

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

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

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: November 3, 2023**  
**TIME: 9:30 a.m.**  
**PLACE: Dept. 38**  
**RES ID: 296106429109**

1 PLEASE TAKE NOTICE that on November 3, 2023, 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 Martin  
6 Marietta Southern California Aggregates LLC, as a party defendant herein. The Petition of  
7 Watermaster is based upon the following facts:

8 Pursuant to Paragraph 57 of the Amended Judgment herein, Martin Marietta  
9 Southern California Aggregates LLC executed a Stipulation Re Intervention After Judgment.  
10 (The original Stipulation 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 ///

28

1                   Accordingly, Watermaster requests that the Court enter an order naming Martin  
2 Marietta Southern California Aggregates LLC, as a party defendant in this action.

3  
4 DATED: September 27, 2023

NOSSAMAN LLP  
Frederic A. Fudacz  
Alfred E. Smith

5  
6  
7 

8 By: \_\_\_\_\_  
                  Alfred E. Smith  
9 Attorneys for Main San Gabriel Basin Watermaster

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

# **EXHIBIT A**

1 Frederic A. Fudacz, State Bar #050546  
2 Alfred E. Smith, State Bar #186257  
3 Nossaman LLP  
4 777 South Figueroa Street, 34th Floor  
5 Los Angeles, CA 90017  
6 (213) 612-7800 Office  
7 (213) 612-7801

EXEMPT FROM FILING FEES  
GOVERNMENT CODE 6103

Attorney for Main San Gabriel Basin Watermaster

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

10 UPPER SAN GABRIEL VALLEY )  
11 MUNICIPAL WATER DISTRICT )  
12 )  
13 Plaintiff )  
14 vs. )  
15 CITY OF ALHAMBRA, ET AL, )  
16 Defendants )  
\_\_\_\_\_ )

CASE NO.: C 924128

STIPULATION RE INTERVENTION  
AFTER JUDGMENT OF

Martin Marietta Southern California Aggregates LLC  
\_\_\_\_\_

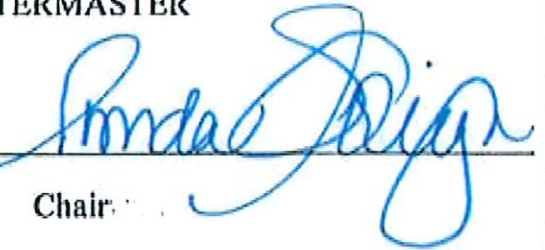
17  
18 IT IS HEREBY STIPULATED by and between the Main San Gabriel Basin Watermaster for and  
19 on behalf of all parties to the instant action (pursuant to Section 57 of the amended Judgment) and  
20 Martin Marietta Southern California Aggregates LLC, the proposed Intervenor(s) herein, that  
21 said proposed Intervenor(s) may intervene in the instant action and become entitled to all of the  
22 benefits bound by all of the burdens of the Judgment herein.

23  
24 The Court will consider the attached proposed Order confirming said Intervention at 9:30  
25 o'clock a.m. on November 3 2023, in Department 38, located at 111 North Hill  
26 Street, Los Angeles, CA 90012.

27  
28 Watermaster shall give at least 30 days notice to the parties herein of said hearing.

1 DATED: 8/2/23

WATERMASTER

By   
Chair

2  
3  
4  
5 DATED:  
6 

7  
8 Secretary

9  
10 DATED: 8/2/23

INTERVENOR(S)

Martin Marietta Southern California Aggregates, LLC

By Rebecca R.A. Smith

By \_\_\_\_\_

Name of Intervenor's Designee:

Brandon Saeteurn

Address of Designee:

13550 Live Oak Ave

Irwindale, CA 91706

Telephone Number of Designee:

626-484-4738

Email for Designee:

brandon.saeteurn@martinmarietta.com



## Make a Reservation

### UPPER SAN GABRIEL VALLEY MUNICIPAL WATER DISTRICT vs CITY OF ALHAMBRA

Case Number: C924128 Case Type: Civil Unlimited Category: Other Complaint (non-tort/non-complex)  
Date Filed: 1972-01-03 Location: Stanley Mosk Courthouse - Department 38

#### Reservation

|   |  |
|---|--|
| Case Name:<br>UPPER SAN GABRIEL VALLEY MUNICIPAL WATER DISTRICT vs CITY OF ALHAMBRA | Case Number:<br>C924128                              |
| Type:<br>Motion re: (Petition for Order Re Intervention After Judgment)             | Status:<br>RESERVED                                  |
| Filing Party:<br>Main San Gabriel Basin Watermaster (Real Party in Interest)        | Location:<br>Stanley Mosk Courthouse - Department 38 |
| Date/Time:<br>11/03/2023 9:30 AM  | Number of Motions:<br>1                              |
| Reservation ID:<br>296106429109   | Confirmation Code:<br>CR-K8AGJURB9XHJMA3T            |

#### Fees

| Description  | Fee   | Qty | Amount        |
|--|-------|-----|---------------|
| Motion re: (name extension) *** Fees Exempted by Gov Code 6103.1 *** | 60.00 | 1   | 0.00          |
| <b>TOTAL</b>   |       |     | <b>\$0.00</b> |

#### Payment

|                             |                       |
|-----------------------------|-----------------------|
| Amount:<br>\$0.00           | Type:<br>GOVT_EXEMPT  |
| Account Number:<br>n/a      | Authorization:<br>n/a |
| Payment Date:<br>1969-12-31 |                       |

Print Receipt

[+ Reserve Another Hearing](#)