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7 Attorneys for Defendants
7 AV SOLAR RANCH 1, LLC; ESOLAR, INC.;
8 RED DAWN SUNTOWER, LLC;
8 SIERRA SUNTOWER, LLC;
9 TUMBLEWEED SUNTOWER, LLC;
9 NORTHROP GRUMMAN SYSTEMS CORPORATION;
10 SGS ANTELOPE VALLEY DEVELOPMENT, LLC;
and SOUTHERN CALIFORNIA EDISON COMPANY

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12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **FOR THE COUNTY OF LOS ANGELES**

14 ANTELOPE VALLEY
15 GROUNDWATER CASES,

16 Included Actions:

17 Los Angeles County Waterworks District
17 No. 40 v. Diamond Fanning Co.
18 Los Angeles County Superior Court
18 Case No. BC 325201

19 Los Angeles County Waterworks District
20 No. 40 v. Diamond Farming Co.
20 Kern County Superior Court
21 Case No. S-1500-CV -254-348

22 Wm. Bolthouse Farms, Inc. v. City of
22 Lancaster, Diamond Farming Co. v. City
23 of Lancaster, Diamond Fanning Co. v.
23 Palmdale Water Dist.
24 Riverside County Superior Court
24 Consolidated actions
25 Case Nos. RIC 353 840, RIC 344 436,
25 RIC 344 668

Judicial Council Coordination No. 4408

For filing purposes only:
Case No.: 1-05-CV-049053

Assigned to the Honorable Jack Komar

**NOTICE OF LODGING [PROPOSED]
CASE MANAGEMENT ORDER**

1 TO: ALL PARTIES AND THEIR RESPECTIVE ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that Defendants AV Solar Ranch 1, LLC; eSolar, Inc.; Red
3 Dawn Suntower, LLC; Sierra Suntower, LLC; Tumbleweed Suntower, LLC; Northrop
4 Grumman Systems Corporation; SGS Antelope Valley Development, LLC; and Southern
5 California Edison Company hereby lodge the [Proposed] Case Management, a copy of which
6 is attached hereto as Exhibit "A".

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9 DATED: October 30, 2014

EDWARD J. CASEY
ANDREW BRADY
ALSTON & BIRD LLP

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Andrew Brady

Attorneys for Defendants
AV SOLAR RANCH 1, LLC; ESOLAR, INC.;
13 RED DAWN SUNTOWER, LLC;
14 SIERRA SUNTOWER, LLC;
15 TUMBLEWEED SUNTOWER, LLC;
16 NORTHROP GRUMMAN SYSTEMS CORPORATION;
17 SGS ANTELOPE VALLEY DEVELOPMENT, LLC;
18 and SOUTHERN CALIFORNIA EDISON COMPANY
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EXHIBIT A

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

ANTELOPE VALLEY
GROUNDWATER CASES,

Included Actions:

Los Angeles County Waterworks District
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Wm. Bolthouse Farms, Inc. v. City of
Lancaster, Diamond Farming Co. v. City
of Lancaster, Diamond Fanning Co. v.
Palmdale Water Dist.
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Judicial Council Coordination No. 4408

For filing purposes only:
Case No.: 1-05-CV-049053

Assigned to the Honorable Jack Komar

**[PROPOSED] CASE MANAGEMENT
ORDER**

1 Defendants AV Solar Ranch 1, LLC; eSolar, Inc.; Red Dawn Suntower, LLC; Sierra
2 Suntower, LLC; Tumbleweed Suntower, LLC; Northrop Grumman Systems Corporation;
3 SGS Antelope Valley Development, LLC; Southern California Edison Company
4 (collectively “Defendants”) hereby lodge the following proposed Case Management Order,
5 as an alternative the proposed Case Management Order lodged by the United States on
6 August 20, 2014. Defendants’ proposed Case Management Order (“CMO”) proposed a
7 more streamlined schedule in order to expedite obtaining a final resolution of the case.

8 A more streamlined schedule is beneficial under the present circumstances.
9 Defendants understand that the language of the Proposed Stipulated Judgment and Physical
10 Solution has now been finalized for several months. Defendants understand there are only a
11 small number of Non-Stipulating Parties. Defendants further understand two of those Non-
12 Stipulating Parties, Blum Trust and Phelan Piñon Hills Community Services District; both
13 have separate procedures in place to resolve their claims. This litigation has been ongoing
14 for years and should now be resolved in the most expedient manner possible. To accomplish
15 this purpose, Defendants request that the Court adopt the following schedule as its operative
16 Case Management Order:

17
18 1. The deadline for the Wood Class to file their Motion for Preliminary Approval
19 of the Wood Class Settlement will be **November 21, 2014**.

20 2. The hearing on the Wood Class Motion for Preliminary Approval of the Wood
21 Class Settlement will occur on **December 19, 2014**. Any Opposition Briefs must be filed by
22 **December 5, 2014**. Reply briefs must be filed by **December 12, 2014**. The hearing will do
23 the following:

- 24 a. Determine the Wood Class membership closing date, with notice of
25 same to be sent out in the Wood Class Notice of Settlement;
- 26 b. Set a deadline for the mailing of Class notice for the Wood Class of
27 **January 6, 2015**;

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- 1 c. Set a deadline for objections of the Wood Class Settlement of **February**
2 **14, 2015**;
- 3 d. Set a date of **March 23, 2015** for the Fairness/ Final Approval hearing
4 to take place at the same date and time as the Court hearing on the
5 approval of the Stipulated Judgment and Physical Solution.

6 3. The deadline for the filing of the Stipulation for Entry of Judgment of the
7 Stipulating Parties will be **December 4, 2014**.

- 8 a. Preliminary presentation of the Proposed Stipulated Judgment and
9 Physical Solution to the Court will occur on **December 19, 2014**;
- 10 b. No objections to the Proposed Stipulated Judgment and Physical
11 Solution will be heard on **December 19, 2014**, and instead will be heard
12 on **March 23, 2015**.

13 4. Written statements of Objections to the Proposed Stipulated Judgment and
14 Physical Solution, and any assertion of claims or rights to produce groundwater from the
15 Basin by a Non-Stipulating Party, shall be due no later than **January 13, 2015**.

16 5. Disclosure of witnesses and exhibits regarding any objections to the Proposed
17 Stipulated Judgment and Physical Solution, assertion of claims or rights to produce
18 groundwater from the Basin by Non-Stipulating Parties, the Public Water Suppliers' claim of
19 prescription, and the prove-up by the Stipulating Parties for the Stipulated Judgment and
20 Physical Solution shall be due no later than **January 20, 2015**.

21 6. Discovery regarding objections to the proposed Stipulated Judgment and
22 Physical Solution, claims of prescription, and any assertion of claims or rights by Non-
23 Stipulating Parties shall be completed by **February 23, 2015**.

24 7. Trials or hearing on the final approval of the Wood Class settlement and on
25 prove-up of the Stipulated Judgment and Physical Solution shall commence on **March 23,**
26 **2015**. Subject to further orders and scheduling of the Court, such trial or hearings shall
27 include the taking of evidence regarding the following subjects:

- 28 a. Prescription by the Public Water Suppliers;

- b. Prove-up by Stipulating Parties;
- c. Proof of claim to produce groundwater by Non-Stipulating Parties;
- d. Prove-up of defaults;
- e. Prove-up of Physical Solution;
- f. Fairness and final approval of the Wood Class Settlement.

8. Within thirty (30) days of the final approval by the Court of the Wood Class Settlement, the Wood Class shall file with the Court either:

- a. A stipulating providing for payment of attorneys' fees and expert fees and costs;
- b. A petition for payment of attorneys' fees and expert fees and costs.

DATED: November ____, 2014

Honorable Jack Komar
Judge of the Superior Court

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PROOF OF SERVICE

I, Yolanda S. Ramos, declare:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is Alston & Bird LLP, 333 South Hope Street, Sixteenth Floor, Los Angeles, CA 90071.

On October 30, 2014, I served the document(s) described as **NOTICE OF LODGING [PROPOSED] CASE MANAGEMENT ORDER** on the interested parties in this action by enclosing the document(s) in a sealed envelope addressed as follows:

BY MAIL: I am "readily familiar" with this firm's practice for the collection and the processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, the correspondence would be deposited with the United States Postal Service at 333 South Hope Street, Los Angeles, California 90071 with postage thereon fully prepaid the same day on which the correspondence was placed for collection and mailing at the firm. Following ordinary business practices, I placed for collection and mailing with the United States Postal Service such envelope at Alston & Bird LLP, 333 South Hope Street, Los Angeles, California 90071.

BY ELECTRONIC MAIL: By posting the document listed above to the Santa Clara Superior Court website: www.scefiling.org regarding the ANTELOPE VALLEY GROUNDWATER matter.

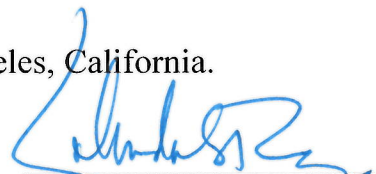
BY FEDERAL EXPRESS **UPS NEXT DAY AIR** **OVERNIGHT DELIVERY:** I deposited such envelope in a facility regularly maintained by **FEDERAL EXPRESS** **UPS** **Overnight Delivery** [specify name of service:] with delivery fees fully provided for or delivered the envelope to a courier or driver of **FEDERAL EXPRESS** **UPS** **OVERNIGHT DELIVERY** [specify name of service:] authorized to receive documents at Alston & Bird LLP, 333 South Hope Street, Los Angeles, California 90071 with delivery fees fully provided for.

BY FACSIMILE: I telecopied a copy of said document(s) to the following addressee(s) at the following number(s) in accordance with the written confirmation of counsel in this action.

[State] I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

[Federal] I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 30, 2014, at Los Angeles, California.



YOLANDA S. RAMOS