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Exempt from Filing Fee Pursuant
to Gov't. Code § 6103

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10 Attorneys for Cross-Defendant/Cross-Complainants,
ANTELOPE VALLEY EAST – KERN WATER AGENCY

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA

13 FOR THE COUNTY OF LOS ANGELES

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

15 ANTELOPE VALLEY
16 GROUNDWATER CASES

17 Including **Consolidated** Actions:

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

20 Los Angeles County Waterworks District No.
21 40 v. Diamond Farming Co.
Superior Court of California, County of Kern,
22 Case No. S-1500-CV-254-348

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

27 AND RELATED ACTIONS.
28

Judicial Council Coordination Proceeding No. 4408
Santa Clara Case No. 1-05-CV-049053
Assigned to the Honorable Jack Komar
Department 17C

**[PROPOSED] ORDER GRANTING AVEK'S
MOTION TO DISQUALIFY BEST BEST &
KRIEGER AS LEGAL COUNSEL IN
ANTELOPE VALLEY GROUNDWATER
CASES**

DATE: October 18, 2016
TIME: 10:00 a.m.
DEPT: Room 200
Stanley Mosk Courthouse
Los Angeles, California

Judge: Hon. Jack Komar
Complaint Filed: 9/22/2005
Trial Date:

1 The motion of Antelope Valley East – Kern Water Agency (“AVEK”) seeking an order
2 disqualifying Best Best & Krieger (“BB&K”) and its attorneys from representing or providing any legal
3 assistance to the Los Angeles County Water Works District No. 40 (“District 40”), and/or any other
4 party or potential party, in this coordinated proceeding titled Antelope Valley Groundwater (“AVG”)
5 cases, Santa Clara Superior Court Case No. 1-05-CV-049053, JCCP No. 4880 (“Action”) came on
6 regularly noticed motion for hearing on October 18, 2016 at 10:00 a.m., in Room 222 of the Los
7 Angeles County Superior Court. James J. Banks of Banks & Watson in Sacramento, California,
8 appeared on behalf of the moving party, AVEK. Wendy Wen Yun Chang of Hinshaw & Culbertson,
9 LLP, in Los Angeles, California, appeared on behalf of Best, Best & Kreiger.

10 Having read and considered the moving papers and all exhibits filed therewith, and all papers in
11 opposition thereto, and having heard the oral arguments of the parties, and good cause appearing
12 therefore, this court finds BB&K violated its duties and obligations pursuant to California Rules of
13 Professional Conduct, rule 3-310(C) by concurrently representing parties with adverse interests in
14 connection with the AVG cases. Consequently, AVEK’s motion is hereby GRANTED.

15 IT IS ORDERED, ADJUDGED AND DECREED that Best, Best & Kreiger and its attorneys are
16 disqualified from representing or providing any legal assistance to District 40, and/or any other party or
17 potential party, in the Antelope Valley Groundwater cases.

18 IT IS SO ORDERED.

19
20 DATED: _____

21 JACK KOMAR (Ret.)
22 JUDGE OF THE SUPERIOR COURT
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1 **BANKS & WATSON**
2 **CASE NAME: ANTELOPE VALLEY GROUNDWATER CASES**
3 **COURT: Santa Clara County Superior Court**
4 **CASE NO: CGC-13-533134 (JCCP No. 4408)**

4 **PROOF OF SERVICE**

5 STATE OF CALIFORNIA)
6 COUNTY OF SACRAMENTO) ss.

7 At the time of service, I was over 18 years of age and not a party to this action. My business
8 address is 901 F Street, Suite 200, Sacramento, California 95814. My electronic address is jyoshida@bw-
9 firm.com.


9 On August 17, 2016, I served the within copy of:

10 **[PROPOSED] ORDER GRANTING AVEK'S MOTION TO DISQUALIFY BEST BEST &**
11 **KRIEGER AS LEGAL COUNSEL IN ANTELOPE VALLEY GROUNDWATER CASES**

12 on the interested parties in this action served in the following manner:

13 (✓) **BY ELECTRONIC FILING** – I caused the document(s) listed above to be transmitted *via*
14 Odyssey File & Serve to all parties appearing on the electronic services list for the Antelope
15 Valley Groundwater matter; proof of electronic filing through Odyssey File & Serve is then
16 printed and maintained in our office. Electronic service is complete at the time of transmission.

17 I declare under penalty of perjury under the laws of the State of California that the foregoing is
18 true and correct. Executed on August 17, 2016, at Sacramento, California.

17 
18 _____
19 Janna Yoshida