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## SUPERIOR COURT OF THE STATE OF CALIFORNIA

## FOR THE COUNTY OF LOS ANGELES

**Judicial Council Coordination Proceeding** 

**GROUNDWATER CASES** 18 No. 4408 **Included Actions:** 19 Santa Clara Case No. 1-05-CV-049053 Assigned to The Honorable Jack Komar Los Angeles County Waterworks District No. 20 40 v. Diamond Farming Co. Superior Court of TRIAL SETTING CONFERENCE 21 California County of Los Angeles, Case No. BC **STATEMENT** 325 201 Los Angeles County Waterworks 22 District No. 40 v. Diamond Farming Co. **Date: October 12, 2012** Superior Court of California, County of Kern. 23 Time: 9:00 a.m. Case No. S-1500-CV-254-348 Wm. Bolthouse Dept.: 1 24 Farms, Inc. v. City of Lancaster Diamond Farming Co. v. City of Lancaster Diamond 25 Farming Co. v. Palmdale Water Dist. Superior Court of California, County of Riverside, 26 consolidated actions, Case No. RIC 353 840, RIC 344 436, RIC 344 668 27

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The Antelope Valley Groundwater Agreement Association ("AGWA") hereby joins in the case management statement filed by the United States.

If the Court chooses not to follow the recommendation by the United States, then AGWA recommends that the subject matter of the February trial should be technical issues associated with the return flows from imported water. Such issues would include the amount of return flows and whether such return flows have augmented the water supply of the Basin in light of the associated water quality issues. This trial will involve discrete technical issues left unresolved by Phase III that have been a major sticking point in the settlement discussions. It will be possible to accomplish this trial within the two weeks currently scheduled in February, and with the short time period for discovery between now and February. In fact, this may be the only trial subject matter that is possible to accomplish within the current time parameters.

Dated: October 8, 2012 BROWNSTEIN HYATT FARBER SCHRECK, LLP

MICHAEL T. FIFE

BRADLEY J. HERREMA ATTORNEYS FOR AGWA

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