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**LAW OFFICES OF
SHELDON R. BLUM**

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STATE BAR No. 83304

Attorney for Defendant Sheldon R. Blum,
Trustee For The Sheldon R. Blum Trust

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES - CENTRAL DISTRICT

Coordinated Proceedings
Special Title {Rule 1550 (b)}

) Judicial Council Coordination
) Proceeding No. 4408

**ANTELOPE VALLEY GROUNDWATER
CASES**

) Santa Clara Case No. 1-05-CV-049053
) Assigned to Hon. Jack Komar

Included Actions:

) **CASE MANAGEMENT CONFERENCE**
) **STATEMENT OF DEFENDANT SHELDON R.**
) **BLUM, TRUSTEE FOR THE SHELDON R.**
) **BLUM TRUST**

Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co.
Los Angeles County Superior Court
Case No. BC 325 201

) Date: November 25, 2008
) Time: 10:30 a.m.

Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co.
Kern County Superior Court
Case No. S-1500-CV-254-348

) Dept. No.: 17c
) Judge: Hon. Jack Komar

Wm. Bolthouse Farms, Inc., v. City of
Lancaster; Diamond Farming Co. v. City of
Lancaster; Diamond Farming Co. v. City of
Palmdate Water District.
Riverside County Superior Court
Consolidated Action Nos. RIC 344 840,
RIC 344 436, RIC 344 668

) Trial Date: None Set

AND RELATED CROSS-ACTIONS

1 SHELDON R. BLUM, Trustee For The SHELDON R. BLUM TRUST hereby submits
2 the following Case Management Conference Statement pursuant to this Court's Order dated
3 November 6, 2008, and briefly addresses the issues presented therein, as follows:

4
5 **1. Service of Process / Notice Of Proceedings On "Pumpers" & "Non-Pumpers"**
Class Action.

6 Once the remaining joinder and/or opt out of class members to these proceedings
7 has been duly accomplished, and all other compulsory and permissive joinder of Defendants not
8 previously served have been served, the below-mentioned trial issues before this court would be
9 at issue with Phase III litigation scheduled to commence in the Spring of 2009.

10
11 **2. Trial Issues Remaining Before This Court For Setting And Adjudication.**

12 Phase III should address the overall present and historical conditions; sources of
13 replenishment, characteristics; average annual native water supply to the Antelope Valley basin,
14 including circumstances and factors surrounding defining and operating the native safe yield.
15 Furthermore, issues of whether an overdraft to the Antelope Valley basin has for an appreciable
16 period of time existed and if so, when and it's duration, including whether this condition presently
17 exists, and/or reasonably foreseeable to exist in the near future. Finally, the court should address
18 the implementation of water control safeguards and methods of achieving anticipated reduction of
19 production pumping in the future arising out of overdraft and/or triggering cutbacks.

20
21 The Trial for Phase III litigation should be ready to commence by April or May 2009,
22 which would provide sufficient time for completion of discovery, disclosure and discovery of expert
23 witnesses and exchanging of Trial Exhibits and Briefs by the parties.

24 Phase IV should address each parties prior and current overlying and
25 appropriation groundwater usage from the Antelope Valley basin, and all competing claims

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1 and groundwater rights of the parties, including any prima facie prescriptive rights and claims for
2 specified years against identified overlying landowners / parties. Phase IV should also address all
3 remedies and relief necessitated as a consequence of the Court's findings in Phases III and
4 Phase IV.

5 The Trial for Phase IV litigation should be ready to commence in September or October
6 2009, which would provide sufficient time for completion of discovery, disclosure and discovery of
7 expert witnesses and exchanging of Trial Exhibits and Briefs by the parties.
8

9 It is respectfully requested that this Court issue the above-stated order, subject to
10 further discussions and proposals that this Court deems appropriate.

11 Dated: November 21, 2008

LAW OFFICES OF SHELDON R. BLUM

13
14
15 By: 

SHELDON R. BLUM, Esq.
Attorney For Defendant SHELDON R. Blum,
Trustee For The SHELDON R. BLUM TRUST