FEE EXEMPT

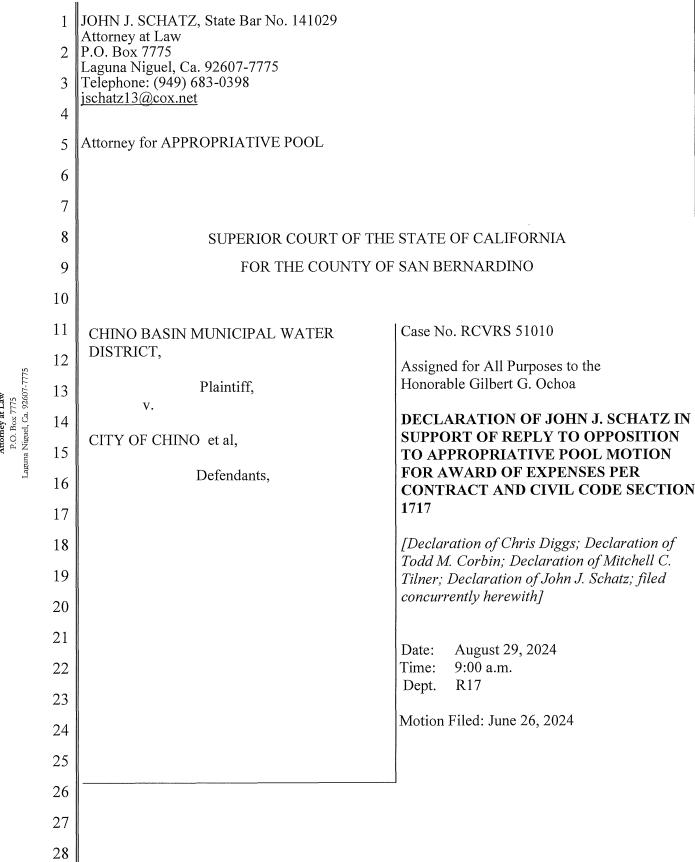


EXHIBIT A

SUPPLEMENTAL DECLARATION OF JOHN J. SCHATZ

I, John J. Schatz, declare as follows:

- 1. I am an attorney licensed to practice law in California and counsel of record for the Chino Basin Appropriative Pool (AP) in the recently concluded appeal in this case, *Chino Basin Municipal Water District v. City of Chino*, Fourth Appellate District, Division Two, No. E079052 (the Appeal). I submit this declaration to supplement my declaration dated June 25, 2024, which was submitted to support the AP's motion under Civil Code section 1717 to recover attorney fees the AP paid me or are payable for services related to the Appeal.
- 2. I incorporate here, by this reference, the entirety of my declaration dated June 25, 2024.
- 3. After I prepared my declaration dated June 25, 2024, I incurred additional fees related to AP's reply to appellants' opposition to AP's motion to recover attorney fees (Reply). To prepare this supplemental declaration, I reviewed my records reflecting services related to the Reply as well as my records reflecting services related to the Reply for which I have not yet billed AP.
- 4. The records I reviewed reflect that I performed the following services related to the Reply and spent the time indicated: telephone calls and correspondence with Horvitz & Levy LLP (H&L) re strategy, arguments, structure and evidence supporting AP's Reply; preparing the initial draft, multiple reviews and edits to draft, and final Reply; telephone calls and correspondence with H&L re Appellants' request for invoices as a condition of payment and possible settlement of AP's fee motion; and, attending meetings with Appellants and the AP regarding settlement: 71.75 hours.
- 5. At \$300 per hour, the fees for my attorney services related to the Reply for July up to the date of the Reply (excluding time for preparing this supplemental declaration) total \$21,525. This amount has not yet been billed.
- 6. Based on all of the foregoing information, in addition to the fees documented in my declaration dated June 25, 2024, the AP asks the court to award it fees of \$21,525 incurred by me for services related to the AP's Reply.

I declare under penalty of perjury under the laws of the state of California the foregoing is true and correct and that this declaration was executed in Laguna Niguel, California August 14, 2024.

John I Schatz

SUPPLEMENTAL DECLARATION OF MITCHELL C. TILNER

I, Mitchell C. Tilner, declare as follows:

- 1. I am an attorney licensed to practice law in California and a partner in the law firm of Horvitz & Levy LLP (H&L), counsel of record for Chino Basin Appropriative Pool (App Pool) in the recently concluded appeal in this case, *Chino Basin Municipal Water District v. City of Chino*, Fourth Appellate District, Division Two, No. E079052 (the Appeal). I submit this declaration to supplement my declaration dated June 24, 2024, which was submitted to support App Pool's motion under Civil Code section 1717 to recover attorney fees App Pool paid H&L for services related to the Appeal.
- 2. I incorporate here, by this reference, the entirety of my declaration dated June 24, 2024.
- 3. After I prepared my declaration dated June 24, 2024, H&L attorneys incurred additional fees related to App Pool's reply to appellants' opposition to App Pool's motion to recover attorney fees (Reply). To prepare this supplemental declaration, I reviewed the invoices H&L sent to App Pool reflecting services related to the Reply as well as the timesheets reflecting services related to the Reply for which H&L has not yet billed App Pool.
- 4. The invoices and timesheets I reviewed reflect that H&L attorneys performed the following services related to the Reply and spent the time indicated: telephone calls and correspondence with J. Schatz re strategy, arguments, structure and evidence supporting App Pool's Reply; multiple reviews and edits to draft of Reply; telephone calls and correspondence with J. Schatz re Appellants' request for invoices as a condition of payment and possible settlement of App Pool's fee motion: 32.1 hours.
- 5. At \$720 per hour, the fees for attorney services related to the Reply (excluding time spent preparing this supplemental declaration) total \$23,112. Of that total, \$2,736 was incurred from June 25 to June 30, 2024 and has been paid by App Pool; \$3,116.23 was incurred in July 2024, was billed on August 7, 2024, and is

currently due; and the balance was incurred in August 2024 and has not yet been billed.

6. Based on all the foregoing information, in addition to the fees documented in my declaration dated June 24, 2024, App Pool asks the court to award it fees of \$23,112 incurred by H&L for services related to App Pool's Reply.

I declare under penalty of perjury under the laws of the state of California that the foregoing is true and correct and that this declaration was executed in Burbank, California on August 14, 2024.

Mitchell C. Tilner

CHINO BASIN WATERMASTER

Case No. RCVRS 51010

Chino Basin Municipal Water District v. City of Chino, et al.

PROOF OF SERVICE

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

1. DECLARATION OF JOHN J. SCHATZ IN SUPPORT OF REPLY TO OPPOSITION

On August 15, 2024 I served the following:

	AND CIVIL CODE SECTION 1717
/ <u>X</u> /	BY MAIL: in said cause, by placing a true copy thereof enclosed with postage thereon fully prepaid, for delivery by the 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.
<u>/ X _</u> /	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 August 15, 2024 in Rancho Cucamonga, California.

See attached service list: Master Email Distribution List

By: Ruby Favela Quintero Chino Basin Watermaster PAUL HOFER 11248 S TURNER AVE ONTARIO, CA 91761

JEFF PIERSON 2 HEXAM IRVINE, CA 92603

Ruby Favela Quintero

Contact Group Name:

Master Email Distribution

Categories:

Main Email Lists

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Alejandro R. Reyes

Alex Padilla Alexis Mascarinas

Alfonso Ruiz Allen Hubsch Alma Heustis Alonso Jurado

Alyssa Coronado Amanda Coker Amy Bonczewski Andrew Gagen

Andy Campbell Andy Malone Angelica Todd

Anna Nelson Anthony Alberti April Robitaille

Art Bennett Arthur Kidman Ashley Zapp

Ashok Dhingra Ben Lewis

Ben Markham Ben Roden

Benjamin M. Weink Beth.McHenry Bill Schwartz

Bill Velto

Board Support Team IEUA

Bob Bowcock Bob DiPrimio Bob Feenstra Bob Kuhn

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