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(SPACE BELOW FOR FILING STAMP ONLY)

8 Attorneys for White Fence Farms Mutual Water Co. Inc., El Dorado Mutual Water Co., West
9 Side Park Mutual Water Co., Shadow Acres Mutual Water Co., Antelope Park Mutual Water
10 Co., Averydale Mutual Water Co., Sundale Mutual Water Co., Evergreen Mutual Water Co.,
11 Aqua J Mutual Water Co., Bleigh Flat Mutual Water Co., Colorado Mutual Water Co.,
12 Sunnyside Farms Mutual Water Co., Land Projects Mutual Water Co., Tierra Bonita Mutual
13 Water Co. and Landale Mutual Water Co.; **collectively known as A.V. United Mutual Group**

14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 COUNTY OF LOS ANGELES, CENTRAL DISTRICT

16 **ANTELOPE VALLEY**
17 **GROUNDWATER CASES**

18 Included Actions:
19 Los Angeles County Waterworks District
20 No. 40 v. Diamond Farming Co., Superior
21 Court of California, County of Los Angeles,
22 Case No.: BC 325201;
23 Los Angeles County Waterworks District
24 No. 40 v. Diamond Farming Co., Superior
25 Court of California, County of Kern, Case
26 No.: S-1500-CV-254-348;
27 Wm. Bolthouse Farms, Inc. v. City of
28 Lancaster, Diamond Farming Co. v. City of
Lancaster, Diamond Farming Co. v.
Palmdale Water Dist., Superior Court of
California, County of Riverside, Case Nos.:
RIC 353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination Proceeding
No. 4408

Santa Clara Case No. 1-05-CV-049053
Assigned to The Honorable Jack Komar

**A.V. UNITED MUTUAL GROUP'S
CASE MANAGEMENT CONFERENCE
STATEMENT**

DATE: July 21, 2008
TIME: 10:00 a.m.
DEPT: 1

AND RELATED CROSS-ACTIONS.

A.V. United Mutual Group hereby submits its Case Management Conference Statement.

I. JOINDER IN AGWA, ET AL.'S CMC STATEMENT.

A.V. United Mutual Group generally agrees with and joins in the Joint Case Management

1 filed by the AGWA, Diamond Farming Company, Bolthouse Properties, LLC, Wm. Bolthouse
2 Farms, Inc., Richard A., Wood, Service Rock Product Corporation, Sheep Creek Water
3 Company, Inc., and WAGAS Land Company. LLC with the following additions.

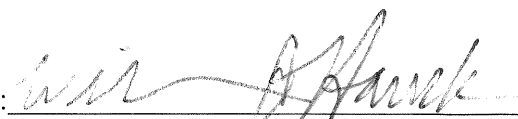
4
5 **II. CLASS DEFINITION.**

6 A.V. United has timely filed its objections to the class definition submitted in Opposition
7 to the Motions for Class Certification. While A.V. United is not completely opposed to the
8 motion, it appears necessary that the class definition be modestly amended as it is over-inclusive
9 and would create confusion among its shareholders. A.V. United Mutual Group proposes that all
10 shareholders of mutual water companies be excluded from the class, not only those who are
11 currently connected to and receive water from the mutual's system, but all other shareholders
12 who have the right to connect but have yet to do so. A.V. United Mutual Group proposes the
13 following class definition for the Wood class:

14
15 “All private (i.e. non-governmental) persons and entities that own real property
16 within the basin, as adjudicated and that have been pumping on their property
17 within the five year period preceding the filing of this action. The Class excludes
18 the defendants herein, any person, firm, trust, corporation, or other entity in which
19 any defendant has a controlling interest or which is related with any of the
20 defendants, and the representatives, heirs, affiliates, successors-in-interest or
21 assigns of any such excluded party. *The Class also excludes shareholders of
22 mutual water companies and all persons and entities to the extent their
23 properties are connected to a municipal water system or public utility from
24 which they receive water service*, as well as all property pumping 25 acre-feet per
25 year or more on an average annual basis during the class period.”

26 Dated: July 17, 2008

27 **COVINGTON & CROWE, LLP**

28
By: 
ROBERT E. DOUGHERTY
WILLIAM A. HAUCK
Attorneys for Cross-Defendants and Cross-
Complainants A.V. United Mutual Group

1
2 **PROOF OF SERVICE**

3 STATE OF CALIFORNIA, COUNTY OF SAN BERNARDINO

4 I am employed in the County of San Bernardino, State of California. I am over the
5 age of 18 and not a party to the within action; my business address is Covington & Crowe,
6 LLP, 1131 West Sixth Street, Suite 300, Ontario, California 91762.

7 On **July 17, 2008**, I served the foregoing document described as **A.V. UNITED
8 MUTUAL GROUP'S CASE MANAGEMENT CONFERENCE STATEMENT**
9 on the interested parties in this action:

10 by posting the document listed above to the Santa Clara County Superior Court e-
11 filing website under the Antelope Valley Groundwater matter pursuant to the
12 Court's Order dated October 27, 2005.

13 by placing the original a true copy thereof enclosed in a sealed envelope
14 addressed as follows:

15 **BY MAIL**

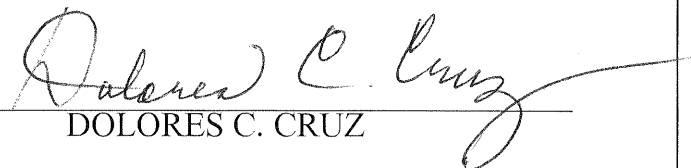
16 * I deposited such envelope in the mail at Ontario, California. The envelope
17 was mailed with postage thereon fully prepaid.

18 As follows: I am "readily familiar" with the firm's practice of collection and
19 processing correspondence for mailing. Under that practice it would be deposited with
20 U.S. Postal Service on that same day with postage thereon fully prepaid at Ontario,
21 California, in the ordinary course of business. I am aware that on motion of the party
22 served, service is presumed invalid if postal cancellation date or postage meter date is
23 more than one day after date of deposit for mailing in affidavit.

24 **BY PERSONAL SERVICE** I delivered such envelope by hand to the offices of
25 the addressee.

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

28 Executed on **July 17, 2008**, at Ontario, California.

29 
30 DOLORES C. CRUZ