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**EXEMPT FROM FILING FEES
UNDER GOVERNMENT CODE
SECTION 6103**

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11 COUNTY WATERWORKS DISTRICT NO. 40

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF LOS ANGELES – CENTRAL DISTRICT
14

15 **ANTELOPE VALLEY GROUNDWATER
CASES**

16 Included Actions:
17 Los Angeles County Waterworks District No.
40 v. Diamond Farming Co., Superior Court of
18 California, County of Los Angeles, Case No.
BC 325201;
19 Los Angeles County Waterworks District No.
20 40 v. Diamond Farming Co., Superior Court of
California, County of Kern, Case No. S-1500-
21 CV-254-348;
22 Wm. Bolthouse Farms, Inc. v. City of
Lancaster, Diamond Farming Co. v. City of
23 Lancaster, Diamond Farming Co. v. Palmdale
Water Dist., Superior Court of California,
24 County of Riverside, Case Nos. RIC 353 840,
RIC 344 436, RIC 344 668

RELATED CASE TO JUDICIAL
COUNCIL COORDINATION
PROCEEDING NO. 4408

**[PROPOSED] ORDER RE
APPLICATION AND REQUEST
UNDER CALIFORNIA RULE OF
COURT 1.100 AND THE AMERICANS
WITH DISABILITIES ACT BY THE
PUBLIC WATER SUPPLIERS AND
THE CITY OF LOS ANGELES,
DEPARTMENT OF WATER AND
POWER**

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ORDER

Having read and considered the Application and Request under California Rule of Court 1.100 and the Americans with Disabilities Act by the Public Water Suppliers and the City of Los Angeles, Department of Water and Power, and having heard oral argument on January 4, 2011, the Court hereby orders as follows:

The Court denies the requested accommodations. The Court orders that Mr. Scalmanini be subject to a videotaped deposition for his direct and cross-examination trial testimony.

The videotape schedule is as follows: Monday through Thursday each week beginning January 10, 2011. The videotape deposition schedule will be start at 10:30 a.m. until 12:00 p.m. and resume from 1:30 p.m. until 3:00 p.m.

Counsel may telephonically contact the court during the deposition.

IT IS SO ORDERED.

Dated: _____

HON. JACK KOMAR

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PROOF OF SERVICE

I, Stefanie D. Hedlund, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 400 Capitol Mall, Suite 1650, Sacramento, California 95814. On January 12, 2011, I served the within document(s):

[PROPOSED] ORDER RE APPLICATION AND REQUEST UNDER CALIFORNIA RULE OF COURT 1.100 AND THE AMERICANS WITH DISABILITIES ACT BY THE PUBLIC WATER SUPPLIERS AND THE CITY OF LOS ANGELES, DEPARTMENT OF WATER AND POWER

- by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.
- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.
- by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.
- by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

<input type="checkbox"/>	I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.
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I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

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

Executed on January 12, 2011, at Walnut Creek, California.

/s/ Original Signed
Stefanie Hedlund