

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF MENDOCINO
CLERK'S DOCKET & MINUTES**

Judge: **HONORABLE JEANINE NADEL** Clerk: CHRISTY RECENDIZ
Reporter: CAROL DEUCHAR #13877 Bailiff: DOUG JOHNSON
Interpreter: # Date: **08/25/2022 9:00 AM**
Language: Sworn Cert/Reg with oath on file as stated by the Court

SCUK-CVED-2020-74939

MENDOCINO RAILWAY; MENDOCINO RAILWAY,

Petitioner,

vs.

**CALIFORNIA PUBLIC UTILITIES COMMISSION;
MENDOCINO COUNTY TREASURER-TAX COLLECTOR;
JOHN MEYER; REDWOOD EMPIRE TITLE COMPANY
OF MENDOCINO COUNTY; SHEPPARD INVESTMENTS;
MARYELLEN SHEPPARD,**

Respondent.

NATURE OF PROCEEDINGS: ON-GOING TRIAL/HEARING

Appearances:

Glen Block counsel for Plaintiff
Paul Beard Counsel for Plaintiff
Steven Johnson for John Meyer
John Meyer defendant
Kennan Beard for Sierra Railway Company
Robert Pinoli representative for Mendocino Railway

Exhibit books are presented with exhibits pre-marked.

Witness Robert J. Pinoli resumes the witness stand, previously sworn, for further cross-examination by Counsel Johnson on behalf of the defendant. (9:00 am)

Defendant's Exhibit D - Various Emails/Letters of Mendocino Railway Management – identified.

Defendant's Exhibit P - Map Subject area & Mendocino Railway Line – marked – identified.

Defendant's Exhibit Q - Map Ariel photograph KOA campground – marked – identified.

Court in recess 10:30 to 10:46 am.

Witness Robert J. Pinoli resumes the witness stand, previously sworn, for further cross-examination by Counsel Johnson on behalf of the defendant. (10:47 am)

12:00 Noon recess, parties are directed to return @ 2:30 pm.

Court is reconvened at 2:35 pm and all parties are present.

Witness Robert J. Pinoli resumes the witness stand, previously sworn, for further cross-examination by Counsel Johnson on behalf of the defendant. (2:35 pm)

Counsel Johnson refers to Supplemental Request for Judicial Notice filed on 8/23/22 and Request for Judicial Noticed filed 8/19/22.

Counsel Block states they have also filed Requests for Judicial Notice.

Court state they can be addressed at closing arguments.

Counsel Johnson moves Exhibits - D, E, O, P, Q into evidence and they are received with no objection.

Further Cross-examination of Witness Pinoli by Counsel Johnson.

Counsel Johnson reads from page 40 of Mr. Pinoli's deposition.

Court in recess until 4pm – 4:06 pm.

Witness Robert J. Pinoli resumes the witness stand, previously sworn, for further cross-examination by Counsel Johnson on behalf of the defendant. (4:06pm).

Upon inquest of the parties, court takes juridical notice of the request for judicial notices and supplemental requests filed by both parties.

Counsel Johnson moves Exhibits - H, J, K into evidence and they are received with no objection. Counsel also requests the court take judicial notice of special interrogatories #1, 4, 7, 23, 24, 25 and Interrogatory response 17.1. Counsel Block states they will not object so long as the court takes notice of each of the responses to the interrogatories. Court will take judicial notice as requested.

Further Cross-examination of Witness Pinoli by Counsel Johnson.

Court will stop for the day. Trial is continued to Monday August 29, 2022 @ 9:00 a.m., Courtroom E.

Counsel for plaintiff may appear via zoom.

Court is adjourned @ 4:47 p.m.