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8 Attorneys for SCI California Funeral Services, Inc., a
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10 Mortuary

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12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **IN AND FOR THE COUNTY OF LOS ANGELES**

14 Coordination Proceeding) Judicial Council Coordination
15 Special Title (Rule 1550(b))) Proceeding No. 4408
16)
17 **ANTELOPE VALLEY**) Santa Clara Case No. 1-05-CV-049053
18 **GROUNDWATER CASES**) Assigned to the Honorable Jack Komar
19) Department 17C
20 Including **Consolidated** Actions:)
21) **SCI CALIFORNIA FUNERAL SERVICES,**
22 **Los Angeles County Waterworks District**) **INC., A CALIFORNIA CORPORATION**
23 **No. 40 v. Diamond Farming Co.**) **DBA JOSHUA MEMORIAL PARK AND**
24 Superior Court of California, County of Los) **MORTUARY'S NOTICE OF NON-**
25 Angeles, Case No. BC 325 201) **OPPOSITION TO GROUNDWATER**
26) **PRODUCTION RIGHT EVIDENTIARY**
27 **Los Angeles County Waterworks District**) **PROVE-UP**
28 **No. 40 v. Diamond Farming Co.**)
29 Superior Court of California, County of)
30 Kern, Case No. S-1500-CV-254-348) Date: February 5, 2021
31) Time: 9:00 a.m.
32 **Wm. Bolthouse Farms, Inc. v. City of**) Judge: Hon. Jack Komar, Judge
33 **Lancaster**)
34 **Diamond Farming Co. v. City of**)
35 **Lancaster**) **[Hearing to be conducted by CourtCall]**
36 **Diamond Farming Co. v. Palmdale**)
37 **Water Dist.**)
38 Superior Court of California, County of)
39 Riverside, consolidated actions, Case Nos.)
40 RIC 353 840, RIC 344 436, RIC 344 668)
41)
42 **AND RELATED ACTIONS.**)
43)

44 **TO THE COURT, ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

45 NOTICE IS HEREBY GIVEN that Pursuant to the Court's Order After Hearing on

1 December 8, 2020 (“Order”), the Court has scheduled the above-captioned telephonic
2 evidentiary hearing to “prove-up” the proposed resolution of the Production Right claim of
3 Intervenor **SCI CALIFORNIA FUNERAL SERVICES, INC., A CALIFORNIA**
4 **CORPORATION DBA JOSHUA MEMORIAL PARK AND MORTUARY** (“Joshua
5 Memorial”), pursuant to Paragraph 5.1.10 of the December 23, 2015 Judgment and Physical
6 Solution.

7 In accordance with the Order, Joshua Memorial timely filed and served its Prove-Up
8 package, including a written brief, declarations in lieu of live testimony and related supporting
9 evidence, together with an executed stipulation for admission of evidence in support of Joshua
10 Memorial’s Production Right claim (among all parties previously opposed to the claim), and a
11 proposed order.

12 Pursuant to the Order, any Stipulating Party with standing to object to Joshua Memorial’s
13 Production Right claim or evidence was required to file and serve such objections, and give
14 notice of intent to appear at the hearing, by January 25, 2021. As of the date of this filing, no
15 such objections have been filed and served. Accordingly, Joshua Memorial’s claim and evidence
16 are unopposed.

17 The Order provides that if no objections are filed, and if the Court has no objection, that
18 the Court may consider deeming Joshua Memorial’s evidence and declarations admitted into
19 evidence and enter an order establishing Joshua Memorial’s right to produce groundwater.

20 Joshua Memorial respectfully reiterates its request that the Court admit into evidence the
21 declarations, facts and evidence provided in the Prove-Up package, and enter the Proposed Order
22 submitted therewith.

23 DATED: January 28, 2021

GRESHAM SAVAGE NOLAN & TILDEN, PC

24 By: 

25 DEREK R. HOFFMAN, ESQ.

26 Attorney for SCI CALIFORNIA FUNERAL
27 SERVICES, INC., a California Corporation dba
JOSHUA MEMORIAL PARK AND MORTUARY

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PROOF OF SERVICE
STATE OF CALIFORNIA, COUNTY OF SAN BERNARDINO

Re: *ANTELOPE VALLEY GROUNDWATER CASES*
Los Angeles County Superior Court Judicial Council Coordinated
Proceedings No. 4408; Santa Clara County Superior Court Case No. 1-05-CV-049053


I am employed in the County of San Bernardino, State of California. I am over the age of 18 years and not a party to the within action; my business address is: 550 East Hospitality Lane, Suite 300, San Bernardino, CA 92408-4205.

On January 28, 2021, I served the foregoing document(s) **SCI CALIFORNIA FUNERAL SERVICES, INC., A CALIFORNIA CORPORATION DBA JOSHUA MEMORIAL PARK AND MORTUARY'S NOTICE OF NON-OPPOSITION TO GROUNDWATER PRODUCTION RIGHT EVIDENTIARY PROVE-UP** on the interested parties in this action in the following manner:

(X) **BY ELECTRONIC SERVICE** – I caused such document(s) listed above to be electronically served, via One Legal, to all parties appearing on the Santa Clara County Superior Court website, <http://www.scefiling.org>, in the action of the Antelope Valley Groundwater Cases; proof of electronic-filing through One Legal is then printed and maintained with the original documents in our office. Electronic service is complete at the time of transmission. My electronic notification email address is dina.snider@greshamsavage.com,

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

Executed on January 28, 2021 at San Bernardino, California.


DINA M. SNIDER