

1 NOSSAMAN LLP
2 FREDERIC A. FUDACZ (SBN 50546)
3 ffudacz@nossaman.com
4 ALFRED E. SMITH, II (SBN 186257)
5 asmith@nossaman.com
6 777 S. Figueroa Street, 34th Floor
7 Los Angeles, CA 90017
8 Telephone: 213.612.7800
9 Facsimile: 213.612.7801

**EXEMPT FROM FILING FEES
GOVERNMENT CODE § 6103**

6 Attorneys for Main San Gabriel Basin Watermaster

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 FOR THE COUNTY OF LOS ANGELES

12 UPPER SAN GABRIEL VALLEY
13 MUNICIPAL WATER DISTRICT,

14 Plaintiff,

15 vs.

16 CITY OF ALHAMBRA,

17 Defendant.

Case No: C 924 128

Assigned for all purposes to:
Honorable Maureen Duffy-Lewis
Dept. 38

**NOTICE OF PETITION AND PETITION
FOR ORDER RE INTERVENTION
AFTER JUDGMENT**

Hearing:

DATE: June 7, 2021
TIME: 9:30 a.m.
PLACE: Dept. 38
RES ID: 799986810235

1 PLEASE TAKE NOTICE that on June 7, 2021, at 9:30 a.m., or as soon
2 thereafter as counsel may be heard, in Department 38 of the above-entitled Court, located at
3 111 North Hill Street, Los Angeles, California, before the Honorable Maureen Duffy-Lewis,
4 Judge Presiding and Specially Assigned, the Main San Gabriel Basin Watermaster
5 ("Watermaster") will petition the Court for an order approving the intervention of IBY
6 Property Owner, LLC as a party defendant herein. The Petition of Watermaster is based
7 upon the following facts:

8 Pursuant to Paragraph 57 of the Amended Judgment herein, IBY Property
9 Owner, LLC executed a Stipulation Re Intervention After Judgment. (The original Stipulation
10 is attached hereto as **Exhibit "A"**).

11 Paragraph 57 of the Amended Judgment provides as follows:

12 "57. Intervention After Judgment. (Prior Judgment Section 49)

13 Any person who is not a party or successor to a party and who
14 proposes to Produce water from the Basin or Relevant Watershed,
15 may seek to become a party to this Judgment through a Stipulation
16 For Intervention entered into with Watermaster. Watermaster may
17 execute said Stipulation on behalf of the other parties herein but
18 such Stipulation shall not preclude a party from opposing such
19 Intervention at the time of the Court hearing thereon. Said
20 Stipulation For Intervention must thereupon be filed with the Court,
21 which will consider an order confirming said Intervention following
22 thirty (30) days' notice to the parties. Thereafter, if approved by the
23 Court, such Intervenor shall be a party bound by this Judgment and
24 entitled to the rights and privileges accorded under the Physical
25 Solution herein."

26 ///

27 ///

1 Accordingly, Watermaster requests that the Court enter an order naming IBY
2 Property Owner, LLC as a party defendant in this action.

3
4 DATED: May 3, 2021

NOSSAMAN LLP
Frederic A. Fudacz
Alfred E. Smith

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8 By: _____
9 Alfred E. Smith
10 Attorneys for Main San Gabriel Basin Watermaster

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EXHIBIT A

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Frederic A. Fudacz, State Bar #050546
Alfred E. Smith, State Bar #186257
Nossaman LLP
777 South Figueroa Street, 34th Floor
Los Angeles, CA 90017
(213) 612-7800 Office
(213) 612-7801

EXEMPT FROM FILING FEES
GOVERNMENT CODE 6103

Attorney for Main San Gabriel Basin Watermaster

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

UPPER SAN GABRIEL VALLEY)
MUNICIPAL WATER DISTRICT)
Plaintiff)
vs.)
CITY OF ALHAMBRA, ET AL,)
Defendants)

CASE NO.: C 924128

STIPULATION RE INTERVENTION
AFTER JUDGMENT OF

IBY Property Owner, LLC

IT IS HEREBY STIPULATED by and between the Main San Gabriel Basin Watermaster for and on behalf of all parties to the instant action (pursuant to Section 57 of the amended Judgment) and IBY Property Owner, LLC, the proposed Intervenor(s) herein, that said proposed Intervenor(s) may intervene in the instant action and become entitled to all of the benefits and bound by all of the burdens of the Judgment herein.

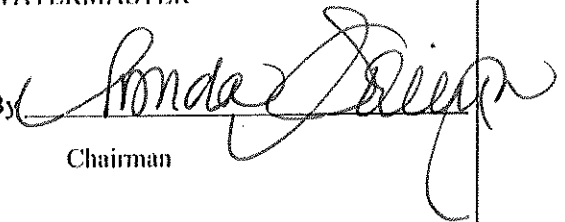
The Court will consider the attached proposed Order confirming said Intervention at 9:30 o'clock a.m. on June 7, 2021, in Department 38, located at 111 North Hill Street, Los Angeles, CA 90012.

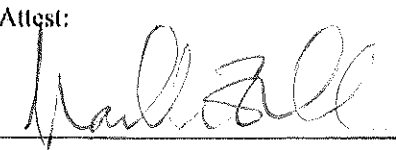
Watermaster shall give at least 30 days notice to the parties herein of said hearing.

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DATED: 03/03/2021

WATERMASTER

By 
Chairman

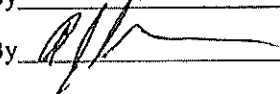
Attest:

Secretary

DATED: 3/12/2021

INTERVENOR(S)

IBY Property Owner, LLC

By Adam Sher, General Counsel

By 

Name of Intervenor's Designee:
Adam Sher, General Counsel

Address of Designee:
110 E. Houston St., 3rd Floor
San Antonio, TX 78205

Telephone Number of Designee:
210-317-4537

E-mail for Designee:
Asher@pabst.com



Court Reservation Receipt

Reservation	
Reservation ID: 799986810235	Status: RESERVED
Reservation Type: Motion re: (Petition for Order Re Intervention After Judgment)	Number of Motions: 1
Case Number: C924128	Case Title: UPPER SAN GABRIEL VALLEY MUNICIPAL WATER DISTRICT vs CITY OF ALHAMBRA
Filing Party: Main San Gabriel Basin Watermaster (Real Party in Interest)	Location: Stanley Mosk Courthouse - Department 38
Date/Time: June 7th 2021, 9:30AM	Confirmation Code: CR-UTNY6HZHQ4YMF2UB2

Fees			
Description	Fee	Qty	Amount
Motion re: (name extension) *** Fees Exempted by Fee Waiver ***	60.00	1	0.00
TOTAL			\$0.00

Payment	
Amount: \$0.00	Type: FEE_WAIVER

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