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*Exempt from filing fee pursuant to
Gov't. Code Section 6103*

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MOJAVE WATER AGENCY

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **IN AND FOR THE COUNTY OF RIVERSIDE**

11 CITY OF BARSTOW, et al
12 Plaintiff,

13 v.

14 CITY OF ADELANTO, et al
15 Defendant.

LEAD CASE NO.: CIV208568
JCCP5265 MOJAVE BASIN WATER
CASES

**NOTICE OF ORDER GRANTING
PETITION FOR COORDINATION
AND PROOF OF SERVICE THEREON**

16
17 **AND RELATED CROSS ACTIONS**

Assigned for All Purposes to:
Hon. Craig G. Riemer, Judge Presiding
Dept. 1

19 **TO THE PARTIES ABOVE-NAMED AND THEIR COUNSEL OF RECORD:**

20 **PLEASE TAKE NOTICE THAT** on February 17, 2023, the Court assigned to make
21 a determination, thereon granted Mojave Water Agency's Petition for coordination of
22 actions. A true and correct copy of the Order is attached as Exhibit 1 hereto.

23 Dated: February 27, 2023

BRUNICK, McELHANEY & KENNEDY PLC

24
25 By: William J. Brunick
26 William J. Brunick
27 Leland P. McElhaney
Attorneys for Defendant/Cross-complainant,
MOJAVE WATER AGENCY

EXHIBIT “1”

1 Historic Courthouse, Department 1
2 4050 Main Street
3 Riverside, CA 92501
4 951-777-7073

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

FEB 17 2023

L.H. **L. Howell**

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7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF RIVERSIDE**

10
11 **MOJAVE BASIN WATER CASES**

Case No. JCCP5265

Coordination Proceeding

**ORDER GRANTING PETITION FOR
COORDINATION**

12
13
14 **Included Actions:**

15 *City of Barstow v. City of Adelanto.*
16 Riverside County Superior Court, Case
No. CIV208568

17 *The Mojave Water Agency v. All persons*
18 *who Are Not Presently Parties to the*
19 *Comprehensive Groundwater Adjudication,*
San Bernardino County Superior Court,
Case No. CIVSB2218461

Date: February 17, 2023

Time: 8:30 A.M.

Dept. 1

1 The Court, having considered the petition to coordinate City of Barstow v. City of
2 Adelanto, Riverside Superior Court Case No. CIV208568, and The Mojave Water Agency v. All
3 Persons who Are Not Presently Parties to the Comprehensive Groundwater Adjudication, San
4 Bernardino Superior Court Case No. CIVSB2218461, no opposition having been filed, and good
5 cause appearing therefor, the Court rules as follows:
6

7 1. After considering the criteria prescribed by California Rules of Court, rule 3.400,
8 the Court finds that both of the included actions are complex.

9 2. After considering the criteria prescribed by Code of Civil Procedure section 404.1,
10 the Court finds that coordination of the included actions is appropriate. Accordingly, the petition
11 is granted.

12 3. After considering the factors specified by California Rules of Court, rule 3.530(b),
13 the Court recommends to the Chair of the Judicial Council that a judge of the Riverside County
14 Superior Court be assigned to hear and determine the coordinated cases.

15 4. Pursuant to Code of Civil Procedure section 404.2 and California Rules of Court,
16 rule 3.505, and in light of the recommendation in paragraph 3, *supra*, the Court recommends to
17 the Chair of the Judicial Council that the Fourth District, Division Two, should be designated as
18 the court having appellate jurisdiction of the coordinated actions.

19 5. Counsel for the Mojave Water Agency is ordered file a copy of this order in both
20 actions and serve copies on all parties who have appeared in the two actions.

21 6. The clerk is directed to give transmit a copy of this order to Chair, Judicial Council
22 of California, Attn: Appellate Court Services (Civil Case Coordination), 455 Golden Gate
23 Avenue, 5th Floor, San Francisco, CA 94102-3688.

24
25 DATE: February 17, 2023


HONORABLE CRAIG G. RIEMER
JUDGE OF THE SUPERIOR COURT

PROOF OF SERVICE

STATE OF CALIFORNIA }
COUNTY OF SAN BERNARDINO}

I am employed in the County of the San Bernardino, State of California. I am over the age of 18 and not a party to the within action; my business address is 13846 Conference Center Drive, Apple Valley, California 92307.

On February 28, 2023, the document(s) described below were served pursuant to the Mojave Basin Area Watermaster's Rules and Regulations paragraph 8.B.2 which provides for service by electronic mail upon election by the Party or paragraph 10.D, which provides that Watermaster shall mail a postcard describing each document being served, to each Party or its designee according to the official service list, a copy of which is attached hereto, and which shall be maintained by the Mojave Basin Area Watermaster pursuant to Paragraph 37 of the Judgment. Served documents will be posted to and maintained on the Mojave Water Agency's internet website for printing and/or download by Parties wishing to do so.

Document(s) filed with the court and served herein are described as follows:

NOTICE OF ORDER GRANTING PETITION FOR COORDINATION AND PROOF OF SERVICE THEREON

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

Executed on February 28, 2023 at Apple Valley, California.



Jeffrey D. Ruesch

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Mojave Basin Area Watermaster Service List as of February 28, 2023

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Mojave Basin Area Watermaster Service List as of February 28, 2023

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Mojave Basin Area Watermaster Service List as of February 28, 2023

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Mojave Basin Area Watermaster Service List as of February 28, 2023

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Mojave Basin Area Watermaster Service List as of February 28, 2023

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Mojave Basin Area Watermaster Service List as of February 28, 2023

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