

# ATTACHMENT

## PART III – PARTY AND ATTORNEY INFORMATION

A Court Order was issued in the Los Angeles Superior Court action for this matter making electronic service and electronic posting mandatory. Such electronic service and electronic posting is to be completed concurrently through <http://www.scefiling.org>. The exhibits attached hereto consist of the Service List and the Orders setting forth this mandatory requirement as follow:

**Exhibit A** A true and correct copy of the List of Parties from the Superior Court of California, County of Santa Clara website is attached hereto as Exhibit A. This list includes the attorneys' names, firm names, addresses, phone numbers, fax numbers, email addresses and parties represented.

**Exhibit B** A true and correct copy of the September 16, 2005 Order Setting Case Management Conference, along with its corresponding attachments, is attached hereto as Exhibit B. This Order sets forth the hearing to approve the Stipulation and [Proposed] Order re Electronic Filing and Service and Electronic Filing and Service Order.

**Exhibit C** A true and correct copy of the Court's Minute Order from the Case Management Conference dated September 27, 2005 is attached hereto as Exhibit C. Page 2 of this Minute Order states, "The Court ordered that Electronic Filing and Service be mandatory for this matter."

**Exhibit D** A true and correct copy of the Clarification Order dated October 27, 2005 by the Honorable Jack Komar is attached hereto as Exhibit D. The Clarification Order states on page 2, lines 7-9: "... all papers filed in the coordinated actions above are to be filed in the Los Angeles Superior Court, *with electronic service and electronic posting to be completed concurrently through <http://www.scefiling.org>.*" (Emphasis added.)

# EXHIBIT A

EXHIBIT A



**The Superior Court of California, County of Santa Clara**  
**Expanded List of Parties**

• Help

**Antelope Valley Groundwater Cases (JCCP 4408)**

Case #1-05-CV-049053  
 Date filed: 09/22/05  
 Assigned to **Superior Court Dept. 17c**  
 Last document submitted: 3/03/16 12:34 PM

- Condensed list
- Exit

Party type & name

Representative

Other

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Cross-Defendant

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Cross-Defendant

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Cross-Defendant

Basner, William - M&M Peach Ranch

Cross-Defendant

Basner, William - M&M Peach Ranch

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Cross-Defendant

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Neal Maguire

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Cross-Defendant

Rosamond School Water System

Cross-Defendant

Rosamond School Water System

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Cross-Defendant

Rose Villa Apartments

Defendant/Cross-Defendant

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Cross-Defendant

SPC Del Sur Ranch, LLC

Defendant

SPC Del Sur Ranch, LLC

Cross-Defendant

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Neal Maguire

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Starros, John P.

Defendant  
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Conservancy; 50th District Agricultural  
Association

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COMPLEX CIVIL LITIGATION UNIT  
San Jose, CA 95113  
Phone: 408-882-2286 • Fax: 408-882-2293  
Email: rwalker@scscourt.org

Court  
Superior Court of California

Rowena Walker  
Superior Court of California  
191 North First Street  
COMPLEX CIVIL LITIGATION UNIT  
San Jose, CA 95113  
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Cross-Defendant  
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Named Defendant  
Tejon Ranchcorp

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Named Defendant  
Tejon Ranchcorp

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Named Defendant  
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Named Defendant  
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Cross-Defendant  
 The Eyherabide Sheep Company

Calvin Stead  
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Cross-Defendant  
 The Frank and Yvonne Lane Family Trust, Dated  
 March 5, 1993 as Restated July 20, 2000

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 Smiland Chester Alden LLP  
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 March 5, 1993 as Restated July 20, 2000

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Cross-Defendant  
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Defendant  
 The Philip H. Arklin Family Trust Dated April 28,  
 1994

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Defendant/Cross-Defendant  
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Treacy, Patrick

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Cross-Defendant  
Triple M Property F.K.A. 3M Property  
Investment Co

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Cross-Defendant  
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Defendant  
U.S. Borax, Inc.

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Defendant  
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Cross-Defendant

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Cross-Defendant

West Valley Country Water District

Cross-Defendant

West Valley County Water District

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Cross-Complainant

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Defendant

William and Eldora Barnes Family Trust of 1989

William and Eldora Barnes Family Trust of 1989

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Phone: 661-724-1103Plaintiff

Willis, Rebecca Lee

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Email: rzimmer@clifford-brownlaw.comInterested party/Non-Party

Wood, Richard A.

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eSolar, Inc.

Neal Maguire

Defendant/Cross-Defendant

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Defendant/Cross-Defendant

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Neal Maguire

Defendant/Cross-Defendant

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Defendant/Cross-Complainant

Ritter, Mark - successor trustee of the Ritter Family Trust

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Phone: 661-215-4980 • Fax: 661-215-4989  
Email: bob@brumfield-haganlaw.com

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Report date Fri. 3/4/16 2:16 PM

# **EXHIBIT B**

**EXHIBIT B**

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**FILED**

SEP 16 2005

KIRI TORRE  
Chief Executive Officer/Clerk  
Superior Court of California, Santa Clara  
BY *[Signature]* DEPUTY  
ROWENA A. WALKER

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA CLARA

Coordination Proceeding  
Special Title (Rule 1550(b))

Judicial Council Coordination  
Proceeding No. 4408

Case No.: 1-05-CV-049053

**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

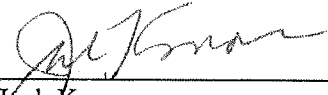
**ORDER SETTING CASE  
MANAGEMENT CONFERENCE**

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 A Case Management Conference has been set for **Tuesday, September 27, 2005 at**  
3 **11:00 a.m. in Department 17C**, for the purpose of approving the Stipulation and [Proposed]  
4 Order re Electronic Filing and Service and Electronic Filing and Service Order.

5 SO ORDERED.

6  
7 Dated: September 16, 2005

  
8 Hon. Jack Komar  
9 Judge of the Superior Court

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SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA CLARA

Coordination Proceeding  
Special Title (Rule 1550(b))

Judicial Council Coordination  
Proceeding No. 4408

Case No.: 1-05-CV-049053

**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

**STIPULATION AND ORDER RE:  
ELECTRONIC FILING AND  
SERVICE**

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



1 The parties in the above-entitled action (the "Action"), through their undersigned  
2 counsel of record, hereby stipulate to subject the Action to the Court's electronic filing and  
3 service system and to be bound by the Electronic Filing and Service Order attached hereto.  
4 Counsel have read the Electronic Filing Service Order and familiarized themselves with the  
5 provisions of the California Code of Civil Procedure, California Rules of Court, and the Santa  
6 Clara Superior Court Local Rules governing electronic filing.

7 [Signature Pages to be attached.]

8 SO ORDERED.

9  
10 Dated: September \_\_\_\_\_, 2005

\_\_\_\_\_  
11 Hon. Jack Komar  
12 Judge of the Superior Court  
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For: [Party] \_\_\_\_\_

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4 Dated: \_\_\_\_\_

For: [Party] \_\_\_\_\_

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7 Dated: \_\_\_\_\_

For: [Party] \_\_\_\_\_

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For: [Party] \_\_\_\_\_

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For: [Party] \_\_\_\_\_

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For: [Party] \_\_\_\_\_

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For: [Party] \_\_\_\_\_

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For: [Party] \_\_\_\_\_

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26 Dated: \_\_\_\_\_

For: [Party] \_\_\_\_\_

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[ ] ADDITIONAL PAGES ATTACHED

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SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SANTA CLARA

Coordination Proceeding  
Special Title (Rule 1550(b))

Judicial Council Coordination  
Proceeding No. 4408

Case No.: 1-05-CV-049053

**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

**ELECTRONIC FILING AND  
SERVICE ORDER**

1 The Court hereby designates the above action an Electronic Filing (E-Filing) case, as  
2 described and governed by this Order. All parties to the above case consent to the entry of this  
3 Order and agree to be bound by its provision.

4 **I. GENERAL**

5 A. APPLICABILITY OF OTHER RULES AND ORDERS

6 Except to the extent modified by this Order, approved stipulation or other order of the  
7 court, all California Rules of Civil Procedure, Local Rules, and orders of the court shall  
8 continue to apply to cases which are subject to electronic filing. Electronic filing is  
9 subject to the provisions of California Rules of Court 2050-2060, as those Rules may be  
10 amended from time to time.

11 B. SELECTION OF CASES

12 All matters classified by the court as Complex Litigation may be designated for  
13 voluntary e-filing by stipulation. A matter classified as provisionally complex pursuant  
14 to Rule of Court 1800(c) must be filed electronically until exempted. A matter  
15 designated by a party as complex pursuant to Rule of Court 1810 or 1811 need not be  
16 electronically filed until such time as the court enters a classification order pursuant to  
17 Rule of Court 1812.

19 C. ELECTRONIC FILING SERVICE PROVIDER

20 Pursuant to Rule 2055(a)(1) the Court has contracted with Glotrans to establish an  
21 electronic filing system for the Court. The Website address is <http://www.scefiling.org>.

22 The Court's Website will be maintained, and the tasks required of the Website will be  
23 conducted by the Court's outside Website Vendor:

24 Andy Jamieson  
25 Glotrans  
26 2915 McClure St., Oakland, CA 94609  
27 Telephone: 510-208-4775  
28 Email: [ajam@glotrans.com](mailto:ajam@glotrans.com)

1           D. DEFINITIONS

2           The following terms in this Order shall be defined as follows pursuant to California  
3           Rules of Court, Rule 2050:

4           1.    E- File – Electronic transmission to a court of a document in electronic form.  
5           The Court will utilize a third party vendor. An E-File consists of either an E-  
6           Document, an E-Image, or both. Upon completion of an E-File to the Vendor’s  
7           system, an email receipt is issued to the sender acknowledging receipt by the  
8           Vendor system.

9           2.    E-Service – Electronic transmission of a document to a party’s electronic  
10          notification address for the purpose of effecting service. The Court will utilize a  
11          third party vendor. Once the Vendor has served all recipients, the Vendor submits  
12          a proof of service to the Court on behalf of the filer.

13          3.    E-Document – A document is a pleading, a paper, a declaration, an exhibit, or  
14          another filing submitted by a party or by an agent of a party on the party’s behalf.  
15          All pleadings and other documents which are filed electronically with the Court will  
16          be filed in Portable Document Format (PDF). If a pleading or document is filed  
17          electronically in a format other than PDF, it will be rejected by the Vendor as  
18          defective.

19          4.    E-Image – An electronic file of a document that has been scanned or converted  
20          to a graphical or image format. All pleadings or other documents that are captured  
21          as scanned images from paper and then filed electronically with the Court will be  
22          scanned at a resolution of between 200 and 400 dpi (dots per inch) and converted to  
23          PDF. Once converted, the complete contents of the pleading or other document  
24          must be viewable in a PDF reader without assistance of the reader’s zoom feature.

25          5.    Electronic Endorsement – An electronic stamp applied to a document that is  
26          filed electronically that shows the endorsement by the Court.  
27

28        **II. REGISTRATION AND ACCESS**

          A.       OBLIGATION TO REGISTER

1 At least one attorney of record for each party in the matter designated for electronic filing  
2 must promptly register with Glotrans. Glotrans will assign to the user a confidential  
3 login and password to the system. Additional authorized users may be added at any time.

4 B. OBLIGATION TO KEEP INFORMATION CURRENT

5 A party whose electronic notification address changes while the action or proceeding is  
6 pending must promptly file a notice of change of address with the court electronically  
7 and must serve this notice on all other parties or their attorneys of record.

8 **III. ELECTRONIC FILING OF PLEADINGS AND OTHER DOCUMENTS.**

9 As of the filing of the initial complaint, except as expressly provided herein, or as  
10 expressly authorized by the Court, all pleadings, motions, memoranda of law,  
11 declarations, orders, or other documents filed in the above-entitled case shall be filed  
12 electronically through the system.

13 A. SUBSEQUENT PLEADINGS

14 The clerk will not accept or file any pleadings or instruments in paper form. Parties must  
15 E-File a document either:

- 16 1. Through the Vendor's system from the filing attorney's office; or
- 17 2. By mailing or faxing all documents and attachments to Vendor. Vendor  
18 shall then convert said documents and attachment to electronic form, file  
19 them with the Court, and serve designated parties as provided herein.  
20 Parties choosing to file through the Vendor shall be charged fees  
21 reflecting Vendor's then-current published rates for filing and service in  
22 this manner.

23 B. FORMAT

24 All electronically filed and served pleadings must, to the extent practicable, be  
25 formatted in accordance with the applicable rules governing formatting of paper  
26 pleadings. The electronic document title of each pleading or other document, must  
27 include:

- 28 (a) Party or parties filing/serving the document,

1 (b) Nature of the document,

2 (c) Party or parties against whom relief, if any, is sought, and

3 (d) Nature of the relief sought

4 (e.g., Defendant ABC Corporation's Motion for Summary Judgment)

5 C. MAINTENANCE OF ORIGINAL DOCUMENTS

6 An original of all documents filed electronically, including original signatures, must be  
7 maintained by the party filing the document pursuant to California Rules of Court Rule  
8 2057.

9 D. COMPLETION OF FILING

10 Electronic transmission of a document consistent with the procedures adopted by the  
11 court will, upon the complete receipt of the same by the Clerk and together with the  
12 receipt of acceptance by the court, transmitted from the Vendor, constitute filing of the  
13 document for all purposes of the Code of Civil Procedure and the Rules of Court, and  
14 will constitute entry of that document onto the docket maintained by the Clerk.

15 E. FILING DEADLINES

16 Filing documents electronically does not alter any filing deadlines. All electronic  
17 transmissions of documents must be completed (i.e., received completely by the Clerk's  
18 Office) prior to 5:00 Pacific Time in order to be considered timely filed that day.  
19 Where a specific time deadline is set by court order or stipulation, the electronic filing  
20 must be completed by that time. Any document filed after 5:00 p.m. (Pacific Time) on  
21 a day when the court is open for business will be deemed to have been filed on the next  
22 court day. Vendor is hereby appointed the agent of the Clerk of the Superior Court as to  
23 the electronic filing, receipt, service, and/or retrieval of any pleading or document in E-  
24 File. Upon filing of a document the Vendor will issue a confirmation that the document  
25 has been filed.

26 F. SYSTEM OR USER FILING ERRORS

27 If it is shown that the electronic filing is not filed with the court because of (1) an error  
28 in the transmission of the document to the Vendor which was unknown to the sending

1 party, or (2) a failure to process the electronic filing when received by the Vendor, the  
2 court may enter an order permitting the document to be filed nunc pro tunc.

3 G. DOCKET

4 The record of filings and entries generated by the courts case management system for  
5 each case will constitute the docket.

6 **IV. ELECTRONIC SUMMONS**

7 On electronic filing of a complaint, a petition, or another document that must be served  
8 with a summons, the party must e-file the summons together with the document. The  
9 Court will then endorse the summons with an image of the Court's seal and the assigned  
10 case number. The party must then serve the summons. Personal service of the printed  
11 form of an electronic document has the same legal effect as personal service of an  
12 original summons [Rule of Court 2059(f)]. After the summons is served, the party must  
13 e-file the summons again with the proof of service. The Court will then endorse the  
14 summons.

15 **V. ELECTRONIC SERVICE OF PLEADINGS AND OTHER DOCUMENTS**

16 All parties must make service upon other parties electronically through the E-File  
17 system. Parties, or their designated counsel, will receive all documents E-Filed and E-  
18 Served upon them via access to the Vendor's system. The exception to this general  
19 order is a Motion for Determination of Good Faith Settlement. Said motions must be  
20 served pursuant to Code of Civil Procedure section 877.6 (a)(2) unless otherwise  
21 ordered by the Court.

22 A. EFFECT OF ELECTRONIC SERVICE

23 The electronic service of a pleading or other document will be considered as valid and  
24 effective service on all participants and will have the same legal effect as an original  
25 paper document.

26 B. SERVICE OF ELECTRONICALLY FILED DOCUMENTS

27 The Vendor will provide electronic service for all documents requiring service,  
28 including those which are not filed with the court, as provided in Rule of Court 2060.



1 Delivery of e-service documents through the Vendor to other registered users will be  
2 considered as valid and effective service and will have the same legal effect as an  
3 original paper document. Recipients of e-service documents will access their  
4 documents through the Vendor.

5 C. SYSTEM OR USER SERVICE ERRORS

6 If electronic service on a party does not occur because of (1) an error in the transmission  
7 of the document to a party which error was unknown to the serving party or Vendor, (2)  
8 a failure to process the electronic filing for service when received by the Vendor, or (3)  
9 the party was erroneously excluded from the service list, the party to be served, in the  
10 absence of extraordinary circumstances, will be entitled to an order extending the date  
11 for any response or the period within which any right, duty or other act must be  
12 performed.

13 **VI. CONVENTIONAL FILING OF DOCUMENTS**

14 Parties otherwise subject to an electronic filing order may be excused from filing a  
15 particular document electronically if it is not available in electronic format and it is not  
16 feasible for the filer to convert it to electronic format by scanning it to PDF. Such a  
17 document may be manually filed with the Clerk of Court and served upon the parties in  
18 accordance with the applicable provisions of the Code of Civil Procedure and the Rules  
19 of Court for filing and service of non-electronic documents. Parties manually filing a  
20 document must file electronically a Notice of Manual Filing setting forth the reason(s)  
21 why the component cannot be filed electronically.

22 A. DOCUMENTS FILED UNDER SEAL

23 A motion to file documents under seal must be filed and served electronically.  
24 However, documents lodged with the court conditionally under seal, as provided in  
25 Rule of Court 243.2(d), must be submitted in paper form, pending hearing on a motion  
26 to seal.

27 B. EXHIBITS AND REAL OBJECTS

1 Exhibits to declarations that are real objects, i.e., construction materials, core samples,  
2 etc. or other documents, i.e., plans, manuals, etc. which otherwise cannot be  
3 comprehensively viewed in an electronic format must be filed and served  
4 conventionally, in paper form.

5 C. LODGMENTS

6 Documents attached to a Notice of Lodgment must be lodged and served conventionally  
7 in paper form. However, the actual document entitled "Notice of Lodgment" must be  
8 filed electronically.

9 **VII. COLLECTION OF FEES**

10 A. COURT FEES

11 Statutory filing fees must be paid to Glotrans for electronic transfer to the Santa Clara  
12 Superior Court's bank account system. Parties must pay said filing fees to Glotrans by  
13 credit card at the time of the electronic filing of documents.

14 B. VENDOR FEES

15 Fees charged by Vendor to parties or attorneys for access to and electronic  
16 transmission of documents are solely the property of Vendor and are in addition to any  
17 charges associated with statutory filing fees of the Superior Court.

18 **VIII. SERVICE OF ELECTRONIC FILING ORDER ON NEW PARTIES**

19 Any litigant filing a complaint or adding a party to a case by filing of an amended  
20 complaint, cross-complaint, complaint in intervention, interpleader or other initiating  
21 document must serve this Electronic Filing Order at the same time the pleading is  
22 served.

23 **IX. ELECTRONIC FILING AND SERVICE OF ORDERS AND OTHER PAPERS**

24 The Court will issue, file, and serve notices, orders, and other documents  
25 electronically, subject to the provisions of this Order. No paper service will be made  
26 by the court.

27 **X. PUBLIC ACCESS AND PRIVACY**

1           A.     PERSONAL IDENTIFIERS

2           Except as provided in Rules of Court 2070 through 2076, an electronically filed  
3           document is a public document at the time it is filed unless it is sealed under rule  
4           243.2(b) or made confidential by law. [See Rule of Court 2054(d)]. In order to promote  
5           electronic access to case files while also protecting personal privacy and other  
6           legitimate interests, parties must refrain from including, or must redact where inclusion  
7           is necessary, the following personal data identifiers from all pleadings and other papers  
8           filed with the court, including exhibits thereto, whether filed electronically or in paper,  
9           unless otherwise ordered by the court.

10           (a)    **Social Security numbers.** If an individual's social security number  
11           must be included in a pleading or other paper, only the last four digits  
12           of that number may be used.

13           (b)    **Names of minor children.** If the involvement of a minor child must  
14           be mentioned, only the initials of that child may be used.

15           (c)    **Dates of birth.** If an individual's date of birth must be included in a  
16           pleading or other paper, only the year may be used.

17           (d)    **Financial account numbers.** If financial account numbers are  
18           relevant, only the last four digits of these numbers may be used.  
19

20           B:     PRIVILEGED OR CONFIDENTIAL INFORMATION

21           No party may intentionally include within pleadings, nor attach as exhibits, any other  
22           matter that the party knows to be properly subject to a claim of privilege or  
23           confidentiality.

24           C.     FILING OF SENSITIVE DOCUMENTS

25           A party wishing to file a document containing the personal data identifiers listed above,  
26           or material known to be subject to a claim of privilege, must file an unredacted  
27           document under seal as provided herein. The party must file a redacted copy for the  
28           public file.

1           D.    RESPONSIBILITY FOR REDACTION

2           The responsibility for redacting personal identifiers and privileged or confidential  
3           information rests solely with counsel and the parties. The Clerk will not review each  
4           pleading or other paper for compliance. The court may impose sanctions for violation  
5           of these requirements.

6    **XI. SIGNATURES [RULE OF COURT 2057]**

7           A.    DOCUMENTS UNDER PENALTY OF PERJURY

8           When a document to be filed electronically requires a signature under penalty of  
9           perjury, the document is deemed signed by the declarant if, before filing, the declarant  
10          has signed a printed form of the document. By electronically filing the document, the  
11          electronic filer indicates that he or she has complied with this requirement and that the  
12          original, signed document is available for review and copying at the request of the  
13          court or any part. At any time after the document is filed, any other party may serve a  
14          demand for production of the original signed document.

15          B.    DOCUMENTS NOT UNDER PENALTY OF PERJURY

16          If a document does not require a signature under penalty of perjury, the document is  
17          deemed signed by the party submitting it if the document is filed electronically.

18          C.    DOCUMENTS REQUIRING SIGNATURES OF OPPOSING PARTIES

19          When a document to be filed electronically, such as a stipulation, requires the signature  
20          of opposing parties, the following procedure applies: (1) The party filing the document  
21          must obtain the signatures of all parties on a printed form of the document; (2) The  
22          party filing the document must maintain the original, signed document and must make  
23          it available for review and copying; (3) By electronically filing the document, the  
24          electronic filer indicates that all parties have signed the document and that the filer has  
25          the signed original in his or her possession.  
26  
27  
28

1 **XII. HARD COPY DOCUMENTS**

2 The Court will maintain the hard copy file as the official case record. Filers will be  
3 required to provide two hard copies of documents electronically filed within three court  
4 days of the electronic filing endorsement.

5 SO ORDERED.

6  
7 Dated: \_\_\_\_\_

8 \_\_\_\_\_  
9 Hon. Jack Komar  
10 Judge of the Superior Court  
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# EXHIBIT C


EXHIBIT C

**SUPERIOR COURT OF CALIFORNIA**  
**COUNTY OF SANTA CLARA**  
191 NORTH FIRST STREET  
DOWNTOWN COURTHOUSE-CIVIL DIVISION  
SAN JOSE, CA 95113  
(408) 882-2100

<p>Coordination Proceeding Special Title (Rule 1550(b))</p> <p><b>ANTELOPE VALLEY GROUNDWATER CASES</b></p> <p>Included Actions:</p> <p>Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California County of Los Angeles, Case No. BC 325 201</p> <p>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</p> <p>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</p>	<p>Judicial Council Coordination Proceeding No. 4408</p> <p>Case No. 1-05-CV-049053</p>
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Date/Time: Tuesday, September 27, 2005 (11:00 a.m.) Department 17C

Present: Hon. Jack Komar, Judge  
Heather Gorley, Reporter

  
Rowena Walker, Clerk  
Ron Karrle, Deputy

MINUTE ORDER AFTER PROCEEDINGS RE:

Appearances in person, in order:

- Bob H. Joyce, for Diamond Farming Company;
- Richard G. Zimmer, for Wm. Bolthouse Farms, Inc.;
- Henry S. Weinstock, for Tejon Ranch;

*Antelope Valley Groundwater Cases (JCCP 4408)*  
*Santa Clara County Superior Court, Case No. 1-05-CV-049053*  
*Tuesday, September 27, 2005 (11am) Dept. 17C*

1

- Janet Goldsmith, for City of Los Angeles;
- Fred A. Fudacz, for Tejon Ranch;
- Christopher M. Sanders, for Los Angeles County Sanitation Districts;
- Robert J. Saperstein, for AGWA;
- Thomas Bunn, for Palmdale Water District and Quartz Hill District;
- Wayne K. Lemieux, for Littlerock Creek Irrigation District and Palm Ranch Irrigation District;
- Frederick W. Pfaeffle, for Los Angeles County Waterworks District No. 40;
- Jeffrey V. Dunn, for Los Angeles County Waterworks District No. 40;
- Eric L. Garner, for Los Angeles County Waterworks District No. 40;
- James L. Markman, for City of Palmdale;
- Tilden Kim, for City of Palmdale.

Appearance via CourtCall, in order:

- Michael T. Fife, for AGWA;
- Jeffrey T. Robbins, for City of Lancaster;
- John Tootle; for Antelope Valley Water Company and California Water Service Company.

The matter was called and heard. The Court advised all counsel present that future hearings may be held in the Los Angeles County Superior Court.

The Court ordered that Electronic Filing and Service be mandatory for this matter. As to the (1) Stipulation & Proposed Order re Electronic Filing and Service, and (2) Electronic Filing and Service Order, the Court ordered all parties to review these two documents, if they have not already done so, and to submit any specific modifications or requests to the Court as soon as possible or otherwise sign the stipulation as an acknowledgement of the rules, processes and procedures to be followed with regard to electronic filing. The Court ordered that final versions of the two documents or signatures thereto, be completed within 5 days.

The issue of Edwards Air Force Base was discussed. The scope of the basin remains a contested issue. Mr. Dunn advised the Court that a total of approximately 6,100 parties have been identified. The protocol for service and for the filing of any additional cross-complaints was discussed. The Court ordered that Edwards Air Force Base be served within the next 20 days (by October 17, 2005); all other parties are ordered served within the next 30 days (by October 27, 2005). Mr. Dunn confirmed that service will be completed on or before said dates. All cross-complaints are ordered to be filed within the next 30 days (by October 27, 2005) and promptly served; the Court will permit parties to reserve service until after the order re electronic filing is entered.

The Court orders all demurrers previously filed in the individual included actions be withdrawn and re-filed under the coordinated caption. For all parties that have already been served with the complaint(s), responsive pleadings are due within 30 days (by October 27, 2005); the hearing date on any demurrers will be coordinated by the Complex Civil Litigation Coordinator.

A Further Case Management Conference was set for **Friday, December 2, 2005 at 10:00 a.m., location to be determined**; the Court will provide notice by mail.

As stated in the record.



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**PARTIES/ATTORNEYS OF RECORD: SEE ATTACHED REPORT FROM UCS**

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\*\*\*END\*\*\*

Superior Court Of California  
Santa Clara County

09/30/05

Case Number: 1-05-CV-049053 99UN

Date Filed: 09/02/05

Status: Open/Active

Judge Assigned: Jack Komar

ANTELOPE VALLEY GROUNDWATER LITIGATION (JCCP 4408)

C A S E H I S T O R Y

INVOLVED PARTIES

Type Num	Name (Last, First, Mid, Title)	Disposed	Entered	ICWA ResW	User ID
SNT	001 Judicial Council Of California Coordination Unit 455 Golden Gate Avenue San Francisco, CA 94102-3688		09/21/05		RAW RAW
PLT	001 Los Angeles County Waterworks District No. 40 Attorney: 42230 Raymond G. Fortner County Counsel - Los Angeles 500 West Temple Street Los Angeles, CA 90012 (213) 974-1901 145742 Frederick W. Pfaeffle County Counsel - Los Angeles 500 West Temple Street Los Angeles, CA 90012 (213) 974-1901 131926 Jeffrey V. Dunn Best Best & Krieger LLP Post Office Box 1028 Riverside, CA 92502 (909) 686-1450 130665 Eric L. Garner Best Best & Krieger - Riverside One Sansome St., Suite 1400 San Francisco, CA 94104-4431 (415) 362-2853		09/15/05		LW RAW RAW RAW RAW RAW RAW RAW
PLT	002 Diamond Farming Company Attorney: 84607 Bob H. Joyce Lebeau Thelen Lampe Et Al 5001 East Commercenter Suite 300 Bakersfield, CA 93389-2092		09/16/05		RAW RAW RAW RAW

(661)325-8962

Type Num	Name (Last, First, Mid, Title)	Disposed	Entered	ICWA ResW	User ID
PLT	003 William Bolthouse Farms, Inc. Attorney: 107263 Ritchie G. Zimmer Clifford & Brown 1430 Truxtun Avenue Suite 900 Bakersfield, CA 93301-5230 (805)322-6023 162370 Thomas M. Smith Clifford & Brown 1430 Truxtun Avenue Suite 900 Bakersfield, CA 93301-5230 (805)322-6023		09/16/05		RAW RAW RAW RAW       RAW RAW
INP	001 Antelope Valley Groundwater Agreement Association (AGWA) Attorney: 203025 Michael T. Fife Hatch & Parent 21 East Carrillo St Santa Barbara, CA 93101 (805)963-7000	C01000 C02100 0	09/22/05		RAW RAW RAW RAW
DEF	001 City Of Lancaster Attorney: 123066 Douglas J. Evertz Stradling Yocca Carlson & Rauth 660 Newport Center Drive Suite 1600 Newport Beach, CA 92660-6422 (949)725-4000		09/15/05		LW RAW RAW RAW
DEF	002 City Of Palmdale Attorney: 117914 William M. Ditzhazy City Attorney's Office-Palmdale 38300 North Sierra Hwy Palmdale, CA 93550 (805)267-5108 43536 James L. Markman Richards Watson & Gershon Post Office Box 1059 Brea, CA 92822-1059 (714)990-0901		09/16/05		RAW RAW RAW RAW       RAW RAW
DEF	003 Antelope Valley Water Company Attorney: 181822 John Tootle California Water Service Company 3625 Del Amo Blvd. Suite 350 Torrance, CA 90503 (310)257-1488		09/21/05		RAW RAW RAW RAW

Type Num	Name (Last, First, Mid, Title)	Disposed	Entered	ICWA ResW	User ID
DEF 004	Palmdale Water District Attorney: 89502 Thomas Bunn Lagerlof Senecal Bradley & Swift 301 N. Lake Avenue 10th Floor Pasadena, CA 91101-4107 (626)793-9400		09/21/05		RAW RAW RAW RAW
DEF 005	Quartz Hill Water District Attorney: 89502 Thomas Bunn Lagerlof Senecal Bradley & Swift 301 N. Lake Avenue 10th Floor Pasadena, CA 91101-4107 (626)793-9400		09/21/05		RAW RAW RAW RAW
DEF 006	Rosamond Community Service District Attorney: 131926 Jeffrey V. Dunn Best Best & Krieger LLP Post Office Box 1028 Riverside, CA 92502 (909)686-1450		09/21/05		RAW RAW RAW RAW
DEF 007	Mojave Public Utility District Attorney: 42645 William D. Palmer Robinson Palmer & Logan 3434 Truxtun Avenue Suite 150 Bakersfield, CA 93301 (661)323-8277		09/21/05		RAW RAW RAW RAW
DEF 008	Tejon Ranchcorp Attorney: 89765 Henry S. Weinstock Weinstock Manion Reisman Et Al 445 South Figueroa St. 31st Floor Los Angeles, CA 90071 (213)612-7839 50546 Frederic A. Fudacz Nossaman Guthner Knox & Elliott 445 North Figueroa Street 31st Floor Los Angeles, CA 90071-1602 (213)612-7800		09/21/05		RAW RAW RAW RAW  RAW RAW
DEF 009	City Of Los Angeles Attorney: 65959 Janet K. Goldsmith Kronick Moskovitz Et Al 400 Capitol Mall 27th Floor Sacramento, CA 95814-4416		09/21/05		RAW RAW RAW RAW

(916)321-4500

Type Num	Name (Last, First, Mid, Title)	Disposed	Entered	ICWA	ResW	User	ID
DEF 010	Little Rock Creek Irrigation District Attorney: 43501 Wayne K. Lemieux Lemieux & O'Neill 2393 Townsgate Road Suite 201 Westlake Village, CA 91361 (805)495-4770		09/21/05			RAW	RAW
DEF 011	Palm Ranch Irrigation District Attorney: 43501 Wayne K. Lemieux Lemieux & O'Neill 2393 Townsgate Road Suite 201 Westlake Village, CA 91361 (805)495-4770		09/21/05			RAW	RAW
DEF 012	Los Angeles County Waterworks District No. 37 Attorney: 131926 Jeffrey V. Dunn Best Best & Krieger LLP Post Office Box 1028 Riverside, CA 92502 (909)686-1450		09/21/05			RAW	RAW
DEF 013	City Of Los Angeles - Department Of Airports Attorney: 152298 Eduardo A. Angeles Los Angeles World Airports 1 World Way P.O. Box 92216 Los Angeles, CA 90009-2216 (310)646-3326		09/21/05			RAW	RAW
DEF 014	Antelope Valley Groundwater Agreement Association (AGWA) Attorney: 203025 Michael T. Fife Hatch & Parent 21 East Carrillo St Santa Barbara, CA 93101 (805)963-7000 166051 Robert J. Saperstein Hatch & Parent 21 East Carrillo St Santa Barbara, CA 93101 (805)963-7000 AKA Eugene B. Nebeker AKA Robert A. Jones AKA Forrest G. Godde AKA Gailen W. Kyle AKA John A. Calandri		09/29/05			RAW	RAW
DEF 015	Los Angeles County Sanitation Districts		09/29/05			RAW	RAW

Attorney: 195990 Christopher M. Sanders  
Ellison Schneider & Harris  
2015 H Street  
Sacramento, CA 95814-3109  
(916)447-2166

RAW RAW

CASE STATUS RECORD

StartDate	EndDate	CSHComments	User ID
09/15/05		Case Filed - OA	LW LW
09/29/05		Served	RAW RAW

# EXHIBIT D

EXHIBIT D

UCS

**FILED**

OCT 27 2005

KIRI TORRE  
Chief Executive Officer/Clerk  
Superior Court of CA County of Santa Clara  
BY  DEPUTY  
**ROWENA WALKER**

SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES

Coordination Proceeding  
Special Title (Rule 1550(b))

Judicial Council Coordination  
Proceeding No. 4408

**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

**CLARIFICATION ORDER**



1 All hearings will be held at the following location:

2 Superior Court of California  
3 County of Los Angeles  
4 Stanley Mosk Courthouse – Department 1, Room 534  
5 111 North Hill Street  
6 Los Angeles, CA 90012

7 The Electronic Filing and Service Order, issued on September 27, 2005, is amended as  
8 follows: all papers filed in the coordinated actions above are to filed in the Los Angeles  
9 County Superior Court, with electronic service and electronic posting to be completed  
10 concurrently through <http://www.sceffiling.org>. The Court will issue the Electronic Posting  
11 Instructions within thirty days from the date of service of this Clarification Order.

12 The Clerk of the Santa Clara County Superior Court shall transmit the originals of all  
13 papers previously filed in Santa Clara County Superior Court to the Los Angeles County  
14 Superior Court. The Clerk of the Los Angeles County Superior Court shall file the documents  
15 *nunc pro tunc* in each included action.

16 The Court of Appeal, Fourth Appellate District, Division Two is designated as the  
17 reviewing court with appellate and writ jurisdiction. (Code of Civ. Proc., §404.2; rule 1505(a)).

18 Every paper filed in a coordinated action must be accompanied by proof of submission  
19 of a copy thereof to the coordination trial judge at the following address:

20 Hon. Jack Komar  
21 Santa Clara County Superior Court  
22 191 North First Street, Department 17C  
23 San Jose, CA 95113


24 Pursuant to rule 1511, a copy of every paper required to be transmitted to the Chair of  
25 the Judicial Council must be sent to the following address:

26 Chair, Judicial Council of California  
27 Administrative Office of the Courts  
28 Attn: Appellate and Trial Court Judicial Services  
(Civil Case Coordination)  
455 Golden Gate Avenue  
San Francisco, CA 94102-3688

1 The Court held a Case Management Conference on September 27, 2005 and ordered  
2 that: Edwards Air Force Base shall be served by October 17, 2005; all other parties are  
3 ordered served by October 27, 2005; all cross-complaints shall be filed by October 27, 2005  
4 and promptly served; the Court will permit parties to reserve service of the cross-complaints  
5 until after the order re electronic filing/service/posting is entered; all demurrers previously filed  
6 in the individual included actions shall be withdrawn and re-filed under the coordinated  
7 caption; for all parties that have already been served with the complaint(s), responsive  
8 pleadings shall be filed and served by October 27, 2005; the hearing date on any demurrers  
9 shall be coordinated by the Complex Civil Litigation Coordinator; a Further Case Management  
10 Conference was set for December 2, 2005 at 10:00 a.m., in Department 1, Room 534 of the Los  
11 Angeles County Superior Court, Stanley Mosk Courthouse, 111 North Hill Street, Los Angeles,  
12 California 90012.

13 Petitioner is directed to serve a copy of this order on (1) all parties to the included  
14 coordinated actions, and (2) to the Clerk of each court for filing in each included action,  
15 pursuant to rule 1540.

16  
17 Dated: OCT 27 2005

  
18 Hon. Jack Komar  
19 Judge of the Superior Court  
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