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16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

17 **COUNTY OF SAN FRANCISCO**

18 SAN DIEGO COUNTY WATER  
AUTHORITY,

Case No. CPF-10-510830

19 Petitioner and Plaintiff,

**NOTICE OF APPEAL**

20 v.

Hon. Curtis E.A. Karnow  
Dept.: 304

21 METROPOLITAN WATER DISTRICT OF  
22 SOUTHERN CALIFORNIA; ALL PERSONS  
INTERESTED IN THE VALIDITY OF THE  
23 RATES ADOPTED BY THE  
METROPOLITAN WATER DISTRICT OF  
24 SOUTHERN CALIFORNIA ON APRIL 10,  
2012 TO BE EFFECTIVE JANUARY 1, 2013  
25 AND JANUARY 1, 2014; and DOES 1-10;,  
26

Action Filed: June 11, 2010  
Trial Date: Completed

26 Respondents and Defendants.  
27  
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1 PLEASE TAKE NOTICE that Respondent and Defendant Metropolitan Water District of  
2 Southern California hereby appeals from (1) the judgment entered on November 18, 2015 in the  
3 above-captioned action and each and every part of that judgment; and (2) the peremptory writ of  
4 mandate entered on November 18, 2015 in the above-captioned action and each and every part of  
5 that writ.

6 DATED: November 19, 2015

QUINN EMANUEL URQUHART & SULLIVAN, LLP

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By:           /s/ Eric J. Emanuel          

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Attorneys for Respondent and Defendant  
Metropolitan Water District of Southern  
California

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**PROOF OF SERVICE**

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 865 South Figueroa Street, 10th Floor, Los Angeles, California 90017-2543.

On November 19, 2015, I served true copies of the following document(s) described as

**NOTICE OF APPEAL**

on the interested parties in this action as follows:

**SEE ATTACHED LIST**

**BY FILE & SERVEXPRESS:** by causing a true and correct copy of the documents(s) listed above to be sent via electronic transmission through File & ServeXpress to the person(s) at the address(es) set forth below.

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

Executed on November 19, 2015, at Los Angeles, California.

  
Pamela S. Davis

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16 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

17 **COUNTY OF SAN FRANCISCO**

18 SAN DIEGO COUNTY WATER  
AUTHORITY,

Case No. CPF-12-512466

19 Petitioner and Plaintiff,

**NOTICE OF APPEAL**

20 v.

Hon. Curtis E.A. Karnow  
Dept.: 304

21 METROPOLITAN WATER DISTRICT OF  
22 SOUTHERN CALIFORNIA; ALL PERSONS  
INTERESTED IN THE VALIDITY OF THE  
23 RATES ADOPTED BY THE  
METROPOLITAN WATER DISTRICT OF  
24 SOUTHERN CALIFORNIA ON APRIL 10,  
2012 TO BE EFFECTIVE JANUARY 1, 2013  
25 AND JANUARY 1, 2014; and DOES 1-10;,  
26

Action Filed: June 8, 2012  
Trial Date: Completed

26 Respondents and Defendants.  
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1 PLEASE TAKE NOTICE that Respondent and Defendant Metropolitan Water District of  
2 Southern California hereby appeals from (1) the judgment entered on November 18, 2015 in the  
3 above-captioned action and each and every part of that judgment; and (2) the peremptory writ of  
4 mandate entered on November 18, 2015 in the above-captioned action and each and every part of  
5 that writ.

6 DATED: November 19, 2015

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By:           /s/ Eric J. Emanuel            
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Executed on November 19, 2015, at Los Angeles, California.

  
Pamela S. Davis

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EXEMPT FROM FILING FEES  
[GOVERNMENT CODE § 6103]

9  
10 SUPERIOR COURT OF THE STATE OF CALIFORNIA

11 IN AND FOR THE COUNTY OF SAN FRANCISCO

12 SAN DIEGO COUNTY WATER  
AUTHORITY,

13  
14 Petitioner and Plaintiff,

15 v.

16 METROPOLITAN WATER DISTRICT OF  
SOUTHERN CALIFORNIA; ALL  
17 PERSONS INTERESTED IN THE  
VALIDITY OF THE RATES ADOPTED  
BY THE METROPOLITAN WATER  
18 DISTRICT OF SOUTHERN CALIFORNIA  
ON APRIL 13, 2010 TO BE EFFECTIVE  
19 JANUARY 2011; and DOES 1-10,

20 Respondents and Defendants.  
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Case No. CPF-10-510830  
Case No. CPF-12-512466

**NOTICE OF CROSS-APPEAL FROM  
JUDGMENT**

Dept.: 304  
Judge: Hon. Curtis E.A. Karnow

Date Filed: June 11, 2010  
June 8, 2012

Trial Date: December 17-23, 2013; March 30,  
April 1-2, April 27-29, 2015

1 PLEASE TAKE NOTICE that Petitioner and Plaintiff San Diego County Water Authority  
2 (“San Diego”) hereby cross-appeals from the judgment entered on November 18, 2015, in the  
3 above-captioned action, and from the related December 4, 2013 Order on Summary Adjudication  
4 Motions. Specifically, San Diego appeals from Paragraph 4(iii) of the Judgment, entering  
5 judgment in favor of Metropolitan Water District of Southern California (“Met”) and against San  
6 Diego on “the Fifth Cause of Action in the operative Third Amended Petition/Complaint in the  
7 2010 Case, for declaratory relief re: Met’s RSI clause”; and from Section 3.B.a. (“RSI Clause -  
8 Standing”) and Section 3.C (“RSI Clause – Section 1668”) of the December 4, 2013 Order.

9 Met’s notice of appeal was filed on November 19, 2015.

10 The Superior Court clerk mailed notice of the original appeal on November 23, 2015.

11 The Court of Appeal case number is A146901.

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Dated: December 7, 2015

KEKER & VAN NEST LLP

By: /s/ John Keker  
JOHN KEKER  
DANIEL PURCELL  
DAN JACKSON  
WARREN A. BRAUNIG

Attorneys for Petitioner and Plaintiff  
SAN DIEGO COUNTY WATER  
AUTHORITY

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**PROOF OF SERVICE BY ELECTRONIC TRANSMISSION**

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Kecker & Van Nest LLP, 633 Battery Street, San Francisco, CA 94111-1809.

On December 8, 2015, I served the following documents described as:

**NOTICE OF CROSS-APPEAL FROM JUDGMENT**

by serving a true copy of the above-described documents in the following manner:

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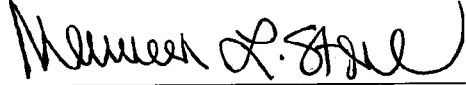
**BY LEXIS NEXIS® FILE & SERVE**

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On the date executed below, I electronically served the documents described above via Lexis Nexis® File & Serve on the recipients designated on the Transaction Receipt located on the via Lexis Nexis® File & Serve website.

Executed on December 8, 2015, at San Francisco, California.

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

  
Maureen L. Stone

1 MICHAEL N. FEUER, City Attorney  
RICHARD M. BROWN, General Counsel  
2 Water and Power  
Julie Conboy Riley (SBN: 197404)  
3 Deputy City Attorney  
Melanie Tory (SBN: 252387)  
4 111 N. Hope Street, Room 340  
Los Angeles, California 90012  
5 Telephone: (213) 367-4513  
Facsimile: (213) 241-1430  
6 Email: julie.riley@ladwp.com

EXEMPT FROM FILING FEES  
GOV'T CODE § 6103

7 Amrit S. Kulkarni (SBN: 202786)  
akulkarni@meyersnave.com  
8 Gregory J. Newmark (SBN: 190488)  
gnewmark@meyersnave.com  
9 MEYERS, NAVE, RIBACK, SILVER & WILSON  
555 12<sup>th</sup> Street, Suite 1500  
10 Oakland, California 94607  
Telephone: (510) 808-2000  
11 Facsimile: (510) 444-1108

12 Attorneys for THE CITY OF LOS ANGELES,  
ACTING BY AND THROUGH THE LOS ANGELES  
13 DEPARTMENT OF WATER AND POWER

14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

15 **COUNTY OF SAN FRANCISCO**

16 SAN DIEGO COUNTY WATER  
AUTHORITY,

17 Petitioner and Plaintiff,

18 v.

19 METROPOLITAN WATER DISTRICT OF  
20 SOUTHERN CALIFORNIA; ALL  
PERSONS INTERESTED IN THE  
21 VALIDITY OF THE RATES ADOPTED  
BY THE METROPOLITAN WATER  
22 DISTRICT OF SOUTHERN CALIFORNIA  
ON APRIL 13, 2010 TO BE EFFECTIVE  
23 JANUARY 2011; and DOES 1-10,

24 Respondents and Defendants.  
25  
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Case No. CPF-10-510830

**JOINT NOTICE OF APPEAL**

Judge: Hon. Curtis E. A. Karnow  
Dept.: 304


Action Filed: June 11, 2010  
Trial Date: Completed



1 PLEASE TAKE NOTICE that Real Parties in Interest THE CITY OF LOS ANGELES,  
2 ACTING BY AND THROUGH THE LOS ANGELES DEPARTMENT OF WATER AND  
3 POWER, MUNICIPAL WATER DISTRICT OF ORANGE COUNTY, CITY OF  
4 TORRANCE, LAS VIRGENES MUNICIPAL WATER DISTRICT, WEST BASIN  
5 MUNICIPAL WATER DISTRICT, FOOTHILL MUNICIPAL WATER DISTRICT,  
6 EASTERN MUNICIPAL WATER DISTRICT, WESTERN MUNICIPAL WATER DISTRICT  
7 and THREE VALLEYS MUNICIPAL WATER DISTRICT hereby appeal from (1) the  
8 judgment entered on November 18, 2015 in the above-captioned action and each and every  
9 part of that judgment; and (2) the peremptory writ of mandate entered on November 18, 2015  
10 in the above-captioned action and each and every part of that writ.


11  
12 DATED: December 17, 2015

MEYERS, NAVE, RIBACK, SILVER & WILSON

13  
14 By:   
15 \_\_\_\_\_  
16 GREGORY J. NEWMARK  
17 Attorneys for THE CITY OF LOS ANGELES,  
18 ACTING BY AND THROUGH THE LOS  
19 ANGELES DEPARTMENT OF WATER AND  
20 POWER

21  
22 DATED: December 17, 2015

ALESHIRE & WYNDER, LLP

23 By:  for  
24 \_\_\_\_\_  
25 STEPHEN R. ONSTOT  
26 Attorneys for Respondent/Real Party In Interest  
27 MUNICIPAL WATER DISTRICT OF ORANGE  
28 COUNTY

1 DATED: December 17, 2015

JOHN L. FELLOWS III  
City Attorney

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By: *Patrick Q Sullivan*  
PATRICK Q. SULLIVAN  
Assistant City Attorney  
Attorney for Defendant/Real Party in Interest  
CITY OF TORRANCE

DATED: December \_\_\_\_, 2015

LEMIEUX & O'NEILL

By: \_\_\_\_\_  
STEVEN P. O'NEILL  
CHRISTINE M. CARSON  
Attorneys for Appellants/Real Parties In Interest  
Las Virgenes Municipal Water District, Eastern  
Municipal Water District, Western Municipal  
Water District, Foothill Municipal Water  
District, West Basin Municipal Water District

DATED: December \_\_\_\_, 2015

BRUNICK, McELHANEY & KENNEDY

By: \_\_\_\_\_  
STEVEN M. KENNEDY  
Attorneys for Respondent/Real Party In Interest  
THREE VALLEYS MUNICIPAL WATER  
DISTRICT

2557659.1

1 DATED: December \_\_\_\_, 2015

JOHN L. FELLOWS III  
City Attorney

2

3

4

By: \_\_\_\_\_

PATRICK Q. SULLIVAN  
Assistant City Attorney  
Attorney for Defendant/Real Party in Interest  
CITY OF TORRANCE

5

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7

8 DATED: December \_\_\_\_, 2015  
17

LEMIEUX & O'NEILL

9

10

By: \_\_\_\_\_



STEVEN P. O'NEILL  
CHRISTINE M. CARSON  
Attorneys for Appellants/Real Parties In Interest  
Las Virgenes Municipal Water District, Eastern  
Municipal Water District, Western Municipal  
Water District, Foothill Municipal Water  
District, West Basin Municipal Water District

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16 DATED: December \_\_\_\_, 2015

BRUNICK, McELHANEY & KENNEDY

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By: \_\_\_\_\_

STEVEN M. KENNEDY  
Attorneys for Respondent/Real Party In Interest  
THREE VALLEYS MUNICIPAL WATER  
DISTRICT

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1 DATED: December \_\_\_\_, 2015

JOHN L. FELLOWS III  
City Attorney

2

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By: \_\_\_\_\_

PATRICK Q. SULLIVAN  
Assistant City Attorney  
Attorney for Defendant/Real Party in Interest  
CITY OF TORRANCE

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8 DATED: December \_\_\_\_, 2015

LEMIEUX & O'NEILL

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By: \_\_\_\_\_

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CHRISTINE M. CARSON  
Attorneys for Appellants/Real Parties In Interest  
Las Virgenes Municipal Water District, Eastern  
Municipal Water District, Western Municipal  
Water District, Foothill Municipal Water  
District, West Basin Municipal Water District

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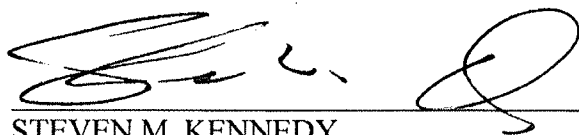
16 DATED: December 11, 2015

BRUNICK, McELHANEY & KENNEDY

17

18

By: \_\_\_\_\_



STEVEN M. KENNEDY  
Attorneys for Respondent/Real Party In Interest  
THREE VALLEYS MUNICIPAL WATER  
DISTRICT

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**PROOF OF SERVICE**

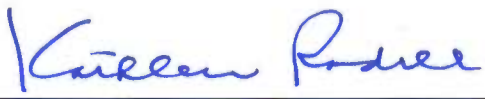
I am employed in the City of Los Angeles, County of Los Angeles, State of California, in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of 18 and **not a party to this action**. My business address is 707 Wilshire Boulevard, 24th Floor, Los Angeles, CA 90017.

On December 17, 2015, I served true copies of the following document, described as **JOINT NOTICE OF APPEAL** on the interested parties in this action as follows:

**Via File & ServeXpress:** I electronically filed the above-described document with the Clerk of the Court via File & ServeXpress. Participants in the case who are registered with File & ServeXpress as designated service recipients at the time of filing will be electronically served via File & ServeXpress. Participants in the case who are not registered with File & ServeXpress, if any, will be served by mail or by other means permitted by the court rules.

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

Executed on December 17, 2015, at Los Angeles, California.

  
\_\_\_\_\_  
Kathleen Rodell

1 MICHAEL N. FEUER, City Attorney  
RICHARD M. BROWN, General Counsel  
2 Water and Power  
Julie Conboy Riley (SBN: 197404)  
3 Deputy City Attorney  
Melanie Tory (SBN: 252387)  
4 111 N. Hope Street, Room 340  
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5 Telephone: (213) 367-4513  
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6 Email: julie.riley@ladwp.com

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Telephone: (510) 808-2000  
11 Facsimile: (510) 444-1108

12 Attorneys for THE CITY OF LOS ANGELES,  
ACTING BY AND THROUGH THE LOS ANGELES  
13 DEPARTMENT OF WATER AND POWER

14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

15 **COUNTY OF SAN FRANCISCO**

16 SAN DIEGO COUNTY WATER  
AUTHORITY,

17 Petitioner and Plaintiff,

18 v.

19 METROPOLITAN WATER DISTRICT OF  
20 SOUTHERN CALIFORNIA; ALL  
PERSONS INTERESTED IN THE  
21 VALIDITY OF THE RATES ADOPTED  
BY THE METROPOLITAN WATER  
22 DISTRICT OF SOUTHERN CALIFORNIA  
ON APRIL 10, 2012 TO BE EFFECTIVE  
23 JANUARY 1, 2013 AND JANUARY 1,  
2014; and DOES 1-10,

24 Respondents and Defendants.  
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Case No. CPF-12-512466

**JOINT NOTICE OF APPEAL**

Judge: Hon. Curtis E. A. Karnow  
Dept.: 304


Action Filed: June 8, 2012  
Trial Date: Completed

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PLEASE TAKE NOTICE that Real Parties in Interest THE CITY OF LOS ANGELES, ACTING BY AND THROUGH THE LOS ANGELES DEPARTMENT OF WATER AND POWER, MUNICIPAL WATER DISTRICT OF ORANGE COUNTY, CITY OF TORRANCE, LAS VIRGENES MUNICIPAL WATER DISTRICT, WEST BASIN MUNICIPAL WATER DISTRICT, FOOTHILL MUNICIPAL WATER DISTRICT, EASTERN MUNICIPAL WATER DISTRICT, WESTERN MUNICIPAL WATER DISTRICT and THREE VALLEYS MUNICIPAL WATER DISTRICT hereby appeal from (1) the judgment entered on November 18, 2015 in the above-captioned action and each and every part of that judgment; and (2) the peremptory writ of mandate entered on November 18, 2015 in the above-captioned action and each and every part of that writ.


DATED: December 17, 2015

MEYERS, NAVE, RIBACK, SILVER & WILSON

By:   
GREGORY J. NEWMARK  
Attorneys for THE CITY OF LOS ANGELES,  
ACTING BY AND THROUGH THE LOS ANGELES DEPARTMENT OF WATER AND POWER

DATED: December 17, 2015

ALESHIRE & WYNDER, LLP

By:  for  
STEPHEN R. ONSTOT  
Attorneys for Respondent/Real Party In Interest  
MUNICIPAL WATER DISTRICT OF ORANGE COUNTY

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DATED: December 17, 2015

JOHN L. FELLOWS III  
City Attorney

By: Patrick Q. Sullivan  
PATRICK Q. SULLIVAN  
Assistant City Attorney  
Attorney for Defendant/Real Party in Interest  
CITY OF TORRANCE

DATED: December \_\_, 2015

LEMIEUX & O'NEILL

By: \_\_\_\_\_  
STEVEN P. O'NEILL  
CHRISTINE M. CARSON  
Attorneys for Appellants/Real Parties In Interest  
Las Virgenes Municipal Water District, Eastern  
Municipal Water District, Western Municipal  
Water District, Foothill Municipal Water  
District, West Basin Municipal Water District

DATED: December \_\_, 2015

BRUNICK, McELHANEY & KENNEDY

By: \_\_\_\_\_  
STEVEN M. KENNEDY  
Attorneys for Respondent/Real Party In Interest  
THREE VALLEYS MUNICIPAL WATER  
DISTRICT

2557655.1



1 DATED: December \_\_\_, 2015


JOHN L. FELLOWS III  
City Attorney

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By: \_\_\_\_\_  
PATRICK Q. SULLIVAN  
Assistant City Attorney  
Attorney for Defendant/Real Party in Interest  
CITY OF TORRANCE

DATED: December \_\_\_, 2015

LEMIEUX & O'NEILL

By:  \_\_\_\_\_  
STEVEN P. O'NEILL  
CHRISTINE M. CARSON  
Attorneys for Appellants/Real Parties In Interest  
Las Virgenes Municipal Water District, Eastern  
Municipal Water District, Western Municipal  
Water District, Foothill Municipal Water  
District, West Basin Municipal Water District

DATED: December \_\_\_, 2015

BRUNICK, McELHANEY & KENNEDY

By: \_\_\_\_\_  
STEVEN M. KENNEDY  
Attorneys for Respondent/Real Party In Interest  
THREE VALLEYS MUNICIPAL WATER  
DISTRICT

2557655.1

1 DATED: December \_\_\_\_, 2015

JOHN L. FELLOWS III  
City Attorney

2

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By: \_\_\_\_\_

PATRICK Q. SULLIVAN  
Assistant City Attorney  
Attorney for Defendant/Real Party in Interest  
CITY OF TORRANCE

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8 DATED: December \_\_\_\_, 2015

LEMIEUX & O'NEILL

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16 DATED: December 11, 2015

BRUNICK, McELHANEY & KENNEDY

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Attorneys for Respondent/Real Party In Interest  
THREE VALLEYS MUNICIPAL WATER  
DISTRICT

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Kathleen Rodell