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SIERRA CLUB

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Attorney for  
OWENS VALLEY COMMITTEE

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF INYO

SIERRA CLUB, and OWENS VALLEY COMMITTEE	)	Case No.: SICV CV 08-46888
	)	
Plaintiffs/Petitioners	)	<b>DECLARATION OF DONALD B. MOONEY IN SUPPORT OF MOTION FOR SUMMARY ADJUDICATION</b>
v.	)	
	)	
CITY OF LOS ANGELES; LOS ANGELES DEPARTMENT OF WATER AND POWER; BOARD OF COMMISSIONERS OF THE DEPARTMENT OF WATER AND POWER; COUNTY OF INYO and DOES 1 - 50	)	Date: TBA Time: TBA Dept.: TBA
	)	Judge: The Hon. Lee Cooper
	)	
<u>Defendants/Respondents</u>	)	
	)	
CALIFORNIA DEPARTMENT OF FISH AND GAME; and CALIFORNIA STATE LANDS COMMISSION and DOES 51-100	)	
	)	
<u>Real Parties in Interest.</u>	)	

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I, Donald B. Mooney, declare:

1. I am the attorney of record for Plaintiff Owens Valley Committee.
2. Attached as Exhibit A to this Declaration is a true copy of a letter dated December 24, 2004 from Sierra Club and OVC to the MOU Parties.
3. Attached as Exhibit B to this Declaration is a true copy of a letter dated December 23, 2004 from Sierra Club and OVC to the MOU Parties.
4. Attached as Exhibit C to this Declaration is a true copy of a letter dated January 7, 2005, from Sierra Club and OVC to the MOU Parties.
5. Attached as Exhibit D to this Declaration is a true copy of a letter dated December 30, 2004 from Deputy Attorney General Gordon Burns to the MOU Parties.
6. Attached as Exhibit E to this Declaration is a true copy of a letter dated September 26, 2006, to Gene Coufal and Thomas Brooks from Sierra Club and OVC.
7. Attached as Exhibit F to this Declaration is a true copy of a letter dated November 17, 2006 from Sierra Club and OVC to the MOU parties.
8. Attached as Exhibit G to this Declaration is a true copy of a letter dated February 14, 2007, from the County of Inyo and City of Los Angeles to the Sierra Club and OVC.
9. Attached as Exhibit H to this Declaration is a true copy of a letter dated August 10, 2007 from Sierra Club and OVC to the MOU Parties.
10. Attached as Exhibit I to this Declaration is a true copy of a letter dated December 11, 2007 from Sierra Club and OVC.
11. Attached as Exhibit J to this Declaration is a true copy of a letter dated April 14, 2008 from Sierra Club and OVC to the MOU Parties.
12. Attached as Exhibit K to this Declaration is a true copy of a letter dated May 30, 2008 from Sierra Club and OVC to the MOU Parties.
13. Attached as Exhibit L to this Declaration is a true copy of a letter dated July 30, 2008 from Sierra Club and OVC to the MOU Parties.

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14. Attached as Exhibit M to this Declaration is a true copy of the written document the City of Los Angeles and the County of Inyo provided to Sierra Club, OVC and DFG at the August 7, 2008 dispute resolution meeting.

15. Attached as Exhibit N to this Declaration is a true copy of a letter dated August 18, 2008, from Sierra Club and OVC to the MOU Parties.

16. Attached as Exhibit O to this Declaration is a true copy of a letter dated September 3, 2008 from Sierra Club and OVC to the MOU Parties.

17. Attached as Exhibit P to this Declaration is a true copy of a letter dated October 28, 2008, from Deputy Attorney General Marian Moe to Joe Brajevich.

18. Attached as Exhibit Q to this Declaration is a true copy of a letter dated February 27, 2009, from Deputy Attorney General Marian Moe to Joe Brajevich.

19. Attached as Exhibit R to this Declaration is a true copy of Table 2-19 from the Final Environmental Impact Report for the Lower Owens River Project.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Davis, California, on April 3, 2009.

\_\_\_\_\_  
Donald B. Mooney