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ANTHONY L. LEGGIO

KATHY R. SMITH
OFFICE ADMINISTRATOR

January 13, 2014

2455-2

Via Discovery E-Service

All Counsel

Re: Antelope Valley Groundwater Litigation
Santa Clara County Superior Court Case No. 1-05-CV-049053
Judicial Council Coordination Proceeding No. 4408

Dear Counsel:

This correspondence is in reference to Bolthouse Special Interrogatories directed to return flows from native water which were due on January 10, 2014. Our records indicate that the following parties have not responded in any manner. Additional parties have either objected on the grounds that they do not understand the scope of the inquiry or do not believe that return flows from native water are at issue for the next phase of trial. (See Exhibit A.)

Please note that this discovery is directed only to claims of return flows from native water such as the claim being made by Phelan Piñon Hills. At one of the last case management conferences, the Court clarified that return flow claims based upon treatment of groundwater, such as that being made by L.A. Sanitation and possibly Lancaster, would not be part of the Phase 5 trial. However, the claim of Phelan Piñon Hills is distinct, possibly the only claim of this type being made, and the Court previously indicated this claim would be heard in the Phase 5 trial.

We recently conducted the deposition of Phelan Piñon Hills manager Don Bartz. Based upon this deposition, more insight was gained regarding the Phelan claim. Phelan points out that the Department of Water Resources identifies part of the Antelope Valley groundwater basin extending into the Mojave Adjudication Area on the west side of the Antelope Valley Area of Adjudication. Based upon groundwater pumped from Phelan Well 14, on the eastern boundary on the Antelope Valley Area of Adjudication, and used overlying the same groundwater basin which underlies the Antelope Valley Area of Adjudication, Phelan Piñon Hills claims a return flow right.

All Counsel

Re: Antelope Valley Groundwater Litigation

January 13, 2014

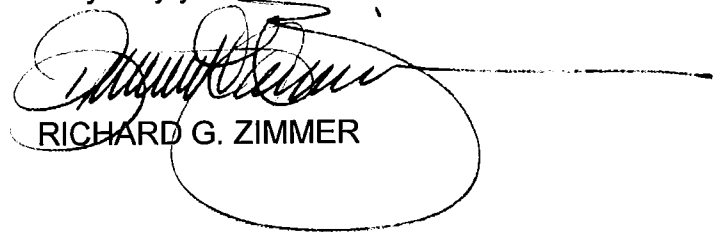
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The discovery Bolthouse served is intended to determine whether any other party is making a return flow claim, similar to Phelan, based upon the idea that pumping groundwater from the groundwater basin underlying the Antelope Valley Area of Adjudication, once used, can then be claimed as a return flow. If so, such claims should be litigated along with the Phelan claim in the Phase 5 trial.

This correspondence is to meet and confer on this issue preliminary to a discussion with Judge Komar. If you have not responded to the Bolthouse discovery, please do so. If you have objected to the discovery, take this letter as clarification of the scope of the inquiry and respond appropriately. Please provide responses and/or further responses by noon on January 14, 2014.

Please feel free to give me a call if you have questions or wish to discuss this matter in more detail since it is difficult to address all issues as to all parties in a timely fashion with simply a letter. In any event, thank you for your attention to this matter.

Very truly yours,



RICHARD G. ZIMMER

RGZ/ash

BL/ANTELOPE VALLEY/COUNSEL-24

Party Name	Date Received
A. V. Materials, Inc.	
A.C. Warnack, as Trustee of The A.C. Warnack Trust	
A.V. United Mutual Group	1-10-14
AV Solar Ranch 1, LLC	
Adams Bennett Investments, LLC	
Anaverde LLC	1-9-14
Andrews, Franklin D.	
Andrews, Treba	
Angelo and Dolores M. Cassara as Trustees of the Cassara Marital Trust	
Antelope Park Mutual Water Company	
Antelope Valley Country Club Improvement Company, Inc.	
Antelope Valley East-Kern Water Agency	
Antelope Valley Ground Water Agreement Association	1-10-14
Antelope Valley Water Storage LLC	1-9-14
Aqua 3 Mutual Water Company	
Arklin Brothers Enterprises	
Arklin, Philip H.	
Averydale Mutual Water Company	
Bah!man, Gene	
Balice, Maria	
Balice, Norman	
Barnes, William	
Baxter Mutual Water Co.	
Big Rock Mutual Water Company	1-10-14
Blayney, Randall	
Bleich Flat Mutual Water Company	
Bloom, Melody	
Bookman, Thomas	
Boron Community Services District	
Boruchin, as Trustee for the John and Dora Boruchin Living Trust, John	
Britton Associates, LLP	
Bujulian Brothers, Inc.	
Burrows, Bruce - 300 A 40 hi, LLC	
Bushnell Enterprises, LLC	
Cabahug, Jaime and Arlene	
Cal-Golf, Inc.	
Calandri, John; Calandri, B.J.; Sunrise Farms	
California Water Service Company	
Cameron Properties	
Cardile, Sal and Connie	
Chan, Hawk Nin - Self-Representing	

Chavez, Efren	
City National Bank, Trustee	
City of Lancaster	1-10-14
City of Los Angeles	
City of Los Angeles, Department of Airports	
City of Palmdale	
Collicutt, Ikuku	
Colorado Mutual Water Company	
Copa De Oro Land Company, a California general partnership	1-9-14
County Sanitation Districts Nos. 14 and 20 of Los Angeles County	
Crail, Charles	
Crail, Jean B.	
Crystal Organic LLC	
Del Sur Ranch, LLC	
Desert Lakes Community Services District	1-10-14
Diamond Farming Company	
Dickey, Billie and Randall	
E.C. Wheeler, LLC	
Eastley, Philip	
Eldorado Mutual Water Company	
enXco Development Corporation (Sued as Roe 452)	
eSolar, Inc.; Red Dawn Suntower LLC; Sierra Sun Tower, LLC; Tumbleweed Suntower LLC	
Estrada, David	
Estrada, Rita	
Evergreen Mutual Water Company	
Florence Cernicky as Trustee of the Cernicky Trust	
Frankie H. Salomon Trust	
Fredrichsen, Lewis	
Fry, Ron	
Gaskell SunTower, LLC	
Gateway Triangle Properties	
Godde, Steve; Forrest G. Godde 1998 Trust	
Golden Sands Mobile Home Park	1-3-14
Gorrindo Resourceful LLC	
Granite Construction	1-10-14
Griffin, Laura	
Grimmway Farms	
H&N Development Co. West, Inc.	
Hancock, Catherine	
Hancock, Timothy	
Harbaugh, Barry	
Harris, Steven	
Healy Enterprises, Inc.	
Herrmann, David	
High Desert Investments, LLC	
Holliday Rock Co., Inc.	
Huth, Clinto	
Jung, Irene	

Jung, Paul	
Juniper Hills Water Group	
Kyle, Gailen and Julie; R & M Ranch	
Little Rock Sand and Gravel Inc.	
LV Ritter Ranch LLC	
Land Projects Mutual Water Company	
Landale Mutual Water Company	
Landfield, Richard	
Landinv Inc.	
Lapis Land. Company, LLC	
Lebata, Inc.	
Leduc, Larry V.	
Leduc, Sonia S.	
Leslie Property	
Little Baldy Mutual Water Company	
Littlerock Aggregate Co., Inc. dba Antelope Valley Aggregate, Inc.	
Littlerock Creek Irrigation District	1-10-14
Llano Mutual Water Company	1-10-14
Llano-Del Rio Water Company	1-10-14
Los Angeles County Waterworks District No. 40	1-10-14
Lu, Clark C.	
Lu, Danny C.	
Lyon, Alice	
Maritorena, Jose; Maritorena, Marie; Maritorena, Jean; Maritorena Farms, the Jose Maritorena Living Trust	
Mason, David S.	
Mathis, Joe	
Matsui, Jeanne	
Max Webb Trustee of the Webb Trust of 1978	
Melinda L. Gillman, Trustee of the Grubb Family Trust	
Melvin Thomas Andrews and Margaret E. Andrews, Trustees of the Andrews Living Trust dated August 2, 2004	
Middle Butte Mine, Inc.	
Miner, Richard	
Miracle Improvement Corp. (Golden Sands Mobile Home Park)	1-3-14
Monte Vista Building Sites Inc.	
Mountain Brook Ranch, LLC	
Murphy, Patty	
NRG Solar Alpine, LLC (was Alta Vista)	
Nebeker Ranch	
Nelson, Richard; Willow Springs Co.	
New Anaverde, LLC	
Nibbelink Family Trust	
North Edwards Water District	1-10-14
Northrop Grumman Corporation (Sued As Doe 534)	
Palm Ranch Irrigation District	1-10-14
Palmdale Hills Property LLC	
Palmdale Water District	
Phelan Pinon Hills Community Services District	1-7-14

Pittman, Thomas	
Prewoznik, Marilyn J., as Trustee of the Marilyn J. Prewoznik Trust	
Prewoznik, Marilyn J.	
Iannaccone, Elizabeth - Pro-per	
Qarmout, Elias	
Quartz Hill Water District	1-10-14
Rafferty, Gary	
Rafferty, Nona	
Raney, as Trustee for the Robert and Shirley Raney Living Trust , Robert D.	
Reca, John and Adrienne	
Red Dawn SunTower, LLC	
Rosamond Community Services District	1-10-14
Rosamond Ranch	
SGS Antelope Valley Development LLC	
SHAKIB, KAMRAM	
SPC Del Sur Ranch, LLC	
Sahara Nursery	
Saint Andrew's Abbey, Inc., Roe 623	1-3-14
Schilling Lawrence J.; and the L&M Schilling 1992 Family Trust	
Selak, Mabel	
Sempra Energy	
Service Rock Products, L.P. (originally named as Service Rock Products Corporation)	1-9-14
Shadow Acres Mutual Water Company	
Sheep Creek Water Company	1-3-14
Sheldon R. Blum, Trustee, for the Sheldon R. Blum Trust; & Sheldon R. Blum, Individually	
Shokrian, Elias	
Shokrian, Shirley	
Siebert, Jeffrey and Nancee	
Sierra SunTower, LLC	
Sorrento West Properties, Inc.	
Southern California Edison Company	
State of California - Department of Parks and Recreation; Department of Transportation; Department of Water Resources Santa Monica Mountains Conservancy; 50th District Agricultural Association	
Stevens, Jr., George C.; George C. Stevens, Jr. as Trustee of the George C. Stevens, Jr. Trust	
Su, Rong	
Sundale Mutual Water Company	
Sunnyside Mutual Water Company	
Tejon Ranchcorp	1-10-14
Tejon Ranch Company	1-10-14
The Frank and Yvonne Lane Family Trust, Dated March 5, 1993 as Restated July 20, 2000	
The George and Charlene Lane Family Trust	
The Philip H. Arklin Family Trust Dated April 28, 1994	
Three Arklin Limited Liability Company, The	
Tierra Bonita Mutual Water Company	

