By Fax

FILED
Clerk of the Superior Court
DEC 29 2015
By Clare Stevenson
DEPUTY CLERK

JOHN BRISCOE (053223)
LAWRENCE S. BAZEL (114641)
BRISCOE IVESTER & BAZEL LLP
155 Sansome Street, Seventh Floor
San Francisco, CA 94104
Tel (415) 402-2700
Fax (415) 398-5630
jbriscoe@briscoelaw.net
lbazel@briscoelaw.net

Attorneys for Plaintiff
POINT BUCKLER CLUB, LLC

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF SOLANO

POINT BUCKLER CLUB, LLC, Petitioner and Plaintiff, v. BRUCE H. WOLFE, Executive Officer of the California Regional Water Quality Control Board, San Francisco Bay Region; CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD, SAN FRANCISCO BAY REGION; and DOES 1 through 20; Respondents and Defendants.	No. FCS046410 [~~PROPOSED~~] ORDER

Petitioner and plaintiff Point Buckler LLC ("Plaintiff") has applied for a stay of Cleanup and Abatement Order No. R2-2015-0038 (the "Order") or, in the alternative, a temporary restraining order enjoining implementation of that Order and an order to show cause regarding a preliminary injunction.

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED THAT:

STAY

The Order is stayed pending judgment in this matter.

ORDER TO SHOW CAUSE

Respondents and defendants California Regional Water Quality Control Board, San Francisco Bay Region (the "Regional Board") and Bruce H. Wolfe, in his capacity as Executive

Officer of the Regional Board (collectively "Defendants") are hereby ordered to appear on JAN. 12, 2016 at 9:30 AM in Department 3 of this Court located at 600 Union Avenue, Fairfield, California, to show cause why a preliminary injunction should not be ordered restraining and enjoining them and their employees and agents, or any other persons acting with them or on their behalf, from enforcing the Order pending judgment in this action.

TEMPORARY RESTRAINING ORDER

Pending a hearing on the order to show cause, above, Defendants, their employees and agents, and any other persons acting with them or on their behalf, are restrained and enjoined from enforcing the Order.

IT IS FURTHER ORDERED THAT:

The restraining order granted herein shall expire on when the Court decides whether to issue the requested preliminary injunction.

This Order and supporting papers shall be served on Defendants no later than [redacted] 12/31/15 by personal service, facsimile transmission, or overnight mail. Proof of such service shall be filed at least 5 court days prior to the hearing.

Any opposition papers to the Order to Show Cause shall be filed and served on Plaintiff by personal service, facsimile transmission, or overnight mail no later than 1·8·16. Any reply papers shall be filed and served on Defendants by personal service, facsimile transmission, or overnight mail no later than 1·11·16.

This temporary restraining order is effective upon the filing by Plaintiff of an undertaking in the sum of $ Ø.

IT IS SO ORDERED.

Date: 12/29/15

Judge of the Superior Court

PROOF OF SERVICE

I declare that I am over the age of eighteen years and not a party to this action. I am employed in the City and County of San Francisco, and my business address is 155 Sansome Street, Suite 700, San Francisco, California 94104.

On December 28, 2015, at San Francisco, California, I served the following document(s):

[PROPOSED] ORDER

on the following parties:

Bruce H. Wolfe
Executive Officer
California Regional Water Quality Control Board, San Francisco Bay Region
1515 Clay Street, Suite 1400
Oakland, CA 94612
Telephone: (510) 622-2300
Facsimile: (510) 622-2460

California Regional Water Quality Control Board, San Francisco Bay Region
c/o Bruce Wolfe
1515 Clay Street, Suite 1400
Oakland, CA 94612
Telephone: (510) 622-2300
Facsimile: (510) 622-2460

Christiana Tiedemann
Supervising Deputy Attorney General
Office of the Attorney General
1515 Clay Street, 20th Floor
P.O. Box 70550
Oakland, CA 94612
Telephone: (510) 622-2124
Facsimile: (510) 622-2270

☒ **BY HAND:** On the date written above, I provided the documents to a professional process server for service to the persons shown on the service list.

Arlene Won