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8

9 **SUPERIOR COURT OF CALIFORNIA**

10 **COUNTY OF LOS ANGELES - CENTRAL DISTRICT**

11
12 Coordination Proceeding) Judicial Council Coordination Proceeding
Special Title (Rule 1550(b))) No. 4408
13)
14 **ANTELOPE VALLEY**) (For Filing Purposes Only: Santa Clara
GROUNDWATER CASES) County Case No.: 1-05-CV-049053)
15 Included Actions:) Assigned for All Purposes To:
Judge: Hon. Jack Komar
16 *Los Angeles County Waterworks District*)
No. 40 v.) (Filing Fees Exempt, Per Gov't Code § 6103)
17 *Diamond Farming Co., et al.*)
Los Angeles County Superior Court, Case)
18 No. BC 325 201) **CASE MANAGEMENT STATEMENT**
) **OF PHELAN PIÑON HILLS**
) **COMMUNITY SERVICES DISTRICT**
19 *Los Angeles County Waterworks District*)
No. 40 v.)
20 *Diamond Farming Co., et al.*)
Kern County Superior Court, Case No.)
21 S-1500-CV-254-348)
) **DATE: August 30, 2011**
22) **TIME: 8:00 a.m.**
) **DEPT: 1515, 15th Floor, Central Civil**
23 *Wm. Bolthouse Farms, Inc. v. City of*) **West**
Lancaster)
24 *Diamond Farming Co. v. City of Lancaster*)
Diamond Farming Co. v. Palmdale Water)
25 *Dist.*)
Riverside County Superior Court,)
26 Consolidated Action, Case Nos. RIC 353)
840, RIC 344 436, RIC 344 668)
27)
28 **AND RELATED CROSS-ACTIONS**)

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD HEREIN:


Cross-Complainant Phelan Piñon Hills Community Services District (“PPHCSD”) hereby submits this Case Management Conference Statement regarding the Case Management Conference set for August 30, 2011.

Many of the Parties, including PPHCSD, have been actively participating in the mediation sessions being held before the Honorable Ronald B. Robie. PPHCSD has been present for all such sessions since conclusion of the Phase III trial proceeding. The Parties have made significant progress, and further progress is anticipated for the upcoming sessions to be held on August 30 and 31, 2011.

In furtherance of the Court’s and Justice Robie’s requests, the Parties are likely to share as a confidential settlement communication various data and/or information relating to that Party’s water rights claim. Based upon the Court’s comments from the July 11, 2011 hearing, PPHCSD believes that identification of a Watermaster structure continues to be an important component to ongoing settlement discussions, and further litigation if such becomes necessary.

Dated: August 15, 2011

ALESHIRE & WYNDER, LLP
DAVID J. ALESHIRE
WILLIAM W. WYNDER
WESLEY A. MILIBAND

By: 

Wesley A. Miliband
Attorneys for Cross-Defendant and
Cross-Complainant,
Phelan Piñon Hills Community
Services District

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3 **PROOF OF SERVICE**

4 I, Linda M. Yarvis,

5 I am employed in the County of Orange, State of California. I am over the age of 18 and
6 not a party to the within action. My business address is 18881 Von Karman Avenue, Suite 1700,
Irvine, CA 92612.

7 On August 15, 2011, I served the within document(s) described as **CASE**
8 **MANAGEMENT STATEMENT OF PHELAN PINON HILLS COMMUNITY SERVICES**
DISTRICT (Hearing on August 30, 2011) as follows:

9 (ELECTRONIC SERVICE) By posting the document(s) listed above to the Santa Clara
10 County Superior Court website in regard to Antelope Valley Groundwater matter pursuant to the
Court's Clarification Order. Electronic service and electronic posting completed through
www.scefiling.org.

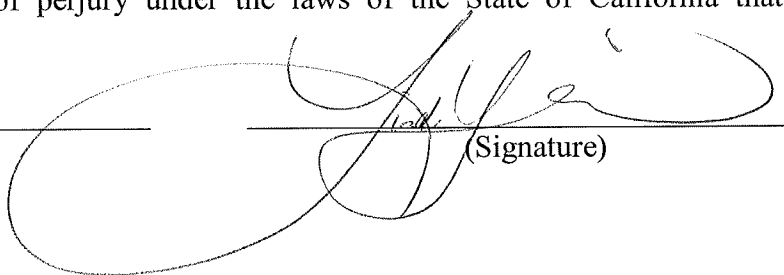
11 (BY MAIL) By placing a true copy of the foregoing document(s) in a sealed envelope
12 addressed as set forth above. I placed each such envelope for collection and mailing following
ordinary business practices. I am readily familiar with this Firm's practice for collection and
13 processing of correspondence for mailing. Under that practice, the correspondence would be
deposited with the United States Postal Service on that same day, with postage thereon fully
14 prepaid at Irvine, California, in the ordinary course of business. I am aware that on motion of the
party served, service is presumed invalid if postal cancellation date or postage meter date is more
15 than one day after date of deposit for mailing in affidavit.

16 (BY OVERNIGHT DELIVERY) I deposited in a box or other facility regularly maintained
by Overnight Express, an express service carrier, or delivered to a courier or driver authorized by
17 said express service carrier to receive documents, a true copy of the foregoing document(s) in a
sealed envelope or package designated by the express service carrier, addressed as set forth above,
18 with fees for overnight delivery paid or provided for.

19 Executed on August 15, 2011, at Irvine, California.

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

21
22 Linda Yarvis
(Type or print name)


(Signature)