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WATERWORKS DISTRICT NO. 40

EXEMPT FROM FILING FEES
UNDER GOVERNMENT CODE
SECTION 6103

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES – CENTRAL DISTRICT

ANTELOPE VALLEY
GROUNDWATER CASES
Included Actions:
Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co., Superior
Court of California, County of Los
Angeles, Case No. BC 325201;
Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co., Superior
Court of California, County of Kern, Case
No. S-1500-CV-254-348;
Wm. Bolthouse Farms, Inc. v. City of
Lancaster, Diamond Farming Co. v. City of
Lancaster, Diamond Farming Co. v.
Palmdale Water Dist., Superior Court of
California, County of Riverside, Case Nos.
RIC 353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination No. 4408
CLASS ACTION
Santa Clara Case No. 1-05-CV-049053
Assigned to The Honorable Jack Komar
[Proposed]
CASE MANAGEMENT ORDER

1 Upon hearing from all interested counsel at the November 25, 2008 Case Management
2 Conference, and good cause having been shown, IT IS HEREBY ORDERED that:

3
4 1. Two classes have already been certified in this case. There shall be a single
5 document with notice to both classes. The proposed notice attached hereto is hereby approved.

6
7 2. Class notice in the form attached hereto shall be mailed within 30 days of the date
8 of this Order. Notice recipients shall have 15 days from the date of the mailed notice to “opt out”
9 of the class and thereby become individual parties.

10
11 3. For parties that could not be personally served, service by publication is hereby
12 approved. Publication will be in the Los Angeles Times and the Bakersfield Californian. Notice
13 by publication shall be completed by [January 12, 2009] _____.

14
15 4. The issues for the next phase of trial, Phase 2b, are limited to the safe yield of the
16 Basin and whether the Basin is or has been in overdraft. Discovery leading up to the Phase 2b
17 trial shall be limited to these issues.

18
19 5. The all parties presenting expert witness testimony shall file written expert witness
20 reports by [January 15, 2009] _____. The deadline for designating supplemental
21 experts and providing their reports is [February 2, 2009] _____. Expert witness
22 reports should contain all expert opinions and the full and complete bases for the opinions.

23
24 6. Expert witness depositions may begin on [February 2, 2009] _____
25 and shall be completed by [February 16, 2009] _____. The parties shall allow for
26 more than one expert to be deposed at a time.

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7. The parties shall exchange trial briefs and exhibits on or before [March 2, 2009]

_____.

8. Any discovery motion or motion in limine for the Phase 2b trial shall be filed on or before [March 16, 2009] _____.

9. The Phase 2b trial will commence on [April 3, 2009] _____.

Dated: _____

HON. JACK KOMAR

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