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10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 FOR THE COUNTY OF LOS ANGELES

12 ANTELOPE VALLEY
13 GROUNDWATER CASES

14 This Pleading Relates to Included Action:
15 REBECCA LEE WILLIS and DAVID
16 ESTRADA, on behalf of themselves and
17 all others similarly situated,

18 *Plaintiffs,*

19 v.

20 LOS ANGELES COUNTY
21 WATERWORKS DISTRICT NO. 40;
22 CITY OF LANCASTER; CITY OF
23 PALMDALE; PALMDALE WATER
24 DISTRICT; LITTLEROCK CREEK
25 IRRIGATION DISTRICT; PALM
26 RANCH IRRIGATION DISTRICT;
27 QUARTZ HILL WATER DISTRICT;
28 ANTELOPE VALLEY WATER CO.;
ROSAMOND COMMUNITY SERVICE
DISTRICT; PHELAN PINON HILL
COMMUNITY SERVICE DISTRICT; and
DOES 1 through 1,000;

Defendants.

RELATED CASE TO JUDICIAL COUNCIL
COORDINATION PROCEEDING NO. 4408

**WILLIS CLASS' WITHDRAWAL OF
OBJECTION TO REQUEST OF UNITED
STATES FOR CONFIRMATION FROM THE
COURT THAT RESUBMISSION OF THE
PREVIOUSLY PRESENTED EVIDENCE OF
FEDERAL RESERVE RIGHT IS
REDUNDANT AND UNNECESSARY**

Judge: Hon. Jack Komar

1 On May 14, 2015, the Willis Class filed a "Response to Case Management Statement of
2 United States" wherein the Willis Class objected to the United States' request for "confirmation
3 from the Court that resubmission of the previously presented evidence is redundant and
4 unnecessary for the next phase of hearings." The Willis Class objected to the United States' request
5 based on grounds that permitting the United States' request would impair the due process rights of
6 the Willis Class to cross-examine the United States regarding the amount of its alleged Federal
7 Reserve Right.
8

9 During the May 15, 2015, telephonic status conference, the Court overruled the Willis
10 Class' objections based on the Court's enforcement of Paragraph C of the Willis Stipulation of
11 Settlement and Willis Judgment which states that the Willis Class agreed to be bound by the Court's
12 determination of the Federal Reserve Right. The Federal Reserve Right was incorporated into the
13 Stipulated Judgment and proposed Physical Solution ("SPPS") at Paragraph 5.1.4.¹ Willis Class
14 Counsel accepted the ruling of the Court and agreed to be bound by the Court's ruling without
15 further objection or opposition. Perhaps based on a misunderstanding of Willis Class Counsel's
16 agreement to be bound by the Court's ruling without further opposition, the United States offered
17 to brief this issue for the Court.
18

19 The Court granted the United States' request based on the Court's enforcement of Paragraph
20 C of the Willis Stipulation of Settlement and Willis Judgment. The Willis Class hereby officially
21 withdraws its opposition and objection to the United States' request for confirmation from the Court
22 that resubmission of the previously presented evidence is redundant and unnecessary for the next
23 phase of hearings. There is no need for further briefing on this issue. Such briefing
24

25 ///
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27


28 ¹ The Willis Class does not waive its right to object to other Paragraphs of the SPPS such as Paragraph 5.1.4.1 which
~~transfers rights to the unused portions of the Federal Reserve Right to other Stipulating Parties, including District 40.~~
**WILLIS CLASS' WITHDRAWAL OF OBJECTION TO REQUEST OF UNITED STATES FOR CONFIRMATION FROM THE
COURT THAT RESUBMISSION OF THE PREVIOUSLY PRESENTED EVIDENCE OF FEDERAL RESERVE RIGHT IS
REDUNDANT AND UNNECESSARY**

1 would result in the unnecessary expenditure of attorneys' fees and a waste of judicial resources.

2 Dated: May 15, 2015

Respectfully submitted,

3 KRAUSE KALFAYAN BENINK &
4 SLAVENS, LLP

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6 By: 
7 Ralph B. Kalfayan, Esq.
8 Lynne M. Brennan, Esq.
9 Class Counsel for the Willis Class

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1 **PROOF OF SERVICE**

2 I, Lynne M. Brennan, declare:

3 I am a citizen of the United States and employed in San Diego County, California. I am
4 over the age of eighteen years and not a party to the within-entitled action. My business address
5 is Krause Kalfayan Benink & Slavens, LLP 550 West C Street, Suite 530, San Diego, California
6 92101. On May 15, 2015, I caused the following document(s):

7 **WILLIS CLASS' WITHDRAWAL OF OBJECTION TO REQUEST OF UNITED
8 STATES FOR CONFIRMATION FROM THE COURT THAT RESUBMISSION OF THE
9 PREVIOUSLY PRESENTED EVIDENCE OF FEDERAL RESERVE RIGHT IS
10 REDUNDANT AND UNNECESSARY**

11 to be served on the parties in this action, as follows:

12 (X) (BY ELECTRONIC SERVICE) by posting the document(s) listed above to the Santa
13 Clara County Superior Court website: www.scefilng.org regarding the Antelope Valley
14 Groundwater matter.


15 () (BY U.S. Mail) I am readily familiar with the firm's practice of collection and processing
16 of documents for mailing. Under that practice, the above-referenced documents(s) were placed in
17 sealed envelope(s) addressed to the parties as noted above, with postage thereon fully prepaid and
18 deposited such envelope(s) with the United States Postal Service on the same date at San Diego,
19 California, addressed to:

20 () (BY FEDERAL EXPRESS) I served a true and correct copy by Federal Express or other
21 overnight delivery service, for the delivery on the next business day. Each copy was enclosed in
22 an envelope or package designed by the express service carrier; deposited in a facility regularly
23 maintained by the express service carrier or delivered to a courier or driver authorized to receive
24 documents on its behalf; with delivery fees paid or provided for; addressed as shown on the
25 accompanying service list.

26 () (BY FACSIMILE TRANSMISSION) I am readily familiar with the firm's practice of
27 facsimile transmission of documents. It is transmitted to the recipient on the same day in the
28 ordinary course of business.

(X) (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 under the laws of the United States of
America that the foregoing is true and correct.


Lynne M. Brennan