

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES**

Coordination Proceeding
Special Title (Rule 1550(b))

ANTELOPE VALLEY GROUNDWATER CASES

Included Actions:

Los Angeles County Waterworks District No. 40 v. Diamond Farming Co., Superior Court of California, County of Los Angeles, Case No. BC 325 201

Los Angeles County Waterworks District No. 40 v. Diamond Farming Co., Superior Court of California, County of Kern, Case No. S-1500-CV-254-348

Wm. Bolthouse Farms, Inc. v. City of Lancaster Diamond Farming Co. v. City of Lancaster Diamond Farming Co. v. Palmdale Water Dist. Superior Court of California, County of Riverside, consolidated actions, Case Nos. RIC 353 840, RIC 344 436, RIC 344 668

Willis v. Los Angeles County Waterworks District No. 40, Superior Court of California, County of Los Angeles, Case No. BC 364 553

Wood v. Los Angeles County Waterworks District No. 40, Superior Court of California, County of Los Angeles, Case No. BC 391869

Wood v. A.V. Materials, Inc., et al., Superior Court of California, County of Los Angeles, Case No. BC 509546

Wood v. County of Los Angeles, Superior Court of California, County of Los Angeles, Case No. BS 143790 [ADD-ON PETITION IS PENDING]

Judicial Council Coordination
Proceeding No. 4408

For Court's Use Only:
Santa Clara County Case No.
1-05-CV-049053
(for E-Posting/E-Service
Purposes Only)

Date/Time: Friday, October 10, 2014

9:00 a.m.

Location: Via CourtCall

Superior Court of California
County of Santa Clara

*Antelope Valley Groundwater Cases (JCCP 4408)
Los Angeles County Superior Court, Case No. BC 325 201
October 10, 2014 (9:00am) / Hon. Jack Komar*

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Present: Hon. Jack Komar, Judge
_____, Reporter

Rowena Walker, Clerks (SC)
_____, C.A. Deputy Sheriff (SC)

MINUTE ORDER:

STATUS REPORT ON TRIAL READINESS BY Phelan Piñon Hills Community Services District ("PPH") FOR NOVEMBER 4, 2014 TRIAL

Mr. Miliband reports that he circulated the set of stipulated facts on October 9, 2014; counsel will contact the Court and provide an updated trial estimate by October 14, 2014. The trial estimate will remain as three court days, unless the Court is advised otherwise. The location of the November 4, 2014 trial will be Department 3, Room 224, Stanley Mosk Courthouse, 111 North Hill Street, Los Angeles, California.

Status Conference: Global Settlement and Issue of Wood Class Attorneys' Fees

Atty Jeffrey Dunn reports there is further significant progress towards settlement and proposes a briefing and hearing schedule for the settlement approval hearing, which is adopted by the Court: initial proposal shall be due by **October 20**; counter-proposals shall be due by **October 31**; hearing set for **November 4, 2014 at 9:00 a.m. in Los Angeles (Department 3, Room 224)**.

Other

The Motion by Antelope Valley Mobile Estates, LLC (Atty Walter Wilson) to be a Class Member of the "Small Pumpers" (Wood) Class is continued from October 31, 2014 to **November 4, 2014 at 9am in Los Angeles**.

Atty Ralph Kalfayan advised he will file a motion to add a substitute plaintiff to the Willis Class; the Court set a hearing date of **November 4, 2014 at 9am in Los Angeles**.

NOTICES OF INTENT TO PARTICIPATE IN TRIAL ON THE ISSUES RELATED TO PPH FILED BY:

- Phelan Piñon Hills Community Services District – **Attorney Wesley Miliband**
- City of Los Angeles – **Attorney Janet Goldsmith**
- Los Angeles County Waterworks District No. 40 – **Attorney Jeffrey Dunn**
- Palmdale Water District – **Attorney Thomas Bunn**
- Rosamond Community Services District and City of Lancaster – **Attorney Douglas Evertz**
- The George and Charlene Lane Family Trust; Landinv, Inc.; Burrows, Bruce - 300 A 40 H, LLC; A. V. Materials, Inc.; The Frank and Yvonne Lane Family Trust, Dated March 5, 1993 as Restated July 20, 2000; LITTLE ROCK SAND AND GRAVEL, INC. – **Attorney Theodore Chester**
- State of California and State of California's 50th District Agricultural Association – **Attorney Noah Golden-Krasner**
- City of Palmdale – **Attorney James Markman**

*Antelope Valley Groundwater Cases (JCCP 4408)
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- North Edwards Water District; Big Rock Mutual Water Company; Palm Ranch Irrigation District; Llano-Del Rio Water Company; Littlerock Creek Irrigation District; Llano Mutual Water Company; Desert Lakes Community Services District – **Attorney Wayne Lemieux**
- Gertrude J. Van Dam; Craig Van Dam; Gary Van Dam; WDS California II, LLC; Delmar Van Dam – **Attorney Scott Kuney**
- United States of America – **Attorney Lee Leininger, Attorney James Dubois**
- Antelope Valley East-Kern Water Agency – **Attorney William Brunick**
- Lapis Land Company, LLC; Diamond Farming Company; Crystal Organic Farms LLC; Grimmway Enterprises, Inc. – **Attorney Bob Joyce**
- Granite Construction Company; Tejon Ranchcorp – **Attorney Robert Kuhs**
- Antelope Valley Ground Water Agreement Association – **Attorney Michael Fife**
- U.S. Borax, Inc. – **Attorney William Sloan**
- Wm. Bolthouse Farms, Inc.; Bolthouse Properties, LLC. – **Attorney Richard Zimmer**
- West Valley County Water District – **Attorney Arnold Graham**
- County Sanitation Districts of Los Angeles County Nos. 14 and 20 – **Attorney Christopher M. Sanders**

PARTIES/ATTORNEYS OF RECORD:

See attached CourtCall List.

REPORTER:

Not reported.

EVENT CALENDAR:

October 20, 2014		Due Date: Initial Settlement Proposal
October 31, 2014		Due Date: Counter Settlement Proposals
October 31, 2014		Due Date: Pretrial Documents for Trial (PPH)
November 4, 2014	9:00am	Trial/PPH (3 days)
Department 3, Room 224, Stanley Mosk Courthouse, 111 North Hill Street, Los Angeles, California		Motion by Antelope Valley Mobile Estates, LLC to be a Class Member of the "Small Pumpers" (Wood) Class
		Motion to Add Substitute Plaintiff to Willis Class

December 22 2014
(San Jose, Dept TBD)

10:00am

Hearing on Motion by Blum Trust for
Summary Judgment

Court's Proposed Date for Hearing on
Settlement Approval

MATTERS OFF CALENDAR AND CONTINUED UNTIL FURTHER ORDER OF THE COURT:

~~April 4, 2014~~

9am

Ex Parte Application by the United States to continue briefing schedule on the Federal Reserve Right Claim (currently: closing brief due April 2, 2014; opposition brief due April 22, 2014; reply brief due 5/1/14; stands submitted as of 5/1/14.

Ex Parte Application by the Public Water Suppliers to Extend Date to Respond to Phase 6 Discovery Order

~~April 7, 2014~~

9am

Dept 41, Room 417, 4th Fl.
Los Angeles

AGWA's Motions, including, but not limited to:
(1) Motion for Judgment on the Pleadings;
(2) Motion in Limine for an Order Establishing the Evidentiary Standard for Notice for Proof of Prescription by the Public Water Purveyors; (3) Motion in Limine for an Order Establishing the Necessity of the Public Water Purveyors Proving the Elements of Prescription as to Each Landowner; and
(4) Motion for Order Setting Matter for Jury Trial

Joinders to the above motion by the Bolthouse Entities

(Continued) Trial, Phase 5 (return flows, federal reserve rights); Wm. Bolthouse Farms, Inc.'s Motion for Non-Suit on the Federal Reserve Right Claim

~~August 4, 2014~~

9am

Old Dept 1, Los Angeles

Trial, Phase 6 (prescription + remaining issues)