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10 Attorneys for Defendant State of California;  
Santa Monica Mountains Conservancy; 50<sup>th</sup> District  
11 Agricultural Association

12 SUPERIOR COURT OF CALIFORNIA

13 COUNTY OF LOS ANGELES

14 Coordination Proceeding Special title (Rule 1550(b))  
15 **ANTELOPE VALLEY GROUNDWATER CASES:**  
16 Included Actions:  
17 Los Angeles County Waterworks District No. 40 v.  
Diamond Farming Co.  
18 Superior Court of California, County of Los Angeles,  
Case No.: BC 325 201  
19 Los Angeles County Waterworks District No. 40 v.  
20 Diamond Farming Co.  
Superior Court of California, County of Kern, Case No.:  
21 S-1500-CV-254-348  
22 Wm. Bolthouse Farms, Inc. v. City of Lancaster  
Diamond Farming Co. v. City of Lancaster  
23 Diamond Farming Co. v. Palmdale Water District  
Superior Court of California, County of Riverside,  
24 consolidated actions, Case Nos. RIC 353 840, RIC 344  
436, RIC 344 668  
25

Judicial Council Coordination  
Proceeding No.: 4408  
Los Angeles Superior Court Case  
No.: 1-05-CV-049053  
**CASE MANAGEMENT  
STATEMENT OF STATE OF  
CALIFORNIA, SANTA  
MONICA MOUNTAINS  
CONSERVANCY, 50<sup>TH</sup>  
DISTRICT AGRICULTURAL  
ASSOCIATION**  
Case Management Conference  
Date: April 28, 2006  
Time: 10:00 A.M.  
Dept: 1  
Location: Los Angeles Superior  
Court, 111 North Hill Street  
Los Angeles, CA 90012

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27 The State of California, the Santa Monica Mountains Conservancy, and the State of

1 California 50<sup>th</sup> District Agricultural Association (collectively, State Parties) submit the following  
2 Case Management Statement.

3 **1. Model Pleadings.**

4 It is not clear whether the model counterclaim is intended to replace the counterclaim  
5 filed on or about January 18, 2006 in this action as the operative pleading in this case. The State  
6 Parties assume that use of the model answer is not mandatory. The model answer should contain  
7 a provision stating that the answering party retains all applicable affirmative defenses.

8 **2. Possible additional legal issue.**

9 Attorneys for the state parties have recently become aware of a possible issue that has  
10 not been raised previously. The California Department of Water Resources has received a  
11 request from a public agency party for well log data for use in a study in connection with this  
12 litigation. Pursuant to Water Code section 13752, such well logs are confidential documents,  
13 with certain exceptions. Section 13752 reads in relevant part as follows:

14 [Well log] [r]eports made in accordance with paragraph (1) of subdivision  
15 (b) of Section 13751 shall not be made available for inspection by the public,  
16 but shall be made available to governmental agencies for use in making  
studies, or to any person who obtains a written authorization from the owner  
of the well.

17 It is the Department's interpretation of the statute that the well logs may be provided to public  
18 agency parties solely for purposes of making studies, but cannot be provided to private entities  
19 without the authorization of the owner of each well for which a log is produced. Further, it is the  
20 Department's position that information released to a public agency pursuant to section 13752  
21 must remain confidential, and may not be disseminated outside of the agency making the study.

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1 If other parties disagree that this is the correct interpretation of the statute, the Court may wish to  
2 entertain motions and early briefing on this issue.

3 Dated: April 26, 2006

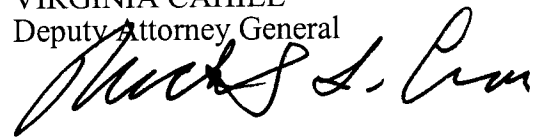
4 Respectfully submitted,

5 BILL LOCKYER  
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6 TOM GREENE  
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7 J. MATTHEW RODRIQUEZ  
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8 VIRGINIA CAHILL  
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9 

10 MICHAEL L. CROW  
Deputy Attorney General

11 Attorneys for Attorneys for Defendant State of  
12 California; Santa Monica Mountains  
13 Conservancy; 50<sup>th</sup> District Agricultural  
14 Association

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DECLARATION OF SERVICE

I, declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar at which member's direction this service is made. I am 18 years of age or older and not a party to this matter; my business address is: 1300 I Street, P.O. Box 944255, Sacramento, California 94244-2550.

On April 26, 2006, I served the **CASE MANAGEMENT STATEMENT OF STATE OF CALIFORNIA, SANTA MONICA MOUNTAINS CONSERVANCY, 50<sup>TH</sup> DISTRICT AGRICULTURAL ASSOCIATION** by:

X Posting the document(s) listed above to the Santa Clara County Superior Court web site in regard to the Antelope Valley Groundwater matter on April 26, 2006.

X by placing a true copy of the document(s) listed above in a sealed envelope with postage thereon fully prepaid using the overnight courier, California Overnight Courier Service, addressed as follows:

Presiding Judge of the Superior Court of California, County of Los Angeles  
County Courthouse  
111 North Hill Street  
Los Angeles, CA 90012-3014

Chair, Judicial Council of California  
Administrative office of the Courts  
Attn: Appellate and Trial Court Judicial Services (Civil Case Coordination)  
455 Golden Gate Avenue  
San Francisco, CA 94102-3688

Honorable Jack Kumar  
Santa Clara County Superior Court  
191 North First Street, Department 17C  
San Jose, Ca 95113

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on April 26, 2006.

\_\_\_\_\_  
Declarant  
Judy A. Dickey

\_\_\_\_\_  
*Judy A. Dickey*  
(Signature)