

1 BEST BEST & KRIEGER LLP  
ERIC L. GARNER, Bar No. 130665  
2 JEFFREY V. DUNN, Bar No. 131926  
WENDY Y. WANG, Bar No. 228923  
3 18101 VON KARMAN AVENUE, SUITE 1000  
IRVINE, CALIFORNIA 92612  
4 TELEPHONE: (949) 263-2600  
TELECOPIER: (949) 260-0972  
5 Attorneys for LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40

**EXEMPT FROM FILING FEES  
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SECTION 6103**

6 OFFICE OF COUNTY COUNSEL  
7 COUNTY OF LOS ANGELES  
JOHN F. KRATTLI, Bar No. 82149  
8 COUNTY COUNSEL  
WARREN WELLEN, Bar No. 139152  
9 PRINCIPAL DEPUTY COUNTY COUNSEL  
500 WEST TEMPLE STREET  
10 LOS ANGELES, CALIFORNIA 90012  
TELEPHONE: (213) 974-8407  
11 TELECOPIER: (213) 687-7337  
Attorneys for LOS ANGELES COUNTY  
12 WATERWORKS DISTRICT NO. 40

13 [See Next Page For Additional Counsel]

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

16 ANTELOPE VALLEY GROUNDWATER  
CASES  
17 Included Actions:  
18 Los Angeles County Waterworks District No.  
40 v. Diamond Farming Co., Superior Court of  
19 California, County of Los Angeles, Case No.  
BC 325201;  
20 Los Angeles County Waterworks District No.  
21 40 v. Diamond Farming Co., Superior Court of  
California, County of Kern, Case No. S-1500-  
22 CV-254-348;  
23 Wm. Bolthouse Farms, Inc. v. City of  
Lancaster, Diamond Farming Co. v. City of  
24 Lancaster, Diamond Farming Co. v. Palmdale  
Water Dist., Superior Court of California,  
25 County of Riverside, Case Nos. RIC 353 840,  
RIC 344 436, RIC 344 668  
26 RICHARD WOOD, on behalf of himself and  
27 all other similarly situated v. A.V. Materials,  
Inc., et al., Superior Court of California,  
28 County of Los Angeles, Case No. BC509546

Judicial Council Coordination Proceeding  
No. 4408

CLASS ACTION

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

PUBLIC WATER SUPPLIERS' NOTICE  
AND EX PARTE APPLICATION TO  
EXTEND DATE TO RESPOND TO  
PHASE 6 DISCOVERY ORDER;  
DECLARATION OF JEFFREY V. DUNN

Date: April 4, 2014  
Time: 9:00 a.m.  
Dept.: Telephonic via CourtCall

*[Filed concurrently with [Proposed] Order]*

1 MURPHY & EVERTZ LLP  
Douglas J. Evertz, Bar No. 123066  
2 650 Town Center Drive, Suite 550  
Costa Mesa, CA 92626  
3 (714) 277-1700; (714) 277-1777 fax  
Attorneys for City of Lancaster and Rosamond  
4 Community Services District

5 LEMIEUX & O'NEILL  
Wayne Lemieux, Bar No. 43501  
6 4165 E. Thousand Oaks Blvd., Ste. 350  
Westlake Village, CA 91362  
7 (805) 495-4770; (805) 495-2787 fax  
Attorneys for Littlerock Creek Irrigation District,  
8 Palm Ranch Irrigation District, Desert Lake Community Services District, North Edwards Water  
District, Llano Del Rio Water Company, Llano Mutual Water Company, and Big Rock Mutual  
9 Water Company

10 LAGERLOF SENEAL GOSNEY & KRUSE  
Thomas Bunn III, Bar No. 89502  
11 301 North Lake Avenue, 10<sup>th</sup> Floor  
Pasadena, CA 91101-4108  
12 (626) 793-9400; (626) 793-5900 fax  
Attorneys for Palmdale Water District

13 CHARLTON WEEKS LLP  
14 Bradley T. Weeks, Bar No. 173745  
1007 West Avenue M-14, Suite A  
15 Palmdale, CA 93551  
(661) 265-0969; (661) 265-1650 fax  
16 Attorneys for Quartz Hill Water District

17 CALIFORNIA WATER SERVICE COMPANY  
John Tootle, Bar No. 181822  
18 2632 West 237<sup>th</sup> Street  
Torrance, CA 90505  
19 (310) 257-1488; (310) 325-4605-fax

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:


PLEASE TAKE NOTICE THAT on April 4, 2014 at 9:00 a.m. or as soon thereafter as the matter may be heard, Los Angeles County Waterworks District No. 40, City of Lancaster, Rosamond Community Services District, Littlerock Creek Irrigation District, Palm Ranch Irrigation District, Desert Lake Community Services District, North Edwards Water District, Llano Del Rio Water Company, Llano Mutual Water Company, Big Rock Mutual Water Company, Palmdale Water District, Quartz Hill Water District, and California Water Service Company (collectively “Public Water Suppliers”) will, and hereby do, move this Court by way of an *ex parte* application, for an order extending the date to respond to the Phase 6 Discovery Order from April 4, 2014 to ten days after the end of the Phase 5 trial. Good cause exists for the relief sought.

This *ex parte* application is made pursuant to California Rules of Court, rules 3.1200 *et seq.*, and Code of Civil Procedure section 128. This application is based on the application, the attached memorandum of points and authorities and Declaration of Jeffrey V. Dunn and exhibits thereto, the [Proposed] Order, the pleadings and papers on file herein, and on such further arguments and material as the Court may consider at the hearing on this matter.

Dated: April 3, 2014

BEST BEST & KRIEGER LLP

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

  
ERIC L. GARNER  
JEFFREY V. DUNN  
WENDY Y. WANG  
Attorneys for Cross-Complainant  
LOS ANGELES COUNTY WATERWORKS  
DISTRICT NO. 40

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**MEMORANDUM OF POINTS AND AUTHORITIES**

Pursuant to California Rules of Court, rules 3.1200 *et seq.*, and Code of Civil Procedure section 128, Los Angeles County Waterworks District No. 40, City of Lancaster, Rosamond Community Services District, Littlerock Creek Irrigation District, Palm Ranch Irrigation District, Desert Lake Community Services District, North Edwards Water District, Llano Del Rio Water Company, Llano Mutual Water Company, Big Rock Mutual Water Company, Palmdale Water District, Quartz Hill Water District, and California Water Service Company (collectively “Public Water Suppliers”) hereby make this *ex parte* application for an order extending the date to respond to the Phase 6 Discovery Order from April 4, 2014 to ten days after the end of the Phase 5 trial.


On January 27, 2014, the Court signed and issued the Discovery Order for Phase 6 Trial (“Discovery Order”), which was prepared by counsel for Tejon Ranchcorp and Granite Construction Company and was propounded on all parties asserting prescriptive rights. At the time the Court entered the Discovery Order, the parties anticipated Phase 5 trial to conclude by the end of February 2014 and to have at least one month to prepare for responses to the Discovery Order. (Declaration of Jeffrey V. Dunn (“Dunn Decl.”) at Ex. “A”.) As the Court is aware, Phase 5 trial was paused to allow the parties an opportunity to engage in settlement discussions. Since February 2014, the Public Water Suppliers and other parties to this coordinated proceeding have been diligently meeting to discuss settlement, and continue to meet. (Dunn Decl. at ¶5.)

To ensure that the focus is kept on the settlement discussions, and, if necessary, to allow responding parties sufficient time to prepare for Phase 5 trial and the Phase 6 discovery, the Public Water Suppliers respectfully request the Court to extend the date to respond to the Discovery Order to ten days after the end of the Phase 5 trial.

Dated: April 3, 2014

BEST BEST & KRIEGER LLP

By



ERIC L. GARNER  
JEFFREY V. DUNN  
WENDY Y. WANG  
Attorneys for LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40



LAW OFFICES OF  
BEST BEST & KRIEGER LLP  
18101 VON KARMAN AVENUE, SUITE 1000  
IRVINE, CALIFORNIA 92612

**PROOF OF SERVICE**

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I, Sandra K. Sandoval, declare:

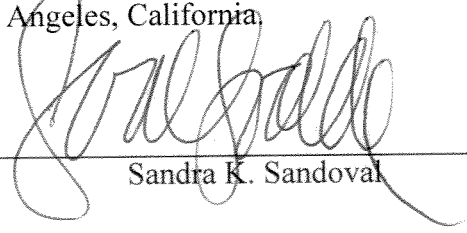
I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 300 South Grand Avenue, 25th Floor, Los Angeles, CA 90071. On April 3, 2014, I served the within document(s):

**PUBLIC WATER SUPPLIERS' NOTICE AND EX PARTE APPLICATION TO EXTEND DATE TO RESPOND TO PHASE 6 DISCOVERY ORDER; DECLARATION OF JEFFREY V. DUNN**

- 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.

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 April 3, 2014, at Los Angeles, California.

  
\_\_\_\_\_  
Sandra K. Sandoval