

1 ALESHIRE & WYNDER, LLP
JUNE S. AILIN, State Bar No. 109498
2 *jailin@awattorneys.com*
MILES P. HOGAN, State Bar No. 287345
3 *mhogan@awattorneys.com*
18881 Von Karman Avenue, Suite 1700
4 Irvine, California 92612
Telephone: (949) 223.1170
5 Facsimile: (949) 223.1180

6 Attorneys for Defendant and Cross-Complainant
Phelan Piñon Hills Community Services District
7
8

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**
11

12 Coordination Proceeding
Special Title (Rule 1550(b))

13 **ANTELOPE VALLEY**
14 **GROUNDWATER CASES**

15 Included Actions:

16 *Los Angeles County Waterworks District*
No. 40 v.

17 *Diamond Farming Co., et al.*
Los Angeles County Superior Court, Case
18 No. BC 325 201

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

22 *Wm. Bolthouse Farms, Inc. v. City of*
23 *Lancaster*
Diamond Farming Co. v. City of Lancaster
24 *Diamond Farming Co. v. Palmdale Water*
Dist.

25 Riverside County Superior Court,
Consolidated Action, Case Nos. RIC 353
26 840, RIC 344 436, RIC 344 668

27 **AND RELATED CROSS-ACTIONS**
28

Case No. Judicial Council Coordination
Proceeding No. 4408

(For Filing Purposes Only: Santa Clara
County Case No.: 1-05-CV-049053)

PHELAN PIÑON HILLS COMMUNITY
SERVICES DISTRICT'S CASE
MANAGEMENT CONFERENCE
STATEMENT

Date: September 4, 2015
Time: 1:30 p.m.
Dept.: Telephonic / Via CourtCall

Assigned for All Purposes to:
Hon. Jack Komar

Date/Time: 09/28-10/16/15, 10:00 a.m., TBD
(Prove-up Hearings [evidentiary hearing for a
physical solution])

ALESHIRE &
WYNDER LLP
ATTORNEYS AT LAW



1 TO THE HONORABLE COURT AND ALL PARTIES AND THEIR ATTORNEYS OF
2 RECORD HEREIN:


3 Phelan Piñon Hills Community Services District (“Phelan Piñon Hills”) hereby submits this
4 Statement for the September 4, 2015 Case Management Conference and in preparation for the Prove-
5 up Hearings scheduled to commence on September 28, 2015.

6 Phelan Piñon Hills offered documentary and testimonial evidence during previous trial Phases,
7 and during the November 3-4, 2014 and August 25, 2015 trials on claims raised in Phelan Piñon Hills’
8 Cross-Complaint for Declaratory, Injunctive and Other Equitable Relief Including a Physical Solution
9 Against All Parties, filed on December 30, 2008 (“Cross-Complaint”). For the remaining Prove-up
10 Hearings, Phelan Piñon Hills does not intend to present any additional evidence. However, Phelan
11 Piñon Hills reserves the right to present rebuttal testimony and evidence in response to any evidence
12 offered by other parties relating to Phelan Piñon Hills’ claims and how it may be impacted by the
13 Proposed Physical Solution. This rebuttal testimony will be in the form of documentary evidence and
14 testimony by Phelan Piñon Hills’ designated expert, Thomas E. Harder. Mr. Harder is available for
15 such testimony on September 29 and 30, and October 1, 5, 6, 7, 13, 14, 15, and 16.

16 Phelan Piñon Hills reserves the right to present additional evidence during the Prove-up
17 Hearings based on direction from the Court, and upon review of the other parties’ Case Management
18 Conference Statements and Trial Briefs.

19
20 DATED: September 3, 2015

ALESHIRE & WYNDER, LLP
JUNE S. AILIN
MILES P. HOGAN

21
22
23 By: 
24 MILES P. HOGAN
25 Attorneys for Defendant and Cross-Complainant
26 Phelan Piñon Hills Community Services District
27
28

2 **PROOF OF SERVICE**

3 **STATE OF CALIFORNIA, COUNTY OF ORANGE**

4 I, Linda Yarvis,

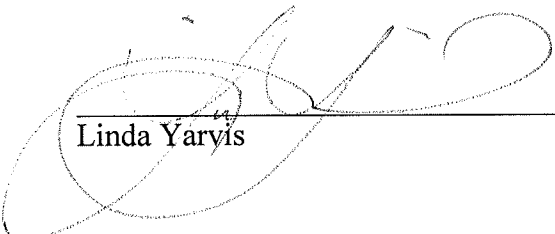
5 I am employed in the County of Orange, State of California. I am over the age of 18 and not a
6 party to the within action. My business address is 18881 Von Karman Avenue, Suite 1700, Irvine, CA
92612.

7 On September 3, 2015, I served the within document(s) described as **PHELAN PIÑON**
8 **HILLS COMMUNITY SERVICES DISTRICT'S CASE MANAGEMENT CONFERENCE**
9 **STATEMENT** on the interested parties in this action as follows:

10 **BY 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
Court's Clarification Order. Electronic service and electronic posting completed through
11 www.scefiling.org.

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

13 Executed on September 3, 2015, at Irvine, California.

14
15
16 
Linda Yarvis

ALESHIRE &
WYNDER LLP
ATTORNEYS AT LAW

