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

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7 Attorneys for Defendant\Cross-Complainant,
8 MOJAVE WATER AGENCY

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

10 **IN AND FOR THE COUNTY OF RIVERSIDE**

12 Coordination Proceeding Special Title
(Cal. Rules of Court, rule 3.550)

JCCP NO.: 5265

13 MOJAVE BASIN WATER CASES

Dept. 1, Riverside Superior Court
Hon. Craig G. Riemer, Judge Presiding

14 CITY OF BARSTOW,

CASE NO.: CIV 208568

15 Plaintiff,

16 vs.

17 CITY OF ADELANTO, et al.,

18 Defendant.

**NOTICE OF RULING RE: SHADOW
MOUNTAIN RANCH, LLC'S EX
PARTE APPLICATION FOR AN
ORDER SHORTENING TIME TO
HEAR SHADOW MOUNTAIN RANCH
LLC'S MOTION FOR AN ORDER
INTERPRETING AND CLARIFYING
THE SCOPE OF THE JUDGMENT**

19 AND RELATED CROSS ACTIONS

Date: November 16, 2023

Time: 8:30 a.m.

Dept.: 1 (Riverside Superior Court)

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

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25 **PLEASE TAKE NOTICE THAT**, on November 16, 2023, at 8:30 a.m., the Court heard
26 Shadow Mountain's Ranch, LLC's ("SMR") Ex Parte Application for an Order Shortening Time
27 to Hear SMR's Motion for an Order Interpreting and Clarifying the Scope of Judgment.

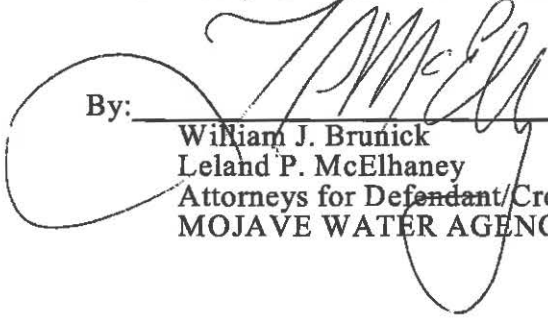
28 Christopher Pisano appeared on behalf of SMR. Leland P. McElhaney appeared on behalf of
NOTICE OF RULING RE: SHADOW MOUNTAIN RANCH, LLC'S EX PARTE APPLICATION

1 the Mojave Water Agency (“MWA”). The hearing was presided over by Judge Harold W. Hopp.

2 At the hearing the Court denied SMR’s Ex Parte Application. MWA’ Motion to Add
3 SMR as a Defendant remains on calendar for December 7, 2023 at 8:30 a.m., in Department 1
4 of the Riverside Superior Court. SMR’s Motion to Clarify or Interpret the Scope of the
5 Judgment remains on calendar for January 8, 2024 at 8:30 a.m., in Department 1 of the Riverside
6 Superior Court. Judge Hopp noted during the hearing that different issues are raised in the two
7 motions and SMR’s Motion appears akin to a motion for summary adjudication.

8 Dated: November 20, 2023

BRUNICK, MCELHANEY & KENNEDY PLC

9
10 By:  _____
11 William J. Brunick
12 Leland P. McElhaney
13 Attorneys for Defendant/Cross-complainant,
14 MOJAVE WATER AGENCY

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1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA }
3 COUNTY OF SAN BERNARDINO }**

4 I am employed in the County of the San Bernardino, State of California. I am over the
5 age of 18 and not a party to the within action; my business address is 1839 Commercenter
6 West, P.O. Box 13130, San Bernardino, California 92423-3130.

7 On November 27, 2023, I served the following entitled document(s):
8 **NOTICE OF RULING RE: SHADOW MOUNTAIN RANCH, LLC'S EX PARTE
9 APPLICATION FOR AN ORDER SHORTENING TIME TO HEAR SHADOW
10 MOUNTAIN RANCH LLC'S MOTION FOR AN ORDER INTERPRETING AND
11 CLARIFYING THE SCOPE OF THE JUDGMENT** on the interested parties in this
12 action in the manner described below, addressed as follows:

13 **SEE ATTACHED SERVICE LIST**

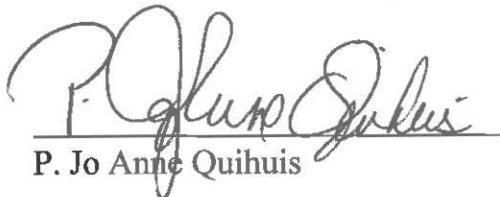
14 **BY MAIL AS FOLLOWS:** I am "readily familiar" with the firm's practice of
15 collection and processing correspondence for mailing. Under that practice it would be
16 deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid
17 at San Bernardino, California in the ordinary course of business. I am aware that on motion
18 of the party served, service is presumed invalid if postal cancellation date or postage meter
19 date is more than one day after date of deposit for mailing in affidavit.

20 XX **BY ELECTRONIC MAIL AS FOLLOWS:** On this date, the aforesaid document
21 was transmitted by electronic mail to the person(s) whose name(s) and e-mail address are
22 listed. The transmission(s) were reported without error.

23 **(BY OVERNIGHT COURIER SERVICE):** I caused such envelopes to be delivered
24 via overnight courier service to the addressee(s) described above.

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

27 Executed November 27, 2023, in the City of San Bernardino, State of California.

28 
P. Jo Anne Quihuis

SERVICE LIST

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Peter Kiel
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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 November 27, 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 RULING RE: SHADOW MOUNTAIN RANCH, LLC'S EX PARTE APPLICATION FOR AN ORDER SHORTENING TIME TO HEAR SHADOW MOUNTAIN RANCH LLC'S MOTION FOR AN ORDER INTERPRETING AND CLARIFYING THE SCOPE OF THE JUDGMENT

 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 November 27, 2023 at Apple Valley, California.



Jeffrey D. Ruesch

Mojave Basin Area Watermaster Service List as of November 27, 2023

Attn: Roberto Munoz
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Mojave Basin Area Watermaster Service List as of November 27, 2023

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Mojave Basin Area Watermaster Service List as of November 27, 2023

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Mojave Basin Area Watermaster Service List as of November 27, 2023

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Attn: Nereida Gonzalez
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(hackbarthoffice@gmail.com)
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Attn: Donald F. Hanify
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Hanson Aggregates WRP, Inc. (via email)
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Attn: Mary Jane Hareson
Hareson, Nicholas and Mary
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Attn: Kenny Harmsen (harmsecow@aol.com)
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Mojave Basin Area Watermaster Service List as of November 27, 2023

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Mojave Basin Area Watermaster Service List as of November 27, 2023

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Mojave Basin Area Watermaster Service List as of November 27, 2023

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Mojave Basin Area Watermaster Service List as of November 27, 2023

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