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8 Attorneys for Defendants and/or Cross-Complainants  
9 LITTLEROCK CREEK IRRIGATION DISTRICT, PALM RANCH IRRIGATION DISTRICT,  
10 NORTH EDWARDS WATER DISTRICT, DESERT LAKE COMMUNITY SERVICES DISTRICT,  
11 LLANO DEL RIO WATER CO., LLANO MUTUAL WATER CO., BIG ROCK MUTUAL WATER  
12 CO.

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **IN AND FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

15 Coordinated Proceeding  
16 Special Title (Rule 1550(b))

**Judicial Council Coordination No. 4408**

17 ANTELOPE VALLEY GROUNDWATER  
18 CASES

Santa Clara Case No. 1-05-CV-049053  
Assigned to the Honorable Jack Komar – Dept. 12

19 Included Actions:

**STIPULATION AND [PROPOSED]  
AMENDED ORDER RE: MOTION FOR AN  
ORDER AUTHORIZING COURT-  
APPOINTED EXPERT WORK**

20 Los Angeles County Waterworks District No. 40  
21 v. Diamond Farming Co. Los Angeles County  
22 Superior Court Case No. BC 325201;

23 Los Angeles County Waterworks District No. 40  
24 v. Diamond Farming Co., Kern County Superior  
25 Court, Case No. S-1500-CV-234348;

26 Wm. Bolthouse Farms, Inc. v. City of Lancaster  
27 Diamond Farming Co. v. City of Lancaster v.  
28 Palmdale Water District, Riverside County  
Superior Court, Consolidated Actions, Case Nos.  
RIC 353840, RIC 344436, RIC 344668

AND RELATED CROSS-ACTIONS

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 Rosamond Community Services District, Los Angeles County Waterworks District No. 40,  
3 Littlerock Creek Irrigation District, Palm Ranch Irrigation District, North Edwards Water District, Desert  
4 Lake Community Services District, California Water Service Company, Quartz Hill Water District, the  
5 Palmdale Water District, and Phelan Pinon Hills Community Services District (collectively "Stipulating  
6 Parties") stipulate to amend the December 11, 2012, the court entered the Order Re: Motion for an Order  
7 Authorizing Court Appointed Expert Work and therefore submit this stipulation and proposed order.  
8 Stipulating parties stipulate to amend the court's above-referenced order to reallocate the court-appointed  
9 expert costs by and among the Stipulating Parties as follows:

10 Los Angeles County Waterworks District 40: 53.61%

11 Palmdale Water District: 25.52%

12 Littlerock Creek Irrigation District: 1.15%

13 Phelan Pinon Hills CSD: 6.56%

14 Quartz Hill Water District: 5.40%

15 Rosamond Community Service District: 4.34%

16 Palm Ranch Irrigation District: 1.64%

17 Desert Lake Community Services Dist.: 0.23%

18 California Water Service Company: 1.33%

19 North Edwards Water District: 0.22%

20 The Stipulating Parties submit the attached [Proposed] Amended Order Re: Motion for an Order  
21 Authorizing Court-appointed Expert Work for Court approval.

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24 //

1 DATED: August 23, 2013

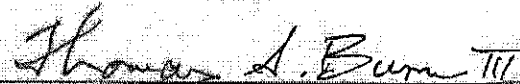
LEMIEUX & O'NEILL

2 By: 

3 W. Keith Lemieux  
4 Christine Carson ✓  
5 Attorneys for Littlerock Creek Irrigation District, Palm Ranch  
Irrigation District, North Edwards Water District And Desert Lake  
Community Services District

6 DATED: August 23, 2013

LAGERLOF, SENEAL, GOSNEY & KRUSE

7 By: 

8 Thomas S. Bunn III  
9 Attorneys for Palmdale Water District

10 DATED: August \_\_, 2013

BEST BEST & KRIEGER

11 By: \_\_\_\_\_

12 Jeffrey V. Dunn  
13 Eric L. Garner  
14 Stefanie D. Hedlund  
Attorneys for Los Angeles County Waterworks District No. 40

15 DATED: August \_\_, 2013

MURPHY & EVERTZ

16 By: \_\_\_\_\_

17 Douglas J. Evertz  
18 Attorneys for City of Lancaster and Rosamond Community  
Services District

19 DATED: August \_\_, 2013

ALESHIRE & WYNDER

20 By: \_\_\_\_\_

21 Wesley Miliband  
22 Attorneys for Phelan Pinon Hills Community Services District  
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DATED: August \_\_, 2013

LEMIEUX & O'NEILL

By: \_\_\_\_\_  
W. Keith Lemieux  
Christine Carson  
Attorneys for Littlerock Creek Irrigation District, Palm Ranch  
Irrigation District, North Edwards Water District And Desert Lake  
Community Services District

DATED: August \_\_, 2013

LAGERLOF, SENEAL, BRADLEY, GOSNEY & KRUSE

By: \_\_\_\_\_  
Thomas Bunn, III  
Attorneys for Palmdale Water District

DATED: August \_\_, 2013

BEST BEST & KRIEGER

By: Jeffrey Dunn /w.w.  
Jeffrey V. Dunn  
Eric L. Garner  
Stefanie D. Hedlund  
Attorneys for Los Angeles County Waterworks District No. 40

DATED: August \_\_, 2013

MURPHY & EVERTZ

By: \_\_\_\_\_  
Douglas J. Evertz  
Attorneys for City of Lancaster and Rosamond Community  
Services District

DATED: August \_\_, 2013

ALESHIRE & WYNDER

By: \_\_\_\_\_  
Wesley Miliband  
Attorneys for Phelan Pinon Hills Community Services District

1 DATED: August \_\_\_\_, 2013

LEMIEUX & O'NEILL

2 By: \_\_\_\_\_

3 W. Keith Lemieux

4 Christine Carson

5 Attorneys for Littlerock Creek Irrigation District, Palm Ranch  
Irrigation District, North Edwards Water District And Desert Lake  
Community Services District

6 DATED: August \_\_\_\_, 2013

LAGERLOF, SENECAL, BRADLEY, GOSNEY & KRUSE

7 By: \_\_\_\_\_

8 Thomas Bunn, III

9 Attorneys for Palmdale Water District

10 DATED: August \_\_\_\_, 2013

BEST BEST & KRIEGER

11 By: \_\_\_\_\_

12 Jeffrey V. Dunn

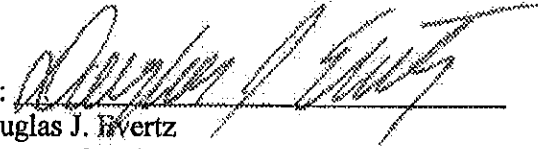
13 Eric L. Garner

14 Stefanie D. Hedlund

Attorneys for Los Angeles County Waterworks District No. 40

15 DATED: August 22, 2013

MURPHY & EVERTZ

16 By:  \_\_\_\_\_

17 Douglas J. Evertz

18 Attorneys for City of Lancaster and Rosamond Community  
Services District

19 DATED: August \_\_\_\_, 2013

ALESHIRE & WYNDER

20 By: \_\_\_\_\_

21 Wesley Miliband

22 Attorneys for Phelan Pinon Hills Community Services District

1 DATED: August \_\_\_, 2013

LEMIEUX & O'NEILL

2 By: \_\_\_\_\_

3 W. Keith Lemieux

4 Christine Carson

5 Attorneys for Littlerock Creek Irrigation District, Palm Ranch  
Irrigation District, North Edwards Water District And Desert Lake  
Community Services District

6 DATED: August \_\_\_, 2013

LAGERLOF, SENEAL, BRADLEY, GOSNEY & KRUSE

7 By: \_\_\_\_\_

8 Thomas Bunn, III

9 Attorneys for Palmdale Water District

10 DATED: August \_\_\_, 2013

BEST BEST & KRIEGER

11 By: \_\_\_\_\_

12 Jeffrey V. Dunn

13 Eric L. Garner

14 Stefanie D. Hedlund

Attorneys for Los Angeles County Waterworks District No. 40

15 DATED: August \_\_\_, 2013

MURPHY & EVERTZ

16 By: \_\_\_\_\_

17 Douglas J. Evertz

18 Attorneys for City of Lancaster and Rosamond Community  
Services District

19 DATED: August 28, 2013

ALESHIRE & WYNDER

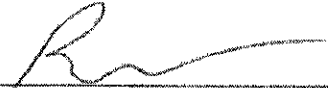
20 By:  /s/ Wesley Miliband

21 Wesley Miliband

22 Attorneys for Phelan Pinon Hills Community Services District

1 August 29, 2013

CHARLTON WEEKS

2  
3 By   
4 BRADLEY T. WEEKS  
5 Attorneys for Cross-Defendant  
6 Quartz Hill Water District

7 August \_\_, 2013

CALIFORNIA WATER SERVICE COMPANY

8  
9 By \_\_\_\_\_  
10 JOHN TOOTLE  
11 Attorneys for Cross-Defendant  
12 CALIFORNIA WATER SERVICE COMPANY  
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1 August \_\_, 2013

CHARLTON WEEKS

2

By \_\_\_\_\_

3

BRADLEY T. WEEKS

4

Attorneys for Cross-Defendant

5

Quartz Hill Water District

6

August \_\_, 2013

CALIFORNIA WATER SERVICE COMPANY

7

8

By  \_\_\_\_\_

9

JOHN TOOTLE

10

Attorneys for Cross-Defendant

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CALIFORNIA WATER SERVICE COMPANY

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1 **ORDER**

2 For good cause shown,

3 The court hereby amends its December 11, 2012 Order Re: Motion for an Order Authorizing  
4 Court Appointed Expert Work to read as follows:

5 On November 9, 2012, the Court heard argument on Richard Wood’s Motion for an Order  
6 Authorizing the Court-Appointed Expert Witness Work (the “Motion”). After considering the pleadings  
7 filed by all parties and the argument of counsel, the Court hereby lifted the stay on the Court-Appointed  
8 expert witness work as detailed on the written estimate which is Exhibit 5 to the Motion (dated January  
9 18, 2012). The Court-appointed expert will generate a report detailing the work conducted and the  
10 resulting analysis and data generated. Such report or reports will be posted to the court website for this  
11 matter by either Class counsel or designated liaison counsel for the public water suppliers.

12 **Expert Communication and Liaison Counsel**

13 It is anticipated that the expert will need to communicate with counsel and class members in the  
14 conduct of the work. Such communications will occur in writing where practicable and posted to the case  
15 website. Jeffrey Dunn or other attorney representative for the public water suppliers, and a designated  
16 landowner attorney, shall be copied on such communications.

17 **Payment**

18 The bills of the court-appointed expert will be sent to Class counsel, who will file such bills within  
19 ten (10) days of receipt, in camera with the Court for the Court’s review and approval. At such time, a  
20 courtesy copy of the in camera filing will be served on the ten public water suppliers listed below. Upon  
21 approval by the court and notice, the following parties will be responsible for payment within fifteen (15)  
22 days of notice of approval: Rosamond Community Services District, Los Angeles County Waterworks  
23 District No. 40, Littlerock Creek Irrigation District, Palm Ranch Irrigation District, North Edwards Water  
24 District, Desert Lake Community Services District, California Water Service Company, Quartz Hill  
25 Water District, the Palmdale Water District, and Phelan Pinon Hills Community Services District. The

1 total aggregated court-appointed bills shall not exceed \$80,000.

2 The amount of the court-appointed expert bill owed by each of the foregoing ten public  
3 water supplier parties ("10 PWS parties") will be based on the following parties paying the  
4 following percentage of each total bill:

5 Los Angeles County Waterworks District 40: 53.61%

6 Palmdale Water District: 25.52%

7 Littlerock Creek Irrigation District: 1.15%

8 Phelan Pinon Hills CSD: 6.56%

9 Quartz Hill Water District: 5.40%

10 Rosamond Community Service District: 4.34%

11 Palm Ranch Irrigation District: 1.64%

12 Desert Lake Community Services Dist.: 0.23%

13 California Water Service Company: 1.33%

14 North Edwards Water District: 0.22%

15 The Court orders the tender of checks payable to "Cardno Entrix" be sent to the Law Offices of  
16 Michael D. McLachlan, APC.

17 The payments made under this order will be a taxable amount fronted by the foregoing 10 PWS  
18 parties, such that it could become a cost that is allocated to other parties in this lawsuit depending on the  
19 outcome of the this case.

20 **IT IS SO ORDERED.**

21  
22  
23 DATE: \_\_\_\_\_, 2013

\_\_\_\_\_  
The HONORABLE JACK KOMAR  
Judge of the Superior Court