

1 William J. Brunick, Esq. (State Bar No. 46289)
2 Leland P. McElhaney, Esq., (State Bar No. 39257)
3 **BRUNICK, McELHANEY & KENNEDY PLC**
1839 Commercenter West
San Bernardino, California 92408-3303

Exempt from Filing Fee Pursuant
to Govt. Code Sec. 6103

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8 Attorneys for Cross-Complainant,
9 ANTELOPE VALLEY-EAST KERN WATER AGENCY

10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **FOR THE COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

13 COORDINATION PROCEEDING SPECIAL
14 TITLE (RULE 1550(b))

Judicial Council Coordination Proceeding
No. JCCP 4408

15 ANTELOPE VALLY GROUNDWATER
16 CASES

SANTA CLARA CASE NO.: 1-05-CV-049053
The Honorable Jack Komar, Judge Presiding

17 INCLUDED ACTIONS:

18 **STIPULATION RE ADMISSIBILITY OF**
19 **EVIDENCE IN SUBSEQUENT**
20 **PROCEEDINGS**

18 Los Angeles County Waterworks District No. 40
vs. Diamond Farming Company, a corporation,
Superior Court of California, County of Los
19 Angeles Case No. BC 325201;

20 Los Angeles County Waterworks District No. 40
vs. Diamond Farming Company, a corporation,
21 Superior Court of California, County of Kern,
Case No. S-1500-CV-254-348;

Date: September 28, 2015
Time: 10:00 a.m.
22 Dept.: TBD

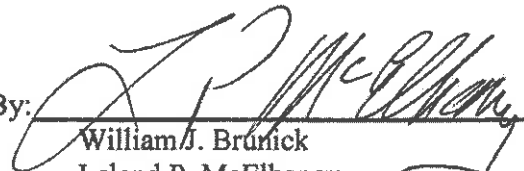
23 Wm. Bolthouse Farms, Inc. vs. City of Lancaster,
Diamond Farming Company, a corporation vs.
24 City of Lancaster, Diamond Farming Company, a
corporation vs. Palmdale Water District, Superior
25 Court of California, County of Riverside, Case
Nos. RIC 353840, RIC 344436, RIC 344668.

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It is hereby stipulated by and between the undersigned parties that any and all evidence admitted by the trial court into evidence during the "prove-up" trial relative to the stipulated judgment and physical solution shall not be deemed admitted into evidence in any subsequent hearing or trial if (1) the trial court does not approve the stipulated judgment and physical solution in its entirety; or (2) the trial court approves the stipulated judgment and physical solution, but an appellate court reverses such judgment, in whole or in part, and the consolidated cases are remanded for further proceedings in the trial court. In any such subsequent trial court proceedings, all objections regarding the admissibility of any evidence are preserved and are not waived by the stipulating parties; and the right of a party to request a jury trial is preserved as to all matters subject to a jury trial right.

Dated: September 15, 2015

BRUNICK, McELHANEY & KENNEDY PLC

By: 

William J. Brunick
Leland P. McElhaney
Attorneys for Cross-Complainant,
ANTELOPE VALLEY-EAST KERN WATER
AGENCY

Dated: September __, 2015

BROWNSTEIN, HYATT, FARBER & SCHREK

By: _____
Michael Fife
Attorneys for ANTELOPE VALLEY
GROUNDWATER AGREEMENT
ASSOCIATION

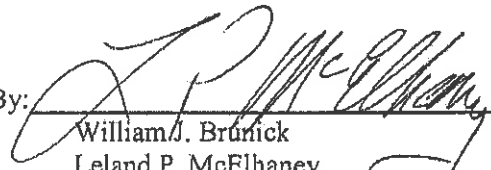
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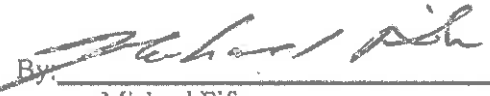
Dated: September 15, 2015

BRUNICK, McELHANEY & KENNEDY PLC

By: 
William J. Brunick
Leland P. McElhaney
Attorneys for Cross-Complainant,
ANTELOPE VALLEY-EAST KERN WATER
AGENCY

Dated: September 21, 2015

BROWNSTEIN, HYATT, FARBER & SCHREK

By: 
Michael Fife
Attorneys for ANTELOPE VALLEY
GROUNDWATER AGREEMENT
ASSOCIATION

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1 Dated: September 23, 2015

GRESHAM, SAVAGE, NOLAN & TILDEN

2
3 By: 
4 Michael Duane Davis
5 Attorneys for ANTELOPE VALLEY UNITED
6 MUTUAL GROUP

7 Dated: September __, 2015

CLIFFORD & BROWN

8 By: _____
9 Richard G. Zimmer
10 Attorneys for BOLTHOUSE PROPERTIES, LLC
11 and WM. BOLTHOUSE FARMS, INC.

12 Dated: September __, 2015

McMURTREY, HARTSOCK & WORTH

13 By: _____
14 James Worth
15 Attorneys for BORON COMMUNITY
16 SERVICES DISTRICT

17 Dated: September __, 2015

CALIFORNIA WATER SERVICE

18 By: _____
19 John Tootle
20 Attorneys for CALIFORNIA WATER
21 SERVICE

22 Dated: September __, 2015

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD

23 By: _____
24 Janet Goldsmith
25 Attorneys for CITY OF LOS ANGELES

26 ///

27 ///

28

1 Dated: September __, 2015

GRESHAM, SAVAGE, NOLAN & TILDEN

2
3 By: _____
4 Michael Duane Davis
5 Attorneys for ANTELOPE VALLEY UNITED
6 MUTUAL GROUP

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8 Dated: September __, 2015

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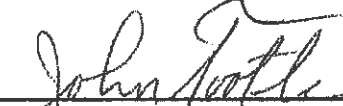
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15 Dated: September __, 2015

McMURTREY, HARTSOCK & WORTH

16
17 By: _____
18 James Worth
19 Attorneys for BORON COMMUNITY
20 SERVICES DISTRICT

21
22 Dated: September __, 2015

CALIFORNIA WATER SERVICE

23
24 By:  _____
25 John Tootle
26 Attorneys for CALIFORNIA WATER
27 SERVICE

28
29 Dated: September __, 2015

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD

30
31 By: _____
32 Janet Goldsmith
33 Attorneys for CITY OF LOS ANGELES

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Dated: September __, 2015

GRESHAM, SAVAGE, NOLAN & TILDEN

By: _____
Michael Duane Davis
Attorneys for ANTELOPE VALLEY UNITED
MUTUAL GROUP

Dated: September __, 2015

CLIFFORD & BROWN

By: _____
Richard G. Zimmer
Attorneys for BOLTHOUSE PROPERTIES, LLC
and WM. BOLTHOUSE FARMS, INC.

Dated: September __, 2015

McMURTREY, HARTSOCK & WORTH

By: _____
James Worth
Attorneys for BORON COMMUNITY
SERVICES DISTRICT

Dated: September __, 2015

CALIFORNIA WATER SERVICE

By: _____
John Tootle
Attorneys for CALIFORNIA WATER
SERVICE

Dated: September 18, 2015

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD

By: Janet K. Goldsmith
Janet Goldsmith
Attorneys for CITY OF LOS ANGELES

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Dated: September __, 2015

RICHARDS, WATSON & GERSHON

By: _____
James Markman
Attorneys for CITY OF PALMDALE

Dated: September 15, 2015

ELLISON, SCHNEIDER & HARRIS

By: Christopher M. Sanders
Christopher Sanders
Attorneys for COUNTY SANITATION
DISTRICTS OF LOS ANGELES COUNTY
NOS. 14 AND 20

Dated: September __, 2015

LeBEAU-THELEN

By: _____
Bob Joyce
Attorneys for DIAMOND FARMING,
GRIMMWAY ENTERPRISES, INC.,
CRYSTAL ORGANIC FARMS and LAPIS
LAND CO.

Dated: September __, 2015

BEST, BEST & KRIEGER

By: _____
Jeffrey Dunn
Attorneys for LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40

Dated: September 21, 2015

LEMIEUX & O'NEILL

By: Wayne Lemieux
Wayne Lemieux
Attorneys for PALM RANCH IRRIGATION
DISTRICT, LITTLEROCK CREEK
IRRIGATION DISTRICT, NORTH
EDWARDS WATER DISTRICT, DESERT

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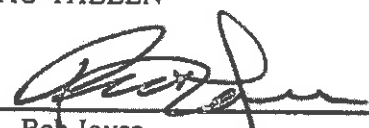
Dated: September __, 2015

ELLISON, SCHNEIDER & HARRIS

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Christopher Sanders
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DISTRICTS OF LOS ANGELES COUNTY
NOS. 14 AND 20

Dated: September 15, 2015

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By:  _____
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CRYSTAL ORGANIC FARMS and LAPIS
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Dated: September __, 2015

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WATER WORKS DISTRICT NO. 40

Dated: September __, 2015

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DISTRICT, LITTLEROCK CREEK
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EDWARDS WATER DISTRICT, DESERT

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James Markman
Attorneys for CITY OF PALMDALE

Dated: September __, 2015

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By: _____
Christopher Sanders
Attorneys for COUNTY SANITATION
DISTRICTS OF LOS ANGELES COUNTY
NOS. 14 AND 20

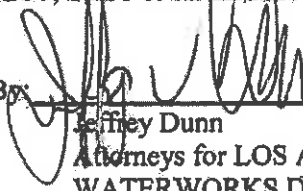
Dated: September __, 2015

LeBEAU-THELEN

By: _____
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GRIMMWAY ENTERPRISES, INC.,
CRYSTAL ORGANIC FARMS and LAPIS
LAND CO.

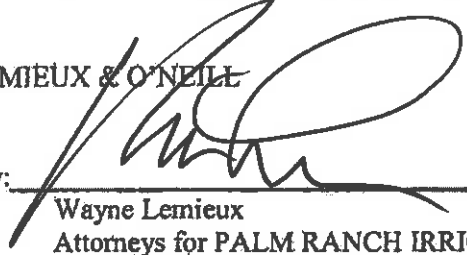
Dated: September 21, 2015

BEST, BEST & KRIEGER

By:  _____
Jeffrey Dunn
Attorneys for LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40

Dated: September 27 2015

LEMIEUX & O'NEILL

By:  _____
Wayne Lemieux
Attorneys for PALM RANCH IRRIGATION
DISTRICT, LITTLEROCK CREEK
IRRIGATION DISTRICT, NORTH
EDWARDS WATER DISTRICT, DESERT

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LAKE COMMUNITY SERVICES DISTRICT,
LLANO DEL RIO WATER COMPANY,
LLANO MUTUAL WATER COMPANY, BIG
ROCK MUTUAL WATER COMPANY

Dated: September 21, 2015

LAGERLOF, SENECAL, GOSNEY & KRUSE

By: Thomas L. Bunn III
Thomas Bunn, III
Attorneys for PALMDALE WATER DISTRICT

Dated: September 25 2015

CHARLTON WEEKS

By: [Signature]
Bradley Weeks
Attorneys for QUARTZ HILL WATER DISTRICT

Dated: September __, 2015

MURPHY & EVERTZ

By: _____
Douglas Evertz
Attorneys for ROSAMOND COMMUNITY
SERVICES DSITRICT and CITY OF
LANCASTER

Dated: September __, 2015

OFFICE OF THE ATTORNEY GENERAL
STATE OF CALIFORNIA

By: _____
Noah Golden-Krasner
Attorneys for STATE OF CALIFORNIA,
SANTA MONICA MOUNTAINS
CONSERVANCY, 50TH DISTRICT
AGRICULTURAL ASSOCIATION

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LAKE COMMUNITY SERVICES DISTRICT,
LLANO DEL RIO WATER COMPANY,
LLANO MUTUAL WATER COMPANY, BIG
ROCK MUTUAL WATER COMPANY

Dated: September __, 2015

LAGERLOF, SENECAL, GOSNEY & KRUSE

By: _____
Thomas Bunn, III
Attorneys for PALMDALE WATER DISTRICT


Dated: September __, 2015

CHARLTON WEEKS

By: _____
Bradley Weeks
Attorneys for QUARTZ HILL WATER DISTRICT

Dated: September 7, 2015

MURPHY & EVERTZ

By:  _____
Douglas Evertz
Attorneys for ROSAMOND COMMUNITY
SERVICES DSITRICT and CITY OF
LANCASTER

Dated: September __, 2015

OFFICE OF THE ATTORNEY GENERAL
STATE OF CALIFORNIA

By: _____
Noah Golden-Krasner
Attorneys for STATE OF CALIFORNIA,
SANTA MONICA MOUNTAINS
CONSERVANCY, 50TH DISTRICT
AGRICULTURAL ASSOCIATION

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LAKE COMMUNITY SERVICES DISTRICT,
LLANO DEL RIO WATER COMPANY,
LLANO MUTUAL WATER COMPANY, BIG
ROCK MUTUAL WATER COMPANY

Dated: September __, 2015

LAGERLOF, SENEAL, GOSNEY & KRUSE

By: _____
Thomas Bunn, III
Attorneys for PALMDALE WATER DISTRICT

Dated: September __, 2015

CHARLTON WEEKS

By: _____
Bradley Weeks
Attorneys for QUARTZ HILL WATER DISTRICT


Dated: September __, 2015

MURPHY & EVERTZ

By: _____
Douglas Evertz
Attorneys for ROSAMOND COMMUNITY
SERVICES DISTRICT and CITY OF
LANCASTER

Dated: September 16, 2015

OFFICE OF THE ATTORNEY GENERAL
STATE OF CALIFORNIA


By:  _____
Noah Golden-Krasner
Attorneys for STATE OF CALIFORNIA,
SANTA MONICA MOUNTAINS
CONSERVANCY, 50TH DISTRICT
AGRICULTURAL ASSOCIATION

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Dated: September 16, 2015

KUHS & PARKER

By: 
Robert Kuhs
Attorneys for TEJON RANCHCORP, TEJON
RANCH COMPANY and GRANITE
CONSTRUCTION COMPANY

Dated: September __, 2015

MORRISON & FOERSTER

By: _____
William Sloan
Attorneys for U.S.BORAX, INC.

Dated: September __, 2015

UNITED STATES DEPARTMENT OF JUSTICE
ENRD/NRS

By: _____
James DuBois
Attorneys for UNITED STATES
DEPARTMENT OF JUSTICE

Dated: September __, 2015

YOUNG - WOOLRIDGE

By: _____
Scott Kuney
Attorneys for CRAIG VAN DAM

Dated: September __, 2015

LAW OFFICES OF MICHAEL D. McLACHLAN

By: _____
Michael D. McLachlan
Attorneys for RICHARD WOOD

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Dated: September __, 2015

KUHS & PARKER

By: _____
Robert Kuhs
Attorneys for TEJON RANCHCORP, TEJON
RANCH COMPANY and GRANITE
CONSTRUCTION COMPANY

Dated: September 21, 2015

MORRISON & FOERSTER

By: William M Sloan
William Sloan
Attorneys for U.S.BORAX, INC.

Dated: September __, 2015

UNITED STATES DEPARTMENT OF JUSTICE
ENRD/NRS

By: _____
James DuBois
Attorneys for UNITED STATES
DEPARTMENT OF JUSTICE

Dated: September __, 2015

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Scott Kuney
Attorneys for CRAIG VAN DAM

Dated: September __, 2015

LAW OFFICES OF MICHAEL D. McLACHLAN

By: _____
Michael D. McLachlan
Attorneys for RICHARD WOOD

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Dated: September __, 2015

KUHS & PARKER

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Robert Kuhs
Attorneys for TEJON RANCHCORP, TEJON
RANCH COMPANY and GRANITE
CONSTRUCTION COMPANY

Dated: September __, 2015

MORRISON & FOERSTER

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William Sloan
Attorneys for U.S.BORAX, INC.

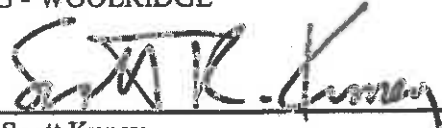
Dated: September __, 2015

UNITED STATES DEPARTMENT OF JUSTICE
ENRD/NRS

By: _____
James DuBois
Attorneys for UNITED STATES
DEPARTMENT OF JUSTICE

Dated: September 5, 2015

YOUNG - WOOLRIDGE

By:  _____
Scott Kuney
Attorneys for CRAIG VAN DAM,
GARY VAN DAM, ET. AL., WDS CALIFORNIA II

Dated: September __, 2015

LAW OFFICES OF MICHAEL D. McLACHLAN

By: _____
Michael D. McLachlan
Attorneys for RICHARD WOOD

1 Dated: September __, 2015

KUHS & PARKER

2 By: _____

3 Robert Kuhs
4 Attorneys for TEJON RANCHCORP, TEJON
5 RANCH COMPANY and GRANITE
6 CONSTRUCTION COMPANY

7 Dated: September __, 2015

MORRISON & FOERSTER

8 By: _____

9 William Sloan
10 Attorneys for U.S.BORAX, INC.

11 Dated: September __, 2015

12 UNITED STATES DEPARTMENT OF JUSTICE
13 ENRD/NRS

14 By: _____

15 James DuBois
16 Attorneys for UNITED STATES
17 DEPARTMENT OF JUSTICE

18 Dated: September __, 2015

19 YOUNG - WOOLRIDGE

20 By: _____

21 Scott Kuney
22 Attorneys for CRAIG VAN DAM

23 Dated: September 15, 2015

24 LAW OFFICES OF MICHAEL D. McLACHLAN
25 LAW OFFICES OF DANIEL M. O'LEARY

26 By: Michael D. McLachlan
27 _____

Digitally signed by Michael D. McLachlan
DN: cn=Michael D. McLachlan, o=Law Offices of
Michael D. McLachlan, ou,
email=mike@mclachlanlaw.com, c=US
Date: 2015.09.15 11:15:03 -0700

28 Michael D. McLachlan
Attorneys for RICHARD WOOD

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PROOF OF SERVICE

STATE OF CALIFORNIA }
COUNTY OF SAN BERNARDINO }

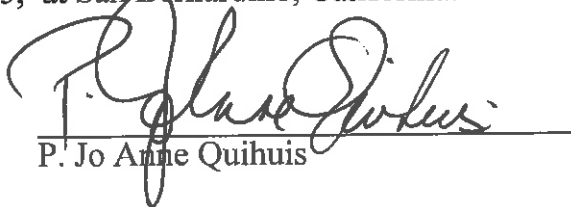
I am employed in the County of the San Bernardino, State of California. I am over the age of 18 and not a party to the within action; my business address is 1839 Commercenter West, San Bernardino, California 92408-3303.

On September 29, 2015, I served the foregoing document(s) described as: **STIPULATION RE ADMISSIBILITY OF EVIDENCE IN SUBSEQUENT PROCEEDINGS** in the following manner:

■ **BY ELECTRONIC SERVICE AS FOLLOWS** by posting the document(s) listed above to the Santa Clara website in the action of the *Antelope Valley Groundwater Litigation*, Judicial Council Coordination Proceeding No. 4408, Santa Clara Case No. 1-05-CV-049053.

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

Executed on September 29, 2015, at San Bernardino, California.


P. Jo Anne Quihuis