

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

<p>Coordination Proceeding Special Title (Rule 1550(b))</p> <p>ANTELOPE VALLEY GROUNDWATER CASES</p> <p>Included <u>CONSOLIDATED</u> 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>Willis v. Los Angeles County Waterworks District No. 40 Superior Court of California, County of Los Angeles, Case No. BC 364 553</p> <p>Wood v. Los Angeles County Waterworks District No. 40 Superior Court of California, County of Los Angeles, Case No. BC 391869</p>	<p>Judicial Council Coordination Proceeding No. 4408</p> <p>Los Angeles County Superior Court Lead Case No. BC 325 201</p> <p>For Court's Use Only: Santa Clara County Case No. 1-05-CV-049053 (for E-Posting/E-Service Purposes Only)</p>
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Date/Time: Thursday, July 29, 2010 (9:00 a.m.)

Department 12

Location: Santa Clara County Superior Court

191 N. 1st Street
San Jose, CA 95113

Present: Hon. Jack Komar, Judge

Rowena Walker, Clerk

*Antelope Valley Groundwater Cases (JCCP 4408)
Los Angeles County Superior Court, Case No. BC 325 201
Thursday, July 29, 2010 (9:00 a.m.) / Hon. Jack Komar*

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MINUTE ORDER RE:

Ex Parte Application of "Moving Principals" CITY OF LANCASTER, PALMDALE WATER DISTRICT, THE WOODS CLASS, BOLTHOUSE PROPERTIES, TEJON RANCHCORP, PHELEN PIÑON HILL COMMUNITY SERVICES DISTRICT, A.V. UNITED MUTUAL GROUP, SERVICE ROCK PRODUCTS, L.P., SHEEP CREEK WATER COMPANY, ANTELOPE VALLEY WATER STORAGE, LLC, WDS CALIFORNIA II, LLC, U.S. BORAX INC., GRIMMWAY FARMS (DIAMOND FARMING COMPANY, CRYSTAL ORGANIC FARMS, GRIMMWAY ENTERPRISES, INC. and LAPIS LAND COMPANY LLC), WAGAS LAND COMPANY LLC, and the ANTELOPE VALLEY GROUNDWATER AGREEMENT ASSOCIATION to Continue Phase II Trial, currently set for September 17, 2010, including all pretrial dates, including depositions (filed by Atty Douglas J. Evertz) AND Joinder by Gertrude J. Van Dam, Delmar D. Van Dam, Craig Van Dam and Gary Van Dam (filed by Atty Scott K. Kuney) AND Request by QUART HILL WATER DISTRICT to Continue Phase II Trial (filed by Atty Bradley T. Weeks)

The Court, having considered the Motion for a Continuance made and joined by numerous parties, the opposition thereto, and the arguments of counsel, and good cause appearing, the Phase Three Trial is continued from September 27, 2010 to **January 4, 2011 at 9:00 a.m. in Department 1, Los Angeles County Superior Court**. The previously ordered time for disclosures in compliance with CCP 2034.210 remains as ordered: July 15, 2010 for initial disclosures and supplemental disclosures and exchange of information no later than July 29, 2010. Expert Depositions must commence by September 20, 2010 (previously July 29, 2010). Motions in limine must be filed no later than December 10, 2010 and oppositions thereto no later than December 17, 2010. All other provisions of the Trial Setting Order signed by the court on March 22, 2010 and May 25, 2010 not inconsistent with this order remain as previously ordered. The court does not expect to hear further motions for continuance of the trial in this matter.

Motion by the FEDERAL DEFENDANTS to Amend Dr. June Oberdorfer's July 2010 Expert Disclosure Report, filed July 15, 2010 (filed by Atty R. Lee Leininger)

There being no objection, the request of the Federal Government to amend the July 2010 Dr. June Oberdorfer Expert Disclosure Declaration is granted. The Order is now signed and entered; the Clerk will provide electronic posting of the Order.

Ex Parte Communication from Assembly Man Steve Knight

On July 28, 2010, the Court received, by fax, a letter from Assemblyman Steve Knight (attached). The Court advised the parties that said letter is ex parte communication and shall be disregarded by the Court. The letter shall be posted by the Court for all parties to view.

LACWD 40's Objection and Request to Strike the Submission of "WALDO ACCORD" and Related Documents (filed by Atty Jeffrey Dunn)

This matter was argued and heard. The objection is overruled; the motion to strike the Waldo Accord is denied.

Further Case Management Conference

Pre-Trial dates and deadlines are reset as indicated below. Attorney William Kuhs will coordinate certain pre-trial dates and deadlines based on the new trial date of January 4, 2011 for Phase 3 Trial, and shall post a proposed Order Resetting Pre-Trial Dates and Deadlines no later than August 9, 2010.

Description	Previously	Reset To
Deadline for initial Disclosures	July 15, 2010	Unchanged (July 15, 2010)
Deadline for Rebuttal Disclosures	July 29, 2010	Unchanged (July 29, 2010)
Commencement of Expert Depositions	July 29, 2010	Reset to September 20, 2010
Conclusion of Expert Depositions	September 13, 2010	Not set at this time
Last day to file motions in limine and trial briefs	September 15, 2010	December 10, 2010
Last day to file oppositions to motions in limine	September 24, 2010	December 17, 2010
Phase 3 Trial All discovery shall be completed 30 days before trial. All motions shall be heard no later than 15 days before trial.	September 27, 2010	January 4, 2011

A Further Case Management Conference is set for **September 1, 2010** at 9:00 a.m., location to be determined by the Court. Updated Case Management Conference Statements shall be submitted by noon on August 30, 2010. The court will hear from counsel on the status of settlement negotiations without disclosing confidential mediation statements.

This matter was reported by Cathy Jamello, CSR. Transcripts may be obtained by calling (408) 882-2185.

PARTIES/ATTORNEYS OF RECORD: See attached roll call sheet.