

JUL 08 2013

SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

**Brunick, McElhaney, Beckett,
Dolen & Kennedy**

CITY OF BARSTOW, et al.,)	
)	
Plaintiffs,)	
)	
vs.)	No. CIV208568
)	
CITY OF ADELANTO, et al.,)	
)	
Defendants.)	
)	
AND RELATED CROSS-ACTIONS.)	
)	

REPORTER'S TRANSCRIPT OF PROCEEDINGS

Proceedings of Friday, June 28, 2013,
before the Honorable Gloria Connor Trask,
Judge, Department 3.

APPEARANCES:

For Defendant/ Cross-Complainant: Mojave Water Agency	BRUNICK, McELHANEY & KENNEDY PLC By: William J. Brunick, Esq. 1839 Commercenter West Post Office Box 13130 San Bernardino, California 92423-3130
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For California Department of Fish and Wildlife:	OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF CALIFORNIA By: Marilyn H. Levin, Deputy 300 South Spring Street, Suite 1700 Los Angeles, California 90013
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For Defendant: Mitsubishi Cement Corp.; Silver Lakes Association	GRESHAM SAVAGE By: Derek R. Hoffman, Esq. 3750 University Avenue, Suite 250 Riverside, California 92501
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Patricia L. Hanson, CSR 2329
Riverside Superior Court
4050 Main Street, Department 3
Riverside, California 92501

ORIGINAL

1 PROCEEDINGS OF FRIDAY, JUNE 28, 2013

2 * * *

3 THE COURT: City of Barstow versus City of Adelanto.

4 MS. LEVIN: Good morning, Your Honor.

5 THE COURT: Good morning.

6 MR. BRUNICK: Good morning, usual.

7 Bill Brunick appearing for Mojave Water Agency.

8 MR. HOFFMAN: Good morning, Your Honor.

9 Derek Hoffman for Mitsubishi Cement Corporation and
10 Silver Lakes Association.

11 MS. LEVIN: Good morning, Your Honor.

12 Marilyn Levin, Deputy Attorney General, for the
13 Department of Fish and Wildlife.

14 THE COURT: Good morning.

15 MS. LEVIN: A new name.

16 THE COURT: This matter is on calendar for a motion to
17 adjust Free Production Allowance.

18 It's the court's intention to follow the recommendation
19 and to sign the judgment.

20 I see we have somebody from Mitsubishi Cement. Did
21 you -- are you just here to observe or --

22 MR. HOFFMAN: We are participating today, Your Honor.
23 Yes, we're really here to observe overall.

24 THE COURT: Participating, in that you concur with the
25 recommendation? Or participating, in that you have a comment
26 to make?

27 MR. HOFFMAN: If the court's inclined to go with the
28 motion as presented, then we have no comments.

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THE COURT: Excellent. Thank you.

MR. BRUNICK: Thank you, Your Honor.

THE COURT: How wonderful this is. It's a new day.

MR. BRUNICK: It is.

MS. LEVIN: Second year.

Thank you, Your Honor.

THE COURT: I think we have one more year before the fireworks start.

MR. BRUNICK: Right. Exactly.

MS. LEVIN: Thank you.

THE COURT: Mr. Brunick, if you'll prepare a judgment for the court.

MR. BRUNICK: I will.

THE COURT: Thank you. Circulate it.

MR. BRUNICK: Thank you very much.

THE COURT: Appreciate it.

MS. LEVIN: Thank you.

THE COURT: Thank you.

(Proceedings are adjourned.)

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STATE OF CALIFORNIA)
) ss.
COUNTY OF RIVERSIDE)

I, PATRICIA L. HANSON, a Certified Shorthand Reporter,
Number 2329, do hereby certify:

That on June 28, 2013, in the County of Riverside,
State of California, I took in shorthand a true and correct
report of the proceedings had in the above-entitled cause and
that the foregoing transcript is a true and accurate
transcription of my shorthand notes, taken as aforesaid.

DATED: Riverside, California, June 28, 2013.


Patricia L. Hanson, CSR 2329