

ATTORNEY OR PARTY WITHOUT ATTORNEY NAME: Eric L. Garner (130665), Christopher M. Pisano (192831) Alison K. Toivola (350252) FIRM NAME: Best Best & Krieger LLP STREET ADDRESS: 300 South Grand Ave. 25 th Floor CITY: Los Angeles STATE: CA ZIP CODE: 90071 TELEPHONE NO.: (213) 617-8100 FAX NO.: EMAIL ADDRESS: eric.garner@bbklaw.com, cristopher.pisano@bbklaw.com, alison.toivola@bbklaw.com ATTORNEY FOR (name): Defendant and Cross-Complainant Shadow Mountain Ranch, LLC	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE STREET ADDRESS: 4050 Main Street MAILING ADDRESS: Same as above CITY AND ZIP CODE: Riverside, CA 92501 BRANCH NAME: Riverside Historic Courthouse	
PLAINTIFF/PETITIONER: The Mojave Water Agency DEFENDANT/RESPONDENT: Shadow Mountain Ranch, LLC	
REQUEST FOR DISMISSAL	CASE NUMBER: JCCP5265, CIV208568 (Lead Case)
A conformed copy will not be returned by the clerk unless a method of return is provided with the document.	
This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)	

1. TO THE CLERK: Please **dismiss** this action as follows:

- a. (1) ☐ With prejudice (2) ☒ Without prejudice (3) ☐ Without prejudice and with the court retaining jurisdiction (Code Civ. Proc., § 664.6)
- b. (1) ☐ Complaint (2) ☐ Petition
- (3) ☐ Cross-complaint filed on (date): by (name):
- (4) ☐ Cross-complaint filed on (date): by (name):
- (5) ☐ Entire action of all parties and all causes of action
- (6) ☒ Other (specify)*: Dismissal of June 1, 2026 First Am. Cross-Complaint **ONLY** as against Shunxing Weng

2. (Complete in all cases except family law cases.)

The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed.)

Date: September 24, 2026

Alison K. Toivola

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

* If dismissal requested is of specified parties only, of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed


 (SIGNATURE)

Attorney or party without attorney for
☐ Plaintiff/Petitioner ☐ Defendant/Respondent ☒ Cross-Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.[†]

Date: September 24, 2026

Alison K. Toivola

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

[†] If item 1a(3) is checked, all parties must sign.

If a cross-complaint—or Response—Marriage/Domestic Partnership (form FL-120) seeking affirmative relief—is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581(i) or (j).

☐ Check here and use form MC-025 or a separate page for additional signatures. Include date, printed name, and party information.


 (SIGNATURE)

Attorney or party without attorney for
☐ Plaintiff/Petitioner ☐ Defendant/Respondent ☒ Cross-Complainant

4. ☐ Dismissal entered as requested on (date):

5. ☐ Dismissal entered on (date): as to only (name):

6. ☐ Dismissal **not entered** as requested for the following reasons (specify):

7. a. ☐ Attorney or party without attorney notified on (date):

b. ☐ Attorney or party without attorney not notified. Filing party failed to provide

☐ a copy to be conformed ☐ means to return conformed copy

Date: Clerk, by _____, Deputy

PLAINTIFF/PETITIONER: The Mojave Water Agency DEFENDANT/RESPONDENT: Shadow Mountain Ranch, LLC	CASE NUMBER: JCCP5265, CIV208568 (Lead Case)
---	---

COURT'S RECOVERY OF WAIVED COURT FEES AND COSTS

If a party whose court fees and costs were initially waived has recovered or will recover \$10,000 or more in value by way of settlement, compromise, arbitration award, mediation settlement, or other means, the court has a statutory lien on that recovery. The court may refuse to dismiss the case until the lien is satisfied. (Gov. Code, § 68637.)

Declaration Concerning Waived Court Fees

1. The court waived court fees and costs in this action for *(name)*:
2. The person named in item 1 is *(check one below)*
 - a. ☐ not recovering anything of value by this action.
 - b. ☐ recovering less than \$10,000 in value by this action.
 - c. ☐ recovering \$10,000 or more in value by this action. *(If item 2c is checked, item 3 must be completed.)*
3. All court fees and court costs that were waived in this action have been paid to the court *(check one)*: ☐ Yes ☐ No

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

Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY MAKING DECLARATION)



(SIGNATURE)

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 September 24, 2026, I served a copy of the within document(s):

REQUEST FOR DISMISSAL

- ☒ 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 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 September 24, 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

Via E-MAIL

William J. Brunick
Leland P. McElhaney
BRUNICK, MCELHANEY & KENNEDY PLC
1839 Commercenter West
P.O. Box 13130
San Bernardino, CA 92423-3130
Tel. No.: (909) 889-8301
Fax No.: (909) 388-1889
Email: bbrunick@bmklawplc.com
lmcelhaney@bmklawplc.com
jquihuis@bmklawplc.com

Attorneys for THE MOJAVE WATER AGENCY
AS THE MOJAVE BASIN AREA
WATERMASTER

Peter Kiel
LAW OFFICE OF PETER KIEL
PO Box 422
Petaluma, CA 94953-0422
Tel No.: (707) 387-0060
Email: pkie@waterlaw.com
admin@waterlaw.com

Attorneys for CITY OF VICTORVILLE

Cameron H. Totten
Paul P. Cheng
Gene S. Lizaso
PPRC LAW, APC
790 E. Colorado Blvd., Suite 260
Pasadena, California 91101
Tel No.: (626) 356-8880
Fax No.: (888) 231-8196
Email: litigation@pprclaw.com

Attorneys for Defendant, WEILONG HUANG

Rob Bonta
Eric M. Katz
Noah Golden-Krasner
STATE OF CALIFORNIA DEPARTMENT OF
JUSTICE
Office Of Attorney General
300 South Spring, Suite 1702
Los Angeles, CA 90013-1230
Tel No.: (213) 269-6343
Fax No.: (916) 731-2128
Email: eric.katz@doj.ca.gov
noah.goldenkrasner@doj.ca.gov

Attorneys for CALIFORNIA DEPARTMENT OF
FISH AND WILDLIFE

Timothy Mahar Jr.
TINNELLY LAW GROUP
27101 Puerta Real Suite 250
Mission Viejo, CA 92691
Tel No.: (949) 588-0866
Email: tmahar@tinnellylaw.com

Attorneys for Petitioner SPRING VALLEY LAKE
ASSOCIATES

Adrian Ochoa
Tracie E. Stender
SNELL & WILMER, LLP
3611 Valley Centre Drive, Suite 500
San Diego, CA 92130
Tel. No.: (858) 434-5020
Fax No.: (858) 434-5006
Email: tstender@swlaw.com

Attorney for Defendant S.E. COMBINED
SERVICES OF CALIFORNIA, INC. (*erroneously*
sued as SE Combined Services, Inc.)

Geoffrey H. Yost
O'MELVENY & MYERS LLP
Two Embarcadero Center
28th Floor
San Francisco, California 94111-3823
Tel No.: (415) 984-8700
Fax No.: (415) 984-8701
Email: gyost@omm.com

Attorneys for Defendant BUDDHIST-TOWN, LLC

James L. Markman
Kyle H. Brochard
Jacob C. Metz
RICHARDS, WATSON & GERSHON
A Professional Corporation
350 South Grand Avenue, 37th Floor
Los Angeles, California 90071
Tel: (213) 626-8484
Fax: (213) 626-0078
Email: jmarkman@rwglaw.com
kbrochard@rwglaw.com
jmetz@rwglaw.com

Attorneys for Defendant, THE FASOJA LIVING
TRUST

Jeffrey Ruesch
WATERMASTER SERVICES MANAGER
Mojave Water Agency
13846 Conference Center Drive
Apple Valley, CA 92307
E-Mail: watermaster@mojavewater.org

Via US MAIL

Jae Hwan Lee
1520 James M. Wood Blvd
Los Angeles, California 90015

IN PRO PER

Kyung P. Kim
15565 Meridan Rd.
Lucerne Valley, CA 92336

IN PRO PER

Shunxing Weng
1420 Sunkist Ave
La Puente, CA 91746

IN PRO PER

Russell McGlothlin
O'MELVENY & MYERS LLP
1999 Avenue of the Stars
8th Floor
Los Angeles, California 90067-6035
Tel No. (310) 553-6700
Fax No. (310) 246-6779
Email: rmcglothlin@omm.com

Attorneys for Defendant BUDDHIST-TOWN, LLC

Diana J. Carloni
Attorney at Law
21001 N. Tatum Blvd., Suite 1630-455
Phoenix, AZ 85050
Tel No. (760) 946-9910
Email: diana@carlonilaw.com

Attorneys for NEWBERRY SPRINGS REC.
LAKES ASSN.

Jasper Young Kim
2665 Amber Wood Place
Thousand Oaks, California 91362

IN PRO PER

Shunxing Weng
135 W. Newmark., Apt. A
Monterey Park, California 91754

IN PRO PER