

**SUPERIOR COURT OF CALIFORNIA  
COUNTY OF LOS ANGELES**

Coordination Proceeding  
Special Title (Rule 1550(b))

**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

Judicial Council Coordination  
Proceeding No. 4408

For Court's Use Only:  
Santa Clara County Case No.  
1-05-CV-049053  
(for E-Posting/E-Service  
Purposes Only)

Date/Time: Tuesday, November 25, 2008 (10:30 AM)

Location: Santa Clara County Superior Court  
191 North First Street, Department 17  
San Jose, CA 95113

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

Rowena Walker, Clerk  
Janel Karrle, Deputy

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MINUTE ORDER AFTER: **FURTHER CASE MANAGEMENT CONFERENCE**

**APPEARANCES (VIA COURTCALL): SEE ATTACHED LIST**

**APPEARANCES (IN PERSON):** Michael McLachlan (Wood Class), Ralph Kalfayan (Willis Class), Jeffrey Dunn (LACWD No. 14 and 20), Mark Barron (US DOJ), Richard Zimmer (Bolthouse Properties, LLC and William Bolthouse Farms, Inc.), and Christopher Sanders (LACWD No. 14 and 20).

Roll call taken and confirmed by the Court.

**ISSUE: EX PARTE APPLICATION BY LACWD NO. 14 AND 20 FOR ORDER FOR PUBLICATION**

The Unopposed Ex Parte Application submitted by LACWD No. 14 and 20 for Order for Publication was reviewed and granted; the Order was signed by the Court and posted online today.

**ISSUE: NOTICES TO THE CLASS**

The Court determined that two forms of notices to the class shall be prepared for each of the following: Wood Class and Willis Class. **Wood Class**: The proposed form of notice for the Wood Class shall be submitted to the Court no later than December 15, 2008; opt-out deadline and mailing of notice shall occur within 60 days thereafter. **Willis Class**: The proposed form of notice for the Willis class shall be submitted to the Court no later than December 31, 2008; opt-out deadline and mailing of notice shall occur within 60 days thereafter.

With the Court's recommendation, the parties have agreed to publish both notices in the Antelope Valley local newspapers. Counsel shall submit a list of newspapers and a proposed order to the Court as soon as possible.

**ISSUE: FUTURE PHASES OF TRIAL**

The Court discussed future phases of trial. Phase 1 (determination of geographical jurisdictional limits) and Phase 2 (hydrologic nature of Antelope Valley) have concluded. The Court proposes that Phase 3 of the trial shall be for the determination of safe yield and overdraft. Dates for further phases of trial shall be addressed by the Court at the next case management conference set for January 9, 2009.

**ISSUE: DISCOVERY AND OPERATIVE PLEADINGS**

The issue of discovery and a discovery document depository was addressed by the parties; parties shall continue to meet and confer on said discovery issues.

The Court advised counsel that it is in the process of preparing a table that summarizes the pleadings in this coordinated action; all counsel will be provided with a copy of said table upon completion.

**ISSUE: REPRESENTATION FOR THE LANDOWNERS**

Counsel requested guidance from the Court regarding the handling of discovery issues for

the landowners and suggested the set-up of a liaison structure. The Court requests specific proposals from counsel as to how to proceed and will re-address this issue at the next case management conference on January 9, 2009.

**ISSUE: FUTURE DATES SET AND FURTHER ISSUES TO BE DISCUSSED**

A Further Case Management Conference is set for **Friday, January 9, 2009 at 1:30 PM in Department 1, Los Angeles County Superior Court**. Updated Case Management Statements shall be filed and electronically posted no later than January 2, 2009.

The Court requests written briefs on the issue of right to a jury trial; said issue to be addressed by the Court at the next case management conference.

**ATTACHMENTS TO THIS MINUTE ORDER: CourtCall List.**

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**PARTIES/ATTORNEYS OF RECORD: See CourtCall List.**

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