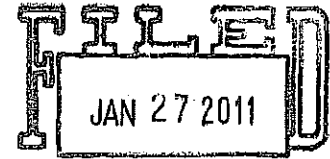


Court of Appeal, 4th District, Division Two
Stephen M. Kelly, Clerk/Administrator
3389 12th St., Riverside, CA 92501
(951) 248-0200
January 27, 2011



COURT OF APPEAL FOURTH DISTRICT

ORDER AND NOTICE TO APPELLANT

NONAGRICULTURAL POOL
(OVERLYING)COMMITTEE et al.,
Plaintiffs and Appellants,

E051653

(Super. Ct. No. RCVRS51010)

v.

The County of San Bernardino

CHINO BASIN WATERMASTER et al.,
Defendants and Respondents.

A prebriefing settlement conference was held January 26, 2011, and settlement was not possible. The STAY by order of this court filed November 22, 2010, is DISSOLVED, and all proceedings in the appeal are ORDERED to recommence.

The record on appeal has been filed. Both appellant Nonagricultural Pool (Overlying) Committee and appellant California Steel Industries, Inc. are DIRECTED to file their opening briefs and appendices in compliance with the California Rules of Court, with the both appellants' opening briefs to be filed on or before 40 days after the date of this order. (Cal. Rules of Court, rule 8.212(a)(1)(A).) Pursuant to order filed November 19, 2010, no further extensions will be granted without good cause. (Cal. Rules of Court, rule 8.63(b)(3), (4), (7) – (10).) Appellants' attention is directed to the requirement that the opening brief contain a statement explaining why the judgment or order is appealable. (Cal. Rules of Court, rule 8.204(a)(2).)

COUNSEL ARE DIRECTED: (1) to discuss in your briefs any trial exhibits and/or administrative record that are important to a resolution of the appeal; and (2) to serve and file with the clerk of this court the enclosed form requesting early transmission of any exhibits and/or administrative record mentioned in your briefs (See Cal. Rules of Court, rule 8.224(d)); and (3) to give both the VOLUME and PAGE number in any record citation (Cal. Rules of Court, rule 8.204(a)(1)(C)).

COUNSEL ARE NOTIFIED that this court prefers that legal and record citations be included in the text of a brief, not in the footnotes, and that a brief will be rejected if citations are regularly placed in footnotes.

COPY

All counsel are REQUESTED to submit an electronic version of each brief filed in the above-titled case. The electronic version may be uploaded at the court's web site at www.courts.ca.gov.

NOTE: Recipients who are not parties to this appeal are requested to advise this court and opposing counsel in writing.

RAMIREZ

Presiding Justice

cc: All parties ✓

Enclosure

Court of Appeal, 4th District, Division Two
Stephen M. Kelly, Clerk/Administrator
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January 27, 2011

**ALL PARTIES RE: TRANSMISSION OF EXHIBITS AND/OR
ADMINISTRATIVE RECORD**

NONAGRICULTURAL POOL
(OVERLYING) COMMITTEE et al.,
Plaintiffs and Appellants,

E051653

(Super. Ct. No. RCVRS51010)

v.

The County of San Bernardino

CHINO BASIN WATERMASTER et al.,
Defendants and Respondents.

Return this notice to the court with your initial brief.

RETURN THIS NOTICE WITH YOUR INITIAL BRIEF if your brief mentions any trial exhibits and/or administrative record, but copies of these exhibits and/or administrative record were not included in the clerk's transcript. (See Cal. Rules of Court, rule 8.120(b)(3)(b), 8.224 (d)). To insure that the exhibits and/or administrative record are in the court's possession when the case is assigned, this court prefers that you request early transmission of the original exhibits and/or administrative record. (Cal. Rules of Court, rule 8.224(d).) This form tells this court what exhibits and/or administrative record to request the trial court to transmit early.

**REQUEST FOR TRANSMISSION OF EXHIBITS AND/OR ADMINISTRATIVE
RECORD**

In the case captioned above, I hereby request transmission of the exhibits and/or administrative record listed by number or other designation on the sheet I have attached.

Signature of Counsel

Date

Parties Represented by Counsel Signing

MAILING LIST FOR CASE: E051653

Nonagricultural Pool (Overlying) Committee et al. v. Chino Basin Watermaster et al.

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CHINO BASIN WATERMASTER

Case No. RCV 51010

Chino Basin Municipal Water District v. The City of Chino

PROOF OF SERVICE

I declare that:

I am employed in the County of San Bernardino, California. I am over the age of 18 years and not a party to the within action. My business address is Chino Basin Watermaster, 9641 San Bernardino Road, Rancho Cucamonga, California 91730; telephone (909) 484-3888.

On February 3, 2011 I served the following:

1. COURT OF APPEAL ORDER RE PARAGRAPH 31 APPEAL BRIEFING SCHEDULE

BY MAIL: in said cause, by placing a true copy thereof enclosed with postage thereon fully prepaid, for delivery by United States Postal Service mail at Rancho Cucamonga, California, addresses as follows:

See attached service list: Mailing List 1

BY PERSONAL SERVICE: I caused such envelope to be delivered by hand to the addressee.

BY FACSIMILE: I transmitted said document by fax transmission from (909) 484-3890 to the fax number(s) indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting fax machine.

BY ELECTRONIC MAIL: I transmitted notice of availability of electronic documents by electronic transmission to the email address indicated. The transmission was reported as complete on the transmission report, which was properly issued by the transmitting electronic mail device.

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

Executed on February 3, 2011 in Rancho Cucamonga, California.



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