

CASE NAME: Banning Ranch Conservancy v. City of Newport Beach, et al.	CASE NUMBER: 30-2010-00365758
--	----------------------------------

NOTICE TO PARTIES: A copy of this document must be mailed or personally delivered to the other party or parties to this appeal. A PARTY TO THE APPEAL MAY NOT PERFORM THE MAILING OR DELIVERY HIMSELF OR HERSELF. A person who is at least 18 years old and is not a party to this appeal must complete the information below and mail (by first-class mail, postage prepaid) or personally deliver the front and back of this document. When the front and back of this document have been completed and a copy mailed or personally delivered, the original may then be filed with the court.

PROOF OF SERVICE

Mail Personal Service

1. At the time of service I was at least 18 years of age and **not a party to this legal action.**

2. My residence or business address is (*specify*):

Shute, Mihaly & Weinberger LLP
396 Hayes Street, San Francisco, CA 94102

3. I mailed or personally delivered a copy of the *Notice of Appeal/Cross-Appeal (Unlimited Civil Case)* as follows (*complete either a or b*):

a. **Mail.** I am a resident of or employed in the county where the mailing occurred.

(1) I enclosed a copy in an envelope **and**

(a) **deposited** the sealed envelope with the United States Postal Service, with the postage fully prepaid.

(b) **placed** the envelope for collection and mailing on the date and at the place shown in items below, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

(2) The envelope was addressed and mailed as follows:

(a) Name of person served: **See Attached Service List**

(b) Address on envelope:

(c) Date of mailing:

(d) Place of mailing (*city and state*):

b. **Personal delivery.** I personally delivered a copy as follows:

(1) Name of person served:

(2) Address where delivered:

(3) Date delivered:

(4) Time delivered:

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

Date: August 5, 2011

Sean P. Mulligan

(TYPE OR PRINT NAME)



(SIGNATURE OF DECLARANT)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SERVICE LIST

Banning Ranch Conservancy v. City of Newport Beach, et al.
Orange County Superior Court
Case No. 30-2010-00365758

Whitman F. Manley (State Bar No. 130972)
Jennifer S. Holman (State Bar No. 194681)
Remy, Thomas, Moose and Manley, LLP
455 Capitol Mall, Suite 210
Sacramento, California 95814
Telephone: (916) 443-2745
Facsimile: (916) 443-9017
email: wmanley@rtmmlaw.com
email: jholman@rtmmlaw.com

Attorneys for Respondents City of Newport
Beach and Newport Beach City Council

David R. Hunt (State Bar No. 110675)
City Attorney
Kyle E. Rowen (State Bar No. 232351)
Deputy City Attorney
Michael Torres (State Bar No. 238973)
Deputy City Attorney
Office of the City Attorney
City of Newport Beach
3300 Newport Blvd.
Newport Beach, CA 92658-8915
Telephone: (949) 644-3131
Facsimile: (949) 723-3519
email: dhunt@newportbeachca.gov
email: krowen@newportbeachca.gov
email: mtorres@newportbeachca.gov

Attorneys for Respondents City of Newport
Beach and Newport Beach City Council

Susan K. Hori (State Bar No. 91429)
Keli N. Osaki (State Bar No. 179920)
Manatt Phelps & Phillips
695 Town Center Drive, 14th Floor
Costa Mesa, CA 92626
Telephone: (714) 371-2528
Facsimile: (714)371-2571
email: shori@manatt.com
email: kosaki@manatt.com

Attorneys for Real Parties in Interest
Aera Energy, LLC
Newport Banning Ranch, LLC
Cherokee Newport Beach, LLC