

1 ERIC N. ROBINSON, State Bar No. 191781
erobinson@kmtg.com
 2 STANLEY C. POWELL, State Bar No. 254057
spowell@kmtg.com
 3 JENIFFER N. RYAN, State Bar No. 311492
jryan@kmtg.com
 4 KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
 A Professional Corporation
 5 1331 Garden Highway, 2nd Floor
 Sacramento, California 95833
 6 Telephone: (916) 321-4500
 Facsimile: (916) 321-4555
 7
 8 MICHAEL N. FEUER, State Bar No. 111529
 Los Angeles City Attorney
 JOSEPH BRAJEVICH, General Counsel, Water and Power
 9 BRIAN C. OSTLER, General Counsel, Los Angeles World Airports
 Attorneys for CITY OF LOS ANGELES and
 10 LOS ANGELES WORLD AIRPORTS
 11 Attorneys for City of Los Angeles and Los
 Angeles World Airports
 12

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
 14 **COUNTY OF LOS ANGELES**
 15

16 Coordination Proceeding
 17 ANTELOPE VALLEY GROUNDWATER
 CASES,
 18

 Los Angeles County Waterworks District No.
 19 40 v. Diamond Farming Co.
 20 Los Angeles County Waterworks District No.
 40 v. Diamond Farming Co.
 21 Wm Bolthouse Farms, Inc. v. City of
 22 Lancaster
 23 Diamond Farming Co. v. City of Lancaster
 24 Diamond Farming Co. v. Palmdale Water
 District,
 25

 26 AND RELATED ACTIONS
 27
 28

Judicial Council Coordination
 Proceeding No. 4408

**STIPULATION REGARDING
 ZAMRZLAS' HEARING, DISCOVERY
 AND BRIEFING SCHEDULE;
~~[PROPOSED]~~ ORDER**

 The Hon. Jack Komar, Dept. 17
 Santa Clara Case No. 105 CV 049053

 Riverside County Superior Court
 Lead Case No. RIC 344436
 Case No. RIC 344668
 Case No. RIC 353840
 Los Angeles Superior Court Case
 No. BC 325201
 Kern County Superior Court Case
 No. S-1500-CV-254348

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STIPULATION

The City of Los Angeles (Los Angeles World Airports), Grimmway Enterprises, Palmdale Water District, County Sanitation Districts of Los Angeles County Nos. 14 and 20 (collectively, "Settling Parties"), Antelope Valley Watermaster, and Johnny Zamrzla, Pamella Zamrzla, Johnny Lee Zamrzla and Jeanette Zamrzla ("Zamrzlas"), by and through their respective attorneys of record (individually, "Party" and collectively, "Parties"), stipulate and agree as follows:

RECITALS

A. The Court granted the Settling Parties' ex parte application to continue the May 3, 2022, hearing on the Zamrzlas' Motions to Set Aside or Modify the Judgment ("Motions") to 9 a.m. on August 9, 2022.

B. The Court directed the Parties to meet and confer and to inform the Court of the outcome of their meet-and-confer efforts on the following: (1) hearing date and length; (2) venue; (3) discovery and briefing deadlines; and (4) court reporter.

C. The Parties met and conferred on the issues designated by the Court and reached agreement as set forth herein.

IT IS HEREBY STIPULATED AND AGREED THAT:

1. **Hearing Date and Venue.** The original August 9, 2022, hearing date on the Motions is vacated and rescheduled to start at 9 a.m. on Tuesday, August 23, 2022. The hearing is estimated to last two days and will take place in Department 17 of the Santa Clara County Superior Court located at 161 North First Street, San Jose, California 95113.

2. **Scope.** The scope of issues for discovery and to be tried at the hearing will be limited to whether the Zamrzlas are bound by the Judgement and Physical Solution entered on December 28, 2015, as raised by the Zamrzlas' motions. The Zamrzlas' claims to production rights are deferred to a later hearing.

3. **Deadlines.** Based on an August 23, 2022, hearing date on the Motions:
a. Opposition briefs shall be filed and served by the Settling Parties and Watermaster on or before Friday, August 5, 2022.
b. Reply briefs shall be filed and served by the Zamrzlas on or before Monday,

1 August 15, 2022.

2 4. **Briefing and Page Limits.** The Settling Parties may file one opposition of 30 pages
3 or less. The Zamrzlas may file one reply to the Settling Parties' opposition of 20 pages or less. The
4 Watermaster may file separate briefing responding to the Zamrzlas' claims within statutory page
5 limits. The Zamrzlas may file a reply to the Watermaster's oppositions within statutory page limits.

6 5. **Discovery.**

7 a. The Parties are permitted to conduct discovery as to any other party, per the
8 Code of Civil Procedure and subject to the terms of this Stipulation.

9 b. Scope of Discovery. Discovery is limited to the scope of the issues to be
10 addressed at the August 23, 2022 hearing, as described above in Section 2.

11 c. Discovery cutoff. Based on an August 23, 2022, hearing date on the Motions
12 and Code of Civil Procedure, the discovery cutoff will be on Monday, July 25, 2022.

13 d. Depositions. The Parties agree to review and to provide signed deposition
14 transcripts within 10 days from receipt. Depositions of the Zamrzlas will take place in Sacramento,
15 California, unless otherwise agreed by the Parties.

16 e. Written discovery. The Parties agree to shorten the time for written discovery
17 responses to 20 days from service of discovery requests.

18 f. Disputes. If there are any discovery disputes that the Parties cannot settle
19 among themselves, the Parties will ask the Court's clerk to schedule a teleconference with the Court
20 to resolve the dispute informally.

21 g. Extending discovery and merits briefing and hearing schedule. If any party
22 determines more time is needed for discovery, that party shall file with the Court a written request
23 for an extension showing good cause.

24 6. **Experts.** Electronic exchange of expert disclosures shall be made by 5:00 p.m. on
25 Monday, June 20, 2022. Electronic exchange of rebuttal experts shall be made by 5:00 p.m. on
26 Monday, July 11, 2022. Any expert testimony or document shall be limited to the issues set for the
27 August 23, 2022, hearing, as described in Section 2, above. Expert disclosures will be made
28 according to the California Code of Civil Procedure. Expert depositions can be conducted on 7 days

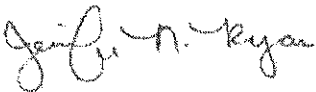
1 electronic notice. Expert deposition transcript review and signature must be completed within 10
2 days of receipt.

3 7. **Court Reporter.** The Parties will provide for a court reporter for the hearing, and
4 will equally share the cost among the Settling Parties (1/3), Watermaster (1/3) and the Zamrzlas
5 (1/3). If any additional party decides to separately oppose the Zamrzlas' Motions, the cost will be
6 further divided equally among the Parties and any additional party.

7
8 DATED: May 13, 2022

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation

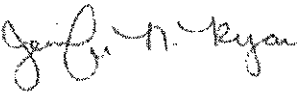
9
10
11

By:  For
Eric N. Robinson
Jenifer N. Ryan
Attorneys for CITY OF LOS ANGELES and
LOS ANGELES WORLD AIRPORTS

12
13
14 DATED: May 13, 2022

LEBEAU THELEN LLP

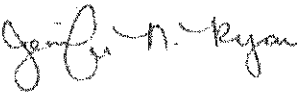
15
16

By:  For
Robert G. Kuhs
Attorneys for GRIMMWAY ENTERPRISES

17
18
19 DATED: May 13, 2022

LAGERLOF, LLP

20
21

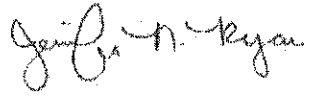
By:  For
Thomas S. Bunn
Attorneys for PALMDALE WATER DISTRICT

22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

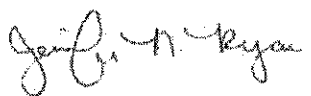
DATED: May 13, 2022

ELLISON, SCHEIDER, HARRIS & DONLAN LLP

By:  For
Christopher M. Sanders
Attorneys for COUNTY SANITATION
DISTRICTS OF LOS ANGELES COUNTY NOS.
14 AND 20

DATED: May 13, 2022

PRICE, POSTEL & PARMA LLP

By:  For
Craig Parton
Attorneys for ANTELOPE VALLEY
WATERMASTER

DATED: May ____, 2022

MATHIENY SEARS LINKERT & JAIME, LLP

By: _____
Nicholas R. Shepard
Attorneys for JOHNNY ZAMRZLA, PAMELLA
ZAMRZLA, JOHNNY LEE ZAMRZLA AND
JEANETTE ZAMRZLA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: May __, 2022

ELLISON, SCHNEIDER, HARRIS & DONLAN LLP

By: _____
Christopher M. Sanders
Attorneys for COUNTY SANITATION
DISTRICTS OF LOS ANGELES COUNTY NOS.
14 AND 20


DATED: May __, 2022

PRICE, POSTEL & PARMA LLP

By: _____
Craig Parton
Attorneys for ANTELOPE VALLEY
WATERMASTER

DATED: May 13, 2022

MATHIENY SEARS LINKERT & JAIME, LLP

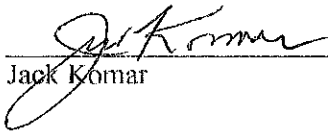
By:  _____
Nicholas R. Shepard
Attorneys for JOHNNY ZAMRZLA, PAMELLA
ZAMRZLA, JOHNNY LEE ZAMRZLA AND
JEANETTE ZAMRZLA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

The Court having read the foregoing Stipulation, and good cause appearing, **IT IS SO ORDERED.**

DATED: May 14, 2022



Jack Komar