

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

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES - CENTRAL DISTRICT

Coordination Proceeding Special Title (Rule 1550(b)))	Judicial Council Coordination Proceeding No. 4408
ANTELOPE VALLEY GROUNDWATER CASES)	(For Filing Purposes Only: Santa Clara County Case No.: 1-05-CV-049053)
Included Actions:)	Assigned for All Purposes To: Judge: Hon. Jack Komar
<i>Los Angeles County Waterworks District No. 40 v.</i>)	(Filing Fees Exempt, Per Gov't Code § 6103)
<i>Diamond Farming Co., et al.</i>)	
Los Angeles County Superior Court, Case No. BC 325 201)	[PROPOSED] FIRST AMENDED DISCOVERY ORDER FOR PHASE 4 TRIAL
<i>Los Angeles County Waterworks District No. 40 v.</i>)	
<i>Diamond Farming Co., et al.</i>)	
Kern County Superior Court, Case No. S-1500-CV-254-348)	Phase Four Trial Date: February 11, 2013
<i>Wm. Bolthouse Farms, Inc. v. City of Lancaster</i>)	
<i>Diamond Farming Co. v. City of Lancaster</i>)	
<i>Diamond Farming Co. v. Palmdale Water Dist.</i>)	
Riverside County Superior Court, Consolidated Action, Case Nos. RIC 353 840, RIC 344 436, RIC 344 668)	
AND RELATED CROSS-ACTIONS)	

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

IT IS HEREBY ORDERED:

The Discovery Order for Phase 4 Trial, dated December 12, 2012 ("Phase 4 Discovery Order"), is hereby amended as set forth below, with the Phase 4 Discovery Order remaining unchanged in all other respects.

For each and every provision enumerating calendar years 2000, 2001, 2002, 2003, and 2004, every such provision shall also allow for a party to elect to respond for calendar years 2005, 2006, 2007, 2008, 2009, and 2010.

For any party claiming right to return flows resulting from use of native water - rather than from imported water - such claim is not within the scope of Phase 4 and is preserved for determination during later proceedings.

Dated: _____, 2012

Hon. Jack Komar
Judge of the Superior Court

2
3 **PROOF OF SERVICE**

4 I, Marie W. Young,

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 400,
Irvine, CA 92612.

7 On December 18, 2012, I served the within document(s) described as [PROPOSED] FIRST
8 AMENDED DISCOVERY ORDER FOR PHASE 4 TRIAL, as follows:

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

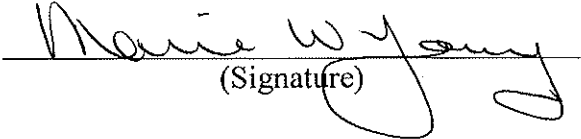
11 (BY MAIL) By placing a true copy of the foregoing document(s) in a sealed envelope
12 addressed as set forth above. I placed each such envelope for collection and mailing following
ordinary business practices. I am readily familiar with this Firm's practice for collection and
13 processing of correspondence 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,
with fees for overnight delivery paid or provided for.

18 Executed on December 18, 2012, at Irvine, California.

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

21 Marie W. Young
22 _____
(Type or print name)

23 
24 _____
(Signature)