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SHADOW MOUNTAIN RANCH, LLC

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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA

10 COUNTY OF RIVERSIDE

11 Coordination Proceeding Special Title  
(Cal. Rules Of Court, Rule 3.550)

JCCP5265  
CIV208568 (Lead Case Number)

12 MOJAVE BASIN WATER CASES

Dept. 1, Riverside Superior Court  
Hon. Harold W. Hopp, Judge Presiding

13 THE MOJAVE WATER AGENCY, AS THE  
MOJAVE BASIN AREA WATERMASTER,

Case No. CIVSB 2218461

14 Plaintiff,

**DECLARATION OF ALISON K.  
TOIVOLA IN SUPPORT OF  
ADDITIONAL SPECIAL  
INTERROGATORIES TO MOJAVE  
WATER AGENCY**

15 v.

16 All persons who are not presently parties to the  
17 comprehensive groundwater adjudication in  
*City of Barstow, et al., v. City of Adelanto, et*  
18 *al.*, Riverside Superior Court Case No.  
CIV208568, and are either producing more  
19 than 10 acre-feet of Basin groundwater  
annually, or using Basin groundwater for  
20 unlawful purposes, and Does 1 through 2,000,

Action Filed: May 30, 1990  
Amended Cross-Complaint  
Filed: April 30, 2026  
Trial Date: January 15, 2027

21 Defendants.

22 SHADOW MOUNTAIN RANCH, LLC,

23 Cross-Complainant,

24 v.

25 MOJAVE WATER AGENCY, The Fasoja  
Living Trust, Buddhist-Town LLC, S.E.  
26 Combined Services of California, Inc., Shunxing  
Weng, and Roes 1 through 10,

27 Cross-Defendants.  
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**DECLARATION OF ALISON K. TOIVOLA**

I, Alison K. Toivola, declare as follows:

1. I am an attorney licensed to practice before the courts of the State of California. I am an attorney with Best Best & Krieger LLP, attorneys of record for Defendant and Cross-Complainant Shadow Mountain Ranch, LLC (“SMR”). I submit this Declaration in support of SMR’s Second Set of Special Interrogatories to Mojave Water Agency (“MWA”). I have personal knowledge of the facts set forth below and, if called to do so, could and would competently testify to them.

2. The Second Set of Special Interrogatories will cause the total number of specially prepared interrogatories propounded upon MWA to exceed the number permitted by Section 2030.030 of the Code of Civil Procedure.

3. SMR has previously propounded thirty-five (35) special interrogatories to MWA. This Second Set of Special Interrogatories contains an additional fifteen (15) special interrogatories.

4. I am familiar with the issues and the previous discovery conducted by all parties in this case.

5. I have personally examined each of the questions in this Second Set of Special Interrogatories.

6. This number of questions is warranted under Section 2030.040 of the Code of Civil Procedure because of the complexity and quantity of the existing and potential issues in this particular case. Each interrogatory of the Second Set of Special Interrogatories is propounded based on new information, including, specifically, as submitted by MWA to the Court on April 2, 2026, in MWA Watermaster’s Trial Setting Conference Statement, regarding groundwater modeling that is being completed in the Mojave Basin.

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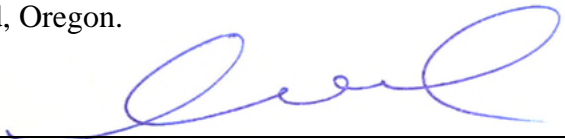
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7. None of the questions in the Second Set of Special Interrogatories is propounded for any improper purpose, such as to harass MWA, or the attorney for MWA, or to cause unnecessary delay or needless increase in the cost of litigation.

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

Executed this 5<sup>th</sup> day of June, 2026, in Bend, Oregon.

  
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Alison K. Toivola

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**PROOF OF SERVICE**

I, Vanessa Guillen-Becerra, declare:

I am a citizen of the United States and employed in San Bernardino County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 2855 E. Guasti Road, Suite 400, Ontario, California 91761. On June 5, 2026, I served a copy of the within document(s):

**DECLARATION OF ALISON K. TOIVOLA IN SUPPORT OF ADDITIONAL SPECIAL INTERROGATORIES TO MOJAVE WATER AGENCY**

- by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, the United States mail at Ontario, California addressed as set forth below.
- by placing the document(s) listed above in a sealed \_\_\_\_\_ envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a \_\_\_\_\_ agent for delivery.
- by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- by transmitting via e-mail or electronic transmission the document(s) listed above to the person(s) at the e-mail address(es) set forth below.

*Please see attached Service List.*

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 am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

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

Executed on June 5, 2026, at Fontana, California.



\_\_\_\_\_  
Vanessa Guillen-Becerra

**Service List**

In re The Mojave Water Agency, as the Mojave Basin Area Watermaster v. All Persons Who are not parties to the comprehensive groundwater adjudication in the *City of Barstow, et al. v. City of Adelanto, et al., Riverside Superior Court Case No. CIV208568*, and are either producing more than 10 acre-feet of Basin groundwater annually, or using Basin groundwater for unlawful purposes, and Does 1 through 2,000

Riverside Superior Court Case No.: CIVSB 2218461 (transferred)  
Mojave Basin Water Cases JCCP5265

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