

ATTORNEY OR PARTY WITHOUT ATTORNEY: STATE BAR NO: 110222 NAME: James B. Betts SBN#110222 FIRM NAME: Betts & Rubin, A Professional Corporation STREET ADDRESS: 907 Santa Fe Avenue, Suite 201 CITY: Fresno STATE: CA ZIP CODE: 93721 TELEPHONE NO.: (559) 438-8500 FAX NO.: (559) 438-6959 E-MAIL ADDRESS: br@bettsrubinlaw.com ATTORNEY FOR (Name): City of Fresno	FOR COURT USE ONLY E-FILED 9/21/2018 1:24 PM FRESNO COUNTY SUPERIOR COURT By: K. Daves, Deputy
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Fresno STREET ADDRESS: 1130 O Street MAILING ADDRESS: CITY AND ZIP CODE: Fresno, California 93721 BRANCH NAME: Civil	
Plaintiff/Petitioner: Pinedale County Water District Defendant/Respondent: City of Fresno	
DECLARATION OF DEMURRING PARTY REGARDING MEET AND CONFER CASE NUMBER: 18CECG02957	

To the demurring party: This form must be filed with the demurrer.

(Name of demurring party): City of Fresno was served with

☒ a complaint
 ☐ an amended complaint
 ☐ a cross-complaint
☐ an answer
 ☐ other (specify):

in the above-titled action and is filing a demurrer to the pleading.
and a concurrent motion to strike.

DECLARATION (Choose either (1) or (2) below.)

- (1) ☒ At least five days before filing the demurrer, I met and conferred with the party who filed the pleading subject to the demurrer ☒ by telephone ☐ in person and we did not reach an agreement resolving the matters raised by the demurrer. (Correspondece followed by teleconference as set forth in the attached declaration)
- (2) ☐ The party who filed the pleading subject to demurrer failed to respond to my request to meet and confer or otherwise failed to meet and confer in good faith.

If you would like to provide additional information, please use form MC-031 Attached Declaration.

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

Date: September 21, 2018

James B. Betts

(NAME OF PARTY OR ATTORNEY FOR PARTY)

(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

1 PROOF OF SERVICE

2 I am a citizen of the United States of America, a resident of Fresno County,
3 California, over the age of 18 years and not a party to the within-entitled cause or
4 matter. My business address is 907 Santa Fe Avenue, Suite. 201, Fresno, CA. On
5 September 21, 2018, I served **DECLARATION OF DEMURRING PARTY REGARDING**
6 **MEET AND CONFER** on the parties in this action by placing an original/a true copy in
7 an envelope and delivering it as follows:

8 _____ **(By Overnight Courier)** I caused such envelope with postage fully prepaid, to be
9 sent by _____.

10 _____ **(By Mail)** I deposited the envelope, with postage fully prepaid, with the United
11 States Postal Service at Fresno, Fresno County, California.

12 X **(By Mail)** I placed the envelope for collection and processing for mailing following
13 this business' ordinary practice with which I am readily familiar. On the same
14 day correspondence is placed for collection and mailing, it is deposited in the
15 ordinary course of business with the United States Postal Service with postage
16 fully prepaid.

17 X **(By Electronic Mail)** I caused each document to be sent electronically to the
18 address below.

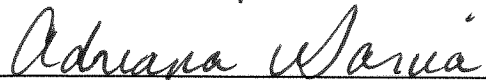
19 Each envelope was addressed as follows:

20 Neal E. Costanzo Esq.
21 Michael G. Slater Esq.
22 Costanzo & Associates
23 A Professional Corporation
24 575 E. Locust Avenue, Suite 115
25 Fresno, CA 93720
26 Email: ncostanzo@costanzolaw.com

Attorneys for:
PINEDALE COUNTY WATER DISTRICT

27 _____ **(By E-Mail)** I caused each document to be sent by e-mail.

28 I declare under penalty of perjury under the laws of the State of California that
the above is true and correct. Executed on September 21, 2018, at Fresno, California.

22 
23 Adriana Garcia