its contents are not before the Court for consideration. The  
14 Proposing Parties thus identify this as a point of dispute among the Parties. The Proposing  
15 Parties also believe that other parties will explain their positions in separately filed Status  
16 Conference Reports. The Proposing Parties will be prepared to respond to these issues at the  
17 Status Conference and would also be ready to brief any of the issues in advance of the Status  
18 Conference if the Court desires such a briefing.

19  
20                   2.       SITE VISIT

21                   The Proposing Parties also believe that it would be useful for the Court to conduct a  
22 viewing of the Ventura River and Ventura River Watershed so that the Court has a better  
23 understanding of the physical nature of the river and larger watershed area. This site visit could  
24 occur during the discovery period and in advance of the consideration of the Physical Solution.  
25 The Proposing Parties request that the Court discuss potential dates for this site visit at the  
26 February 9, 2021 Status Conference.

1           3.       UPDATE RE SERVICE OF THE THIRD AMENDED CROSS-COMPLAINT  
2                               AND NOTICE OF COMMENCEMENT OF ADJUDICATION

3           The City diligently continues to work to complete service of the Third Amended Cross-  
4 Complaint on all named Cross-Defendants and to provide the notice of adjudication and form  
5 answer to all overlying landowners within the Ventura River Watershed's groundwater basins,  
6 while being mindful of Covid-19-related public health and safety constraints. The City has made  
7 substantial progress on these efforts and hopes to have the notice and service process completed  
8 by the end of February.

9                       A.       Service

10           The City mailed 738 service packets, requesting return of an acknowledgement of receipt,  
11 to un-served Cross-Defendants in mid-August, 2020 and 506 service packets in December 2020.  
12 Numerous acknowledgments of receipt have been returned. Out of over 2,100 Cross-Defendants,  
13 there are now only approximately 319 unserved Cross-Defendants remaining. The City will  
14 continue to attempt to locate and serve these un-served Cross-Defendants and will resume  
15 personal service to complete this process. Additional service attempts may also include further  
16 research of updated County Assessor records, additional correspondence to Cross-Defendants,  
17 another attempt at mail service, and telephone and email outreach to individual Cross-Defendants  
18 to schedule service. In addition, it is anticipated that unserved parties may make an appearance  
19 prior to the January 29 deadline to respond.

20           The City will ultimately seek to serve any remaining un-served Cross-Defendants that it  
21 cannot locate via publication. The City believes that this number will be small. The City is  
22 cognizant of the Court's prior statements regarding service by publication and will make all  
23 diligent efforts to perfect service on the named Cross-Defendant prior to seeking approval to  
24 serve by publication.

25                       B.       Notice

26           The City mailed 3,072 notice of adjudication packets, return receipt requested, to owners  
27 of parcels for which it had not yet received a return receipt in mid-August 2020 and in December  
28 2020. The response to this additional mailing was positive, and there are now only approximately

1 115 parcels out of the original number of over 10,000 for which the City has not received a return  
2 receipt for the notice of adjudication. The City will make additional attempts to provide notices  
3 of adjudication but will also proceed with the posting of the notice of adjudication in a  
4 conspicuous place on the real property for any parcels for which the City does not obtain a return  
5 receipt pursuant to Code of Civil Procedure section 836, subdivision (d)(1)(C). The City will take  
6 additional steps to complete the required notice process such as additional research from County  
7 Assessor records, attempting another notice packet mailing, and outreach to individual property  
8 owners to schedule delivery of the notice of adjudication. The City hopes to complete this  
9 process by the end of February.

10 The City continues to maintain and update the neutral adjudication website, available at:  
11 <https://www.venturariverwatershedadjudication.com>.

12  
13 4. NEWLY APPEARING PARTIES AND PROCESS AND TIMING OF  
14 DEFAULTS

15 As of February 2, 2021, the following additional parties have filed an answer to the City's  
16 Third Amended Cross-Complaint:

- 17 1. Ventura Unified School District, November 10, 2020.
- 18 2. Robert Martin, November 12, 2020.
- 19 3. Rancho Matilija Mutual Water Company, January 19, 2021.
- 20 4. Jurgen Gramckow and Geraldine Gramckow, individually and as Trustees  
21 of the J&G Trust, January 19, 2021.
- 22 5. Martin Gramckow and Linda Gramckow individually; Martin Gramckow,  
23 Trustee of the Monika G. Huss Irrevocable Trust, Trustee of the Karin W.  
24 Gramckow Irrevocable Trust, and Trustee of the Kurt J. Gramckow  
25 Irrevocable Trust, January 19, 2021.
- 26 6. Bettina Chandler, Trustee of the Bettina Chandler Trust , January 19, 2021.
- 27 7. George and Sigrid Bressler, January 21, 2021.
- 28 8. Warren W. Green and Bonnie M. Green, January 22, 2021.

- 1 9. Janice and Jesse Hillestad, January 25, 2021.
- 2 10. Dale and Patricia Givner, January 25, 2021.
- 3 11. California Department of Parks and Recreation, January 25, 2021.
- 4 12. Kenton Lee Gibson, Trustee of the Gibson Family Trust, dated June 6,  
5 2006, January 25, 2021.
- 6 13. Dennis and Nadine Corte, January 26, 2021.
- 7 14. Krishnamurti Foundation of America, January 26, 2021.
- 8 15. St. Joseph's Health and Retirement Center, January 26, 2021.
- 9 16. St. Joseph's Associates of Oaji, California Inc., January 26, 2021.
- 10 17. AGR Breeding, Inc., January 27, 2021.
- 11 18. Santa Barbara Channelkeeper, January 27, 2021.
- 12 19. Bentley Family Limited Partnership, January 27, 2021.
- 13 20. Danny Everett and Tiarzha Taylor, January 27, 2021.
- 14 21. County of Ventura, January 27, 2021
- 15 22. Ventura County Watershed Protection District, January 27, 2021.
- 16 23. Old Creek Road Mutual Water Company, January 28, 2021.
- 17 24. Margaret Vanderfin, January 28, 2021.
- 18 25. Patricia Norris, January 28, 2021.
- 19 26. The Walker Jr. Living Trust, January 28, 2021.
- 20 27. Rebecca C. Collins, January 28, 2021.
- 21 28. Thomas M. Collins, Jr., January 28, 2021.
- 22 29. William D. Moses Jr. Separate Trust No. 1, January 28, 2021.
- 23 30. City of Ojai, January 28, 2021.
- 24 31. Aera Energy LLC, January 28, 2021.
- 25 32. Jennifer Ware, January 28, 2021.
- 26 33. Ernest Ford, January 28, 2021.
- 27 34. Tico Mutual Water District, January 28, 2021.
- 28 35. Susan Cooper, January 28, 2021.

- 1 36. Michael Lombardo and Charles L. Ward III, as Co-Trustees of the Ward-
- 2 Lombardo Living Trust, January 29, 2021.
- 3 37. Claude R. and Patricia E. Baggerly, January 29, 2021.
- 4 38. Mercer Family Trust Agreement of 1992
- 5 39. Susan Moll, January 29, 2021.
- 6 40. Southern California Edison Company, January 29, 2021.
- 7 41. David Altman, Trustee of the 1190 El Toro Trust, January 29, 2021.
- 8 42. Baptiste Foundation, January 29, 2021.
- 9 43. Sean A. Bennett and Leslie Bennett, Trustees of the Bennett Family Trust,
- 10 January 29, 2021.
- 11 44. Dwayne A. Bower and Marilyn E. Bower Trustees of the Bower Family
- 12 Trust, January 29, 2021.
- 13 45. Joseph Peter Clark, successor in interest to the Joseph Clark and Linda
- 14 Epstein Family Trust, January 29, 2021.
- 15 46. Linda Louise Epstein, , successor in interest to the Joseph Clark and Linda
- 16 Epstein Family Trust, January 29, 2021.
- 17 47. Mark Terry Cline and Bonnie Burreson Cline, Trustees of the Mark Terry
- 18 Cline and Connie Burreson Cline Revocable Trust, January 29, 2021.
- 19 48. Michael I. Cromer and Jody D. Cromer, January 29, 2021.
- 20 49. Robert R. Daddi and Darlene J. Daddi, January 29, 2021.
- 21 50. Lucille A. Elrod, Trustee of the John and Lucille Elrod Family Trust,
- 22 January 29, 2021.
- 23 51. Friend's Stable & Orchard Inc., January 29, 2021.
- 24 52. Brent A. Jacobs and Rachel Jacobs, January 29, 2021.
- 25 53. Michel A. Etchart, Trustee of the Michel A. Etchart Separate Property
- 26 Trust, and Mark W. Etchart, Trustee of the Mark W. Etchart Separate
- 27 Property Trust, January 29, 2021.
- 28 54. Stephen Robert Smith, Trustee of the Charles R. Rudd and Lola L. Rudd

- 1 Trust, dated May 20, 2976, January 29, 2021.
- 2 55. Stephen Michtell and Kathleen Reid Mitchell, Trustees of the Stephen  
3 Mitchell and Byron Katie Trust, January 29, 2021.
- 4 56. Victor C. Timar, Jr. Trustee of the Timar Family Trust, January 29, 2021.
- 5 57. John Town, January 29, 2021.
- 6 58. Trudie Town, January 29, 2021.
- 7 59. Troy Becker and Jeri Becker, January 29, 2021.
- 8 60. Daniel Hultgen, Trustee of the Hultgen Living Trust, January 29, 2021.
- 9 61. The Wood-Claeysens Foundation, January 29, 2021.
- 10 62. Giannetti Living Trust (Stipulation for Entry of Physical Solution and  
11 Judgement) served January 29, 2021.
- 12 63. Harry D. Sims, III and Raymond P. Sims, Trustees of the Sims Survivor's  
13 Trust UA dtd 8/21/1978 and the Sims Exemption Trust US dtd 8/21/1978,  
14 January 29, 2021.
- 15 64. Brian A. Osborne, January 29, 2021.
- 16 65. Encanto Del Mar Apartments, L.P., January 29, 2021.
- 17 66. Housing Authority of the City of San Buenaventura, January 29, 2021.
- 18 67. Soho Associates, L.P., January 29, 2021.
- 19 68. Triad Properties, Inc, January 29, 2021.
- 20 69. Villages at Westview I LP, January 29, 2021.
- 21 70. Vista Del Mar Commons, LP, January 29, 2021.
- 22 71. Andrew K. Whitman and Heidi A. Whitman, February 1, 2021.
- 23 72. Nancy L. Whitman, John R. Whitman and Nancy L. Whitman Family  
24 Trust, February1, 2021.
- 25 73. Janis Long Nicholas, John Jay Nicholas, Jess Earl Long (aka Jess E. Long),  
26 Johanna Rae Long, and Mary Margaret Long, Janis Long Nicholas and Jess  
27 E. Long as Trustees of the Long Family Trust, February 1, 2021.
- 28

1           Because of the complexity of the issues presented in this case, and the large number of  
2 named Cross-Defendants involved, the City has told parties that it does not intend to immediately  
3 seek defaults against non-responding parties, unless the Court orders otherwise. The City  
4 requests the Court's permission to wait to request entries of default until May 3, 2021. This will  
5 provide the City with time to work with parties who may not be familiar with the Court process  
6 and with the filing of answers or stipulations. The City would also like to request guidance from  
7 the Court regarding its preferred formatting and method for requesting the entry of default for the  
8 many hundreds of Cross-Defendants who have not timely responded.

9  
10           5.       CONCLUSION AND SUMMARY OF REQUESTS

11  
12           Based on the above Report, the Proposing Parties request that the Court consider taking  
13 the following actions:

- 14           • Order the parties to continue to meet and confer regarding the terms of the  
15           Physical Solution until February 26, 2021. On February 26, 2021, the City shall  
16           lodge with the Court the then current iteration of the Physical Solution.
- 17           • Order that the discovery stay be lifted on March 1, 2021, and set a schedule for  
18           fact and expert discovery.
- 19           • Set a Final Status Conference on or around October 29, 2021 and set a date for the  
20           parties to file and serve trial briefs, witness lists, and exhibit lists.
- 21           • Set an evidentiary hearing date for Court's consideration of the proposed Physical  
22           Solution on or around November 8, 2021.
- 23           • Order that obligation to provide initial disclosures is waived unless and until the  
24           Court orders otherwise
- 25           • Discuss potential dates for a site visit for the Court to view the Ventura River.
- 26           • Order that the City does not have to request entry of default until on or after May  
27           3, 2021.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: February 2, 2020

BEST BEST & KRIEGER LLP

By:   
SHAWN HAGERTY  
CHRISTOPHER M. PISANO  
SARAH CHRISTOPHER FOLEY  
Attorneys for Respondent and  
Cross-Complainant  
CITY OF SAN BUENAVENTURA

## EXHIBIT A

1 SHAWN HAGERTY, Bar No. 182435  
shawn.hagerty@bbklaw.com  
2 BEST BEST & KRIEGER LLP  
655 West Broadway, 15th Floor  
3 San Diego, California 92101  
Telephone: (619) 525-1300  
4 Facsimile: (619) 233-6118

Exempt From Filing Fees Pursuant  
to Cal. Gov't Code § 6103

5 CHRISTOPHER M. PISANO, Bar No. 192831  
christopher.pisano@bbklaw.com  
6 SARAH CHRISTOPHER FOLEY, Bar No. 277223  
sarah.foley@bbklaw.com  
7 Best Best & Krieger LLP  
300 South Grand Avenue, 25th Floor  
8 Los Angeles, California 90071  
Telephone: (213) 617-8100  
9 Facsimile: (213) 617-7480

10 Attorneys for Respondent and Cross-Complainant  
11 CITY OF SAN BUENAVENTURA

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

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

Case No. 19STCP01176

17 Petitioner,

Judge: Honorable William F. Highberger

18 v.

19 STATE WATER RESOURCES CONTROL  
20 BOARD, a California State Agency; CITY  
OF SAN BUENAVENTURA, a California  
municipal corporation, etc.,

**CONSUMPTIVE USERS' PROPOSED  
SCHEDULE FOR CONTINUED MEET  
AND CONFER, DISCOVERY AND  
EVIDENTIARY HEARING ON THE  
PROPOSED PHYSICAL SOLUTION**

21 Respondents.

22  
23 CITY OF SAN BUENAVENTURA, a  
California municipal corporation,

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

24 Cross-Complainant

25 v.

26 DUNCAN ABBOTT, an individual, et al.

27 Cross-Defendants.  
28

**PROPOSED SCHEDULE**

At the November 16, 2020 Status Conference, the City of San Buenaventura (“City”) and informed the Court that it and other consumptive users (the “Proposing Parties”) had distributed to all parties a proposed stipulated judgment and physical solution (“Physical Solution”). The City further informed the Court that the Proposing Parties had met and conferred with all parties regarding the Physical Solution and that the parties are continuing to meet and confer. The Court ordered a further Status Conference for February 9, 2021, at 1:30 p.m., and it ordered that a joint report, or if necessary unilateral reports, be filed by February 2, 2021.

The parties met and conferred prior to February 2, 2021 in an effort to reach consensus on the preparation of a joint report. Based on this meet and confer process, the Proposing Parties submit the following proposed schedule to the Court.

**1. CONTINUED MEET AND CONFER ON PROPOSED PHYSICAL SOLUTION:**

The parties commit to continue to meet and confer regarding the terms of the Physical Solution. From the date of the Status Conference until close of business on Friday February 26, 2021, there shall remain in place the stay on all discovery in order to further facilitate the meet and confer efforts. On February 26, 2021, the City shall lodge with the Court the then current iteration of the Physical Solution. The discovery stay will be lifted on March 1, 2021, at which time the parties may conduct discovery in compliance with the Civil Discovery Act.

**2. PROPOSED DISCOVERY PLAN AND PRETRIAL PROCEEDINGS:**

The discovery phase shall commence on March 1, 2021, and shall close pursuant to the Civil Discovery Act based on the trial date set forth herein. During the discovery phase, any party may serve percipient-based written discovery and notices of deposition in accordance with the Civil Discovery Act. The discovery cut-off for percipient-based discovery shall be September 3, 2021.

1           The parties shall not be bound to provide initial disclosures to all parties in accordance  
2 with Code of Civil Procedure Section 842. The parties agree that during the discovery phase the  
3 parties and the Court shall jointly view the Ventura River on at least one mutually agreeable date.  
4 At the February 9, 2021 Status Conference, the parties and Court will discuss date(s) for such a  
5 viewing, and will discuss the locations that will be viewed. The parties will meet and confer and  
6 attempt to agree to a mutually agreeable date or dates, and the locations for the Court and parties  
7 to view the Ventura River.

8           The exchange of expert witness information shall occur on September 10, 2021, and  
9 parties exchanging information shall include all information required under Code of Civil  
10 Procedure Sections 2034.260 and 2034.270. The exchange of any supplemental expert witness  
11 information shall occur on September 30, 2021. The parties may conduct depositions of expert  
12 witnesses in accordance with Code of Civil Procedure Section 2034.410, *et seq.*, with all expert  
13 witness depositions concluding no later than October 15, 2021.

14  
15 **3. PROPOSED EVIDENTIARY HEARING:**

16           The Court shall conduct a Final Status Conference on October 29, 2021 at \_\_\_\_\_ m., or at  
17 such other date and time as is convenient for the Court. The Court will hear all motions *in limine*  
18 at the Final Status Conference, which shall be filed and served in accordance with Code of Civil  
19 Procedure Section 1005, and L.A.S.C. Local Rule 3.25(f).

20           On October 20, 2021, the City shall lodge with the Court the then-existing proposed  
21 Physical Solution, and the City shall file a list of all parties who are in support of the proposed  
22 Physical Solution. For each party in support of the Physical Solution, the list should identify  
23 whether the party extracts water from a groundwater basin or the Ventura River, and it shall  
24 identify the amount of water that each such party has extracted during the five calendar years  
25 before the City filed its Amended Cross-Complaint. Any party may voluntarily provide  
26 additional years of extractions.

1 On October 20, 2021, any party that does not support the proposed Physical Solution shall  
2 file an objection, which shall state all bases for the party's objection to the proposed Physical  
3 Solution.

4 On October 20, 2021, the parties shall also file and serve trial briefs, trial witness lists, and  
5 trial exhibit lists. The parties shall meet and confer regarding the exchange of trial exhibits, and  
6 shall work to submit a joint list of exhibits that omits duplicate copies of the same exhibit. Trial  
7 briefs shall be a maximum of 25 pages in length.

8 The Court shall conduct an evidentiary hearing regarding the Physical Solution  
9 commencing on November 8, 2021 at \_\_\_\_\_ .m., or at such other date and time as may be  
10 convenient for the Court. The total number of court days assigned for the hearing will depend  
11 upon the number of parties who do not agree with the Physical Solution, and the issues that  
12 remain to be resolved. The total number of court days will be determined at the Final Status  
13 Conference.

14  
15  
16 Dated: February 2, 2021

BEST BEST & KRIEGER LLP

17  
18 By: \_\_\_\_\_  
19 SHAWN HAGERTY  
20 CHRISTOPHER M. PISANO  
21 SARAH CHRISTOPHER FOLEY  
22 Attorneys for Respondent and  
23 Cross-Complainant  
24 CITY OF SAN BUENAVENTURA

25  
26  
27  
28  
22 82470.00018\33600526.2

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

1 SHAWN HAGERTY, Bar No. 182435  
shawn.hagerty@bbklaw.com  
2 BEST BEST & KRIEGER LLP  
555 West Broadway, 15th Floor  
3 San Diego, California 92101  
Telephone: (619) 525-1300  
4 Facsimile: (619) 233-6118

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

FEB 02 2021

5 CHRISTOPHER M. PISANO, Bar No. 192831  
christopher.pisano@bbklaw.com  
6 SARAH CHRISTOPHER FOLEY, Bar No. 277223  
sarah.foley@bbklaw.com  
7 Best Best & Krieger LLP  
300 South Grand Avenue, 25th Floor  
8 Los Angeles, California 90071  
Telephone: (213) 617-8100  
9 Facsimile: (213) 617-7480

Sherri R. Carter, Executive Officer/Clerk of Court

10 Attorneys for Respondent and Cross-Complainant  
11 CITY OF SAN BUENAVENTURA

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
13 COUNTY OF LOS ANGELES  
14 SPRING STREET COURTHOUSE  
15

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

Case No. 19STCP01176

17 Petitioner,

Exempt From Filing Fees Pursuant to Cal.  
Gov't Code § 6103

18 v.

PROOF OF SERVICE

19 STATE WATER RESOURCES  
20 CONTROL BOARD, a California State  
Agency;  
21 CITY OF SAN BUENAVENTURA, a  
California municipal corporation, etc.,

Status Conf.: February 9, 2021  
Time: 1:30 p.m.  
Dept.: SS10

22 Respondents.  
23

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

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

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

CITY OF SAN BUENAVENTURA, a  
California municipal corporation,  
  
Cross-Complainant  
  
v.  
  
DUNCAN ABBOTT, an individual, et al.  
  
Cross-Defendants.

FAC Filed: September 7, 2018

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 February 2, 2021, I served the following document(s):

**STATUS CONFERENCE REPORT**

- 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  
Sycamore Law  
1004 O'Reilly Ave.  
San Francisco CA 94129  
Tel: (415) 360-2962  
daniel@sycamore.law

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 Petitioner and Plaintiff  
Santa Barbara Channelkeeper

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

Eric M. Katz  
Supervising Deputy Attorney General  
Noah Golden – Krasner  
Deputy Attorney General  
Carol Boyd  
Deputy Attorney General  
300 South Spring Street, Suite 1702

1 Marc.melnick@doj.ca.gov

Los Angeles, CA 90013  
Tel. (213) 269-6343  
Fax (213) 897-2802  
Eric.Katz@doj.ca.gov  
Noah.goldenrasner@doj.ca.gov  
Carol.boyd@doj.ca.gov

2

3

4

5 Attorneys for Respondent and Defendant State  
Water Resources Control Board

Attorneys for Proposed Intervenor California  
Department of Fish & Wildlife

6

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

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

7

8

9

10

11 Attorneys for Cross-Defendants Bentley  
Family Limited Partnership; AGR Breeding,  
Inc.; and Southern California Edison  
Company

Attorneys for Cross-Defendants Troy Becker  
and Jeri Becker; Janet Boulton; Michael  
Boulton; Michael Caldwell; Joseph Peter  
Clark, successor in interest to the Joseph  
Clark and Linda Epstein Family Trust; Linda  
Louise Epstein, successor in interest to the  
Joseph Clark and Linda Epstein Family Trust;  
Michael I. Cromer and Jody D. Cromer;  
Michel A. Etchart, Trustee of the Michel A.  
Etchart Separate Property Trust, and Mark W.  
Etchart, Trustee of the Mark W. Etchart  
Sepertate Property Trust; Lawrence  
Hartmann; Ole Konig; Krotona Institute of  
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  
Water Company; Soule Park Golf Course,  
Ltd.; Telos, LLC; Victor C. Timar, Jr. Trustee  
of the Timar Family Trust; John Town; Trudie  
Town; Asquith Family Limited Partnership,  
Ltd.; Burgess Ranch; Cary Cheldin; Cynthia  
Daniels; Wayne Francis; David Friend; The  
Larry & Pat Hartmann Family Trust; The John  
N. Hartmann Trust; Gary Hirschcron; Cheryl  
Jensen; Lutheran Church of the Holy Cross of  
Ojai, California; Janice Sattler (Mineo); Eitan  
Sloustcher; Rogers-Cooper Memorial  
Foundation; Robert Norris (not yet appeared);  
Patricia Norris; Old Creek Road Mutual  
Water Company (not yet appeared); Margaret  
Vanderfin; Telos Ojai, LLC (not yet

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

appeared); Jennifer Ware; The Walker Jr. Living Trust; David Altman, Trustee of the 1190 El Toro Trust ; Babtiste Foundation; Sean A. Bennett and Leslie Bennett, Trustees of the Bennett Family Trust; Dwayne A. Bower and Marilyn E. Bower Trustees of the Bower Family Trust; Mark Terry Cline and Bonnie Bureson Cline, Trustees of the Mark Terry Cline and Connie Bureson 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

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

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

Attorney for Cross-Defendant Robin Bernhoft

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

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-Defendant Casitas  
Municipal Water District

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

1 Gregory J. Patterson  
2 Musick, Peeler & Garrett LLP  
3 2801 Townsgate Road, Suite 200  
4 Westlake Village, CA 91361  
5 Tel: (805) 418-3103  
6 Fax: (805) 418-3101  
7 g.patterson@musickpeeler.com

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

5 Attorneys for Cross-Defendants Robert C.  
6 Davis, Jr.; James Finch; Topa Topa Ranch  
7 Company, LLC; The Thacher School;  
8 Thacher Creek Citrus, LLC; Ojai Oil  
9 Company; Ojai Valley School; Sharon  
10 Hamm-Booth and David Robert Hamm, Co-  
11 Trustees of The Hamm 2004 Family Trust  
12 Dated April 29, 2004; and Reeves Orchard,  
13 LLC

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

10 Jeanne Zolezzi  
11 Herum Crabtree Suntag  
12 5757 Pacific Avenue, Suite 222  
13 Stockton, CA 95207  
14 Tel: (209) 472-7700  
15 Fax: (209) 472.7986  
16 jzolezzi@herumcrabtree.com

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

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

Attorneys for Cross-Defendants Rancho  
Matilija Mutual Water Company; Bettina  
Chandler, Trustee of the Bettina Chandler  
Trust; Martin Gramckow and Linda  
Gramckow individually; Martin Gramckow,  
Trustee of the Monika G. Huss Irrevocable  
Trust, Trustee of the Karin W. Gramckow  
Irrevocable Trust, and Trustee of the Kurt J.  
Gramckow Irrevocable Trust

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

7 Attorneys for Cross-Defendant St. Joseph's  
Associates of Ojai, California, Inc. and St.  
8 Joseph's Health and Retirement Center, Janis  
Long Nicholas, John Jay Nicholas, Jess Earl  
9 Long (aka Jess E. Long), Johana Rae Long,  
and Mary Margaret Long, Janis Long  
10 Nicholas and Jess E. Long as Trustees of the  
Long Family Trust

11 Alberto Boada  
12 Karen V. Marble  
Ventura County Counsel's Office  
13 800 South Victoria Avenue  
Ventura, CA 93009-1830  
14 Tel.: (805) 654-2590  
15 Fax: (805) 654-2185  
alberto.boada@ventura.org  
karen.marble@ventura.org

16  
17 Attorneys for Cross-Defendant Ventura  
18 County Watershed Protection District and  
County of Ventura  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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 and  
County of Ventura

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 The Wood-  
Claeysens Foundation

1 Joseph C. Chrisman  
2 Hathaway, Perrett, Webster, Powers,  
3 Chrisman & Gutierrez  
4 5450 Telegraph Road  
5 Ventura, CA 93003  
6 (805) 644-7111  
7 jchrisman@hathawaylawfirm.com

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

8  
9 Attorneys for Cross-Defendant Wood-  
Claeysens Foundation

Attorneys for Cross-Defendant Casitas  
Municipal Water District

10  
11 Thomas E. Jeffry  
12 Debra J. Albin-Riley  
13 Stefan Bogdanovich  
14 Arent Fox LLP  
15 555 West Fifth Avenue, 48th Floor  
16 Los Angeles, CA 90013-1065  
17 (213) 629-7400  
18 (213) 629-7401  
19 Thomas.jeffry@arentfox.com  
20 Stefan.bogdanovich@arentfox.com

Andrew Brady  
DLA Piper LLP (US)  
550 South Hope Street, Suite 2400  
Los Angeles, CA 90071-2618  
Tel. (213) 330-7700  
Fax: (213) 330-7701  
andrew.brady@us.dlapiper.com

21 Attorneys for Cross-Defendant Community  
22 Memorial Health System

Attorneys for Cross-Defendant Integritas Ojai,  
LLC

23 Jennifer T. Buckman  
24 Andrew J. Ramos  
25 Holly Jacobson  
26 Bartkiewicz Kronick & Shanahan, PC  
27 1011 Twenty-Second Street  
28 Sacramento, CA 95816-4907  
Tel. (916) 446-4254  
Fax (916) 446-4018  
jtb@bkslawfirm.com  
hjj@bkslawfirm.com

David R. Krause-Leemon  
BEAUDOIN & KRAUSE-LEEMON LLP  
15165 Ventura Blvd., Suite 400  
Sherman Oaks, CA 91403  
Tel. (818) 205-2809  
Fax (818) 788-8104  
david@bk-llaw.com

Attorneys for Cross-Defendant City of Ojai

Attorneys for Cross-Defendant RDK Land,  
LLC

1	Eric J. Schindler Michelle J. Berner Kroesche Schindler LLP 2603 Main Street, Suite 200 Irvine, CA 92614 Tel. (949) 387-0495 Fax (888) 588-0034 Fax eschindler@kslaw.legal mberner@kslaw.legal	Brian A. Osborne Osborne Law Firm 674 County Square Drive, Suite 308 Ventura, CA 93003 Tel. (805) 642-9283 Fax (805) 642-7054 osbornelawyer@gmail.com
6	Attorneys for Cross-Defendant Oak Haven, LLC	Attorney for Cross-Defendants Brian A. Osborne; Ronald W. Rood and Susan B. Rood, Trustees of the Rood Family Trust
8	Adam D. Wieder Barry C. Groveman Ryan Hiete Groveman Hiete LLP 35 East Union Street, Suite B Pasadena, CA 91103 Tel (626) 747-9383 Fax (626) 747-9370 awieder@grovemanhiete.com bgroveman@grovemanhiete.com rhiete@grovemanhiete.com	Peter A. Goldenring Mark R. Pachowicz Pachowicz   Goldenring A Professional Law Corporation 6050 Seahawk Street Ventura, CA 93003-6622 Tel. (805) 642-6702 Fax (805) 642-3145 attorneys@gopro-law.com
14	Attorneys for Cross-Defendant Michael Bradbury; Heidi Bradbury; and The Heidi Gramkow Trust	Attorneys for Cross-Defendant The Manfred Krankl and Elaine V. Krankl Living Trust
16	Ernest J. Guadiana Elkins Kalt Weintraub Reuben Gartside LLP 10345 W. Olympic Boulevard Los Angeles, CA 90064 Tel. (310) 746-4425 eguardiana@elkinskalt.com	Justin M. Alvarez Lamdien T. Le The Alvarez Firm, A Law Corporation 24005 Ventura Boulevard Calabasas, CA 91302 Tel. (818) 224-7077 Fax (818) 224-1380 jalvarez@alvarezfirm.com dle@alvarezfirm.com
21	Attorneys for Michael Lombardo and Charles L. Ward III, as Co-Trustees of the Ward- Lombardo Living Trust	Attorneys for Cross-Defendant Rancho Sueño, LLC
23		
24		
25		
26		
27		
28		

1 Patrick L. Rendon  
2 Lamb and Kawakami LLP  
3 333 South Grand Avenue, Suite 4200  
4 Los Angeles, CA 90071  
5 Tel. (213) 630-5500  
6 Fax: (213) 630-5555  
7 prendon@lkgfirm.com

Karen A. Feld  
Daniel S. Roberts  
Cole Huber LLP  
3401 Centrelake Drive, Suite 670  
Ontario, CA 91761  
Tel: (909) 230-4209  
Fax: (909) 937-2034  
kfeld@colehuber.com  
droberts@colehuber.com

6 Attorneys for Real Party in Interest Emily V.  
7 Brown

Attorneys for Cross-Defendant Ventura  
Unified School District

8 David A. Ossentjuk  
9 Ossentjuk & Botti  
10 2815 Townsgate Road, Suite 320  
11 Westlake Village, CA 91361  
12 Tel: (805) 557-8081  
13 Fax: (805) 456-7884  
14 DOssentjuk@oandblawyers.com

Hermitage Mutual Water Company, and Santa  
Ana Ranch, Inc.

Attn: J. Roger Essick  
2955 Hermitage Road  
Ojai, CA 93023  
Tel. (805) 320-1406  
rogeressick@gmail.com

12 Attorney for Cross-Defendant Robert Martin

13 Julie A. Baker  
14 2193 Maricopa Hwy  
15 Ojai, CA 93023  
16 (805) 646-8700  
17 Jandjbaker2@gmail.com

The Joseph Fedele 1995 Living Trust,  
Oriana Marie Fedele, Trustee  
Attn. Oriana Fedele  
P.O. Box 298  
Lahaina, HI 96767  
Tel. (818) 601-3161  
orianafedele@gmail.com

18 T&D Nevada Trust  
19 Dennis and Antoinette Mitchell  
20 Mitchell Homes Inc.  
21 P.O. Box 360  
22 Ojai, CA 93024  
23 (805) 340-2890  
24 amitc74383@aol.com

Michaela Boehm  
12293 topa Lane  
Santa Paula, CA 93060  
Tel. (323) 493-3737  
micboehm@me.com

25 Anthonie M. Voogd  
26 918 Palomar Road  
27 Ojai, CA93023  
28 Tel. (805) 646-1512  
avoogd@stanfordalumni.org

Lawrence S. Mihalas  
Trustees of the Mihalas Family Trust  
419 21<sup>st</sup> Place  
Santa Monica, CA 90402  
Tel. (310) 739-0700  
lmihalas@gmail.com  
lmihalas@ucla.edu

1 Heather Blair  
2 556 So. Fair Oaks Ave., Ste 101  
3 Box 356  
4 Pasadena, CA 91105  
5 Tel. (626) 755-6566  
6 Hblair1946@gmail.com

7 Robert K. Cartin  
8 Cartin Family LLC  
9 505 Estremoz Ct.  
10 Oceanside, CA 92057  
11 Tel. (760) 429-4738  
12 bob.cartin@dvm.com

13 Del Cielo LLC  
14 Attn. Tim Carey, Managing Member  
15 22410 Hawthorne Boulevard, Suite 5  
16 Torrance, CA 90505  
17 Tel. (310) 787-6569  
18 tim@calvoterguide.com

19 Janice and Jesse Hillestad  
20 9611 N. Ventura Ave.  
21 Ventura, CA 93001  
22 Tel. (310) 614-8438  
23 janicehillestad@icloud.com  
24 jessehillestad@gmail.com  
25 Carlos A Mejia  
26 Sophie A Wenzlau  
27 Department of Justice  
28 1300 I Street, Suite 125  
P.O. Box 944255  
Sacramento, CA 94244-2550  
Tel. (916) 210-6379  
Fax: (916) 327-2319  
sophie.wenzlau@doj.ca.gov

Attorneys for California Department of Parks  
and Recreation

21 Jacob Slujter  
22 Rabindra Singh  
23 1070 McAndrew Road.  
24 Ojai CA 93023; Tel.  
25 (805) 646-2726  
26 ED@KFA.ORG

27 In Propria Persona for Krishnamurti  
28 Foundation of America

Martin Hartmann  
Whitney Hartmann  
430 S. Carrillo Road  
Ojai, CA 93023  
Tel. (805) 798-2253  
earthbuilding@gmail.com

Loa E. Bliss  
Loa E. Bliss 2006 Revocable Trust  
9030 Ojai Santa Paula Road  
Ojai, CA 93023  
Tel: (617) 750-8500  
loabliss@hotmail.com

Joyce Syme, and  
The Joyce A. Syme Living Trust  
1760 Ocean Avenue  
Santa Monica, CA 90401  
Tel. (310) 403-1760  
seaviewmotel@hotmail.com

Dale and Patricia Givner  
12617 Koenigstein Rd.  
Santa Paula, CA 93060  
Tel. (805) 525-9524  
dalegivner@gmail.com

Dennis and Nadine Corte  
12812 MacDonald Drive  
Ojai, CA 93023  
Tel. (805) 701-1950  
dwcorte@outlook.com

David R. Greifinger  
Law Offices of David R. Greifinger  
15515 West Sunset Blvd., No. 214  
Pacific Palisades, CA 90272  
Tel. (424) 330-0193  
tracklaw@me.com

Attorney for Cross-Defendants Danny Everett  
and Tiarzha Talyor

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Kelton Lee Gibson  
878 Oak Grove Court  
Ojai, CA 93023  
Tel. (805) 701-9318  
kgibson@mwglaw.com  
kgibson878@gmail.com

George and Sigrid Bressler  
340 Longhorn Lane  
Ojai, CA 93023  
Tel. (805) 646-1221  
andybsail@gmail.com

Kenton Lee Gibson, Trustee of the Gibson  
Family Trust, dated June 6, 2006

Rebecca C. Collins  
Thomas M. Collins, Jr.  
241 Longhorn Lane  
Ojai, CA 93023  
Tel. 805-312-5894  
tominojai@gmail.com  
collinst3@sbcglobal.net

Peter Duchesneau  
Sigrid R Waggener  
Mannat, Phelps & Phillips, LLP  
One Embarcadero Center, 30<sup>th</sup> Floor  
San Francisco, CA 94111  
Tel (415) 291-7400  
Fax (415) 291-7474  
pduchesneau@manatt.com  
swaggener@manatt.com

Attorneys for Cross-Defendant Aera Energy,  
LLC

Claude R. and Patricia E. Baggerly  
119 S. Poli Avenue  
Ojai, CA 93023-2144  
Tel. (805) 646-0767  
Tel. (805) 766-7317  
russ.baggerly65@gmail.com

Judith L. Mercer  
c/o of Jason Goldman  
Mercer Family Trust Agreement of 1992  
1175 Grand Avenue  
Ojai, CA 93023  
Tel. (310) 625-7795  
jgoldman@bgroup.com

Matthew Haffner  
Haffner Law Group  
86 S. Laurel Street  
Ventura, CA 93001  
Tel. (805) 641-9334  
Fax (805) 980-5014  
mhaffner@haffnerlawgroup.com

Brian Moskal,  
Greenberg Glusker Fields Claman &  
Machtiger LLP  
2049 Century Park East, Suite 2600  
Los Angeles, CA 90067  
Tel. (310) 785-6833  
Fax (310) 201-2368  
bmoskal@greenbergglusker.com

Attorneys for Cross-Defendant Susan Moll

Attorneys for Ginnetti Living Trust

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Harry D. Sims and Raymond P. Sims  
P.O. Box 1870  
Ojai, CA 93024  
Tel. (805) 646-0167  
1978simsfamilytrust@gmail.com

Tristan F. Mackprang  
David J. Farkas  
Coleman Frost LLP  
201 Nevada Street, Smoky Hollow  
El Segundo, CA 90245  
Tel. (424) 277-1650  
Fax (31) 648-9739  
tristan@colemanfrost.com  
david@colemanfrost.com

Attorneys for Cross-Defendants Housing  
Authority of the City of San Buenaventura,  
Triad Properties, Inc., Encanto Del Mar  
Apartments, L.P., Villages at Westview I LP,  
Vista Del Mar Commons, LP, and Soho  
Associates, L.P.

Andrew K. Whitman  
821 N. Signal Street  
Ojai, CA 93023  
Tel. (805) 444-5671  
sfreberg@scr-legal.com

Via First Class Mail

Warren W. Green  
Bonnie M. Green  
985 E. Main Street  
Ventura, CA 93001  
Tel. (805) 652-1080  
Fax (805) 652-0400

In pro per and Atty for Cross-Defendants  
Andrew K. Whitman and Heidi A. Whitman;  
Nancy L. Whitman; John R. Whitman and  
Nancy L. Whitman Family Trust

Via First Class Mail

Salvatore Scarpato  
106 Calhoun Lane  
Georgetown, TX 78633  
(805) 797-8767

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

Executed on February 2, 2021 at Walnut Creek, California.



Irene Islas