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8 Attorneys for Defendant CITY OF SEASIDE

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF MONTEREY

11 CALIFORNIA AMERICAN WATER,

12 Plaintiff,

13 vs.

14 CITY OF SEASIDE; CITY OF MONTEREY;
15 CITY OF SAND CITY; CITY OF DEL REY
16 OAKS; COUNTY OF MONTEREY; SECURITY
17 NATIONAL GUARANTY INC.; GRANITE
18 ROCK COMPANY; D.B.O. DEVELOPMENT NO.
19 27; MURIEL E. CALABRESE 1987 TRUST;
20 ALDERWOODS GROUP (CALIFORNIA), INC.;
21 PASADERA COUNTRY CLUB, LLC; LAGUNA
22 SECA RESORT, INC.; BISHOP McINTOSH &
23 McINTOSH, a general partnership; THE YORK
24 SCHOOL, INC.; and DOES 1 through 1,000,
25 Inclusive,

26 Defendants.

27 MONTEREY PENINSULA WATER
28 MANAGEMENT DISTRICT,

Intervenor

MONTEREY COUNTY WATER RESOURCES
AGENCY,

Intervenor

AND RELATED CROSS-ACTIONS

Case No. M66343

**NOTICE OF ENTRY OF ORDER RE
CITY OF SEASIDE'S MOTION TO
FOR WATERMASTER TO
PARTICIPATE AS A FULL PARTY IN
THE SWRCB HEARING REGARDING
THE PROPOSED CEASE AND DESIST
ORDER CONCERNING CALIFORNIA
AMERICAN WATER'S DIVERSION
FROM THE CARMEL RIVER AND
RELATED MATTERS**

**[Assigned for all Purposes to the
Honorable Roger D. Randall (Ret.)]**

**Date: March 24, 2008
Time: 1:00 P.M.
Dept: Telephonic Appearance**

1 **TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

2
3 **PLEASE TAKE NOTICE** that on March 24, 2008 following a telephonic hearing, an oral order
4 was issued in the above captioned matter by the Honorable Roger D. Randall. The order: (a)
5 granted the City of Seaside's motion for Watermaster to participate as a full party in the SWRCB
6 hearing ("SWRCB Hearing") regarding the proposed Cease and Desist Order concerning California
7 American Water's diversion from the Carmel River; (b) directed the parties to meet and confer in
8 advance of the SWRCB Hearing upon the appropriate scope of testimony to be provided at the
9 SWRCB Hearing; (c) authorized objecting parties to raise any issues with the Court with respect to
10 the appropriate scope of testimony to be provided in advance of the SWRCB Hearing; and (d)
11 authorized the City of Seaside to represent the Watermaster at the SWRCB Hearing.

12
13 Respectfully submitted,

14 **BROWNSTEIN, HYATT, FARBER, SCHRECK**

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16
17 DATED: March 24, 2008

18 By 

Russell M. McGlothlin
Attorneys for Defendant and Cross-
Complainant City of Seaside

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PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss
COUNTY OF)
SANTA BARBARA

I am employed by Hatch & Parent, A Law Corporation in the County of Santa Barbara, State of California. I am over the age of 18 and not a party to the within action; my business address is: 21 East Carrillo Street, Santa Barbara, California 90049. On March 26, 2008, I served the within documents:

NOTICE OF ENTRY OF ORDER RE CITY OF SEASIDE'S MOTION TO FOR WATERMASTER TO PARTICIPATE AS FULL PARTY IN THE SWRCB HEARING REGARDING THE PROPOSED CEASE AND DESIST ORDER CONCERNING CALIFORNIA AMERICAN WATER'S DIVERSION FROM THE CARMEL RIVER AND RELATED MATTERS

- By placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Santa Barbara, addressed as set forth below.
- By placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, (with billing directed to sender) picked up by or delivered to an overnight delivery service in Santa Barbara, California, addressed as set forth below.
- By personally sending a true copy via e-mail to the parties at the e-mail addresses listed on the attached Service List, on the date below.
- By sending a true copy of the above document to the parties as set forth on the service list at the fax numbers indicated. The facsimile machine used complied with CRC Rule 2003(3), and the transmission was reported as complete and without error. Pursuant to CRC Rule 2005(i), a transmission confirmation report was properly issued by the transmitting facsimile machine, stating the time and date of such transmission.

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 on day after the 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 March 26, 2008, at Santa Barbara, California.


RACHEL ROBLEDO

SERVICE LIST

Judge Roger D. Randall

JUDGE'S COPY

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**D.B.O. DEVELOPMENT COMPANY
NO. 27**

**ALDERWOOD GROUP, INC. dba
MISSION MEMORIAL PARK**

PASADERA COUNTRY CLUB, LLC

LAGUNA SECA REPORT, INC.

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