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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

9 **COUNTY OF SANTA CLARA**

10 **ANTELOPE VALLEY GROUNDWATER**
11 **CASES:**

12 Included Actions:

13 Los Angeles County Waterworks District No.
40 v. Diamond Farming Co.
Superior Court of California
14 County of Los Angeles, Case No. BC325201

15 Los Angeles County Waterworks District No.
40 v. Diamond Farming Co.
Superior Court of California
16 County of Kern, Case No. S-1500-CV-254-
17 348

18 Wm. Bolthouse Farms, Inc. v. City of
Lancaster
19 Diamond Farming Co. v. City of Lancaster
Diamond Farming Co. v. Palmdale Water Dist.
20 Superior Court of California
County of Riverside, consolidated actions
21 Case Nos. RIC 353840, RIC 344436,
RIC 344668
22

Judicial Council Coordination
Proceeding No. 4408

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

**CROSS-DEFENDANT ANAVERDE
LLC'S CASE MANAGEMENT
STATEMENT**

Date: February 27, 2009

Time: 10:30 a.m.

Location: Santa Clara Superior Court

Department: 17C (telephonic)

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Cross-Defendant Anaverde LLC (“Anaverde”) hereby submits the following Case Management Statement regarding Anaverde’s previous request for a court-appointed mediator.

Since the last case management conference, counsel met to discuss issues related to the effective management and production of discovery and evidence relevant to the next phase of trial. Because Anaverde’s issues are unique to this case, it would be willing to then submit its evidence to a court-appointed mediator in hopes that the parties could reach agreement on the appropriate management of its basin. Though there have been preliminary settlement discussions, the number of parties involved in this case makes it extremely difficult to reach any closure without the assistance of a third-party.

DATED: February 23, 2009

Respectfully submitted,

MALISSA HATHAWAY McKEITH
JOSEPH SALAZAR, JR.
KIMBERLY A. HUANGFU
LEWIS BRISBOIS BISGAARD & SMITH LLP

By: /s/ _____
KIMBERLY A. HUANGFU
Attorneys for ANAVERDE LLC

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PROOF OF SERVICE

I declare that:

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012.

On February 23, 2009, I served **CROSS-DEFENDANT ANAVERDE LLC'S CASE MANAGEMENT STATEMENT** by posting the document(s) to the Santa Clara Superior Court website in regard to the Antelope Valley Groundwater matter.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct, executed on February 23, 2009.

/s/
Maritza Estrada