

1 Gene R. McMurtrey #042986
James A. Worth #147207
2 **McMURTREY, HARTSOCK & WORTH**
2001 22nd Street, Suite 100
3 Bakersfield, CA 93301
Telephone: (661) 322-4417
4 Facsimile: (661) 322-8123
Email: gene@mcmurtreyhartsock.com
5 jim@mcmurtreyhartsock.com

**EXEMPT FROM FILING FEE
(Government Code § 6103)**

6
7 Attorneys for Defendant/Cross-Defendant,
BORON COMMUNITY SERVICES
8 DISTRICT

9
10 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
11 **COUNTY OF LOS ANGELES**

12 **Coordination Proceeding
Special Title (Rule 3.550(c))**

**Judicial Council Coordination
Proceeding No. 4408**

13 **ANTELOPE VALLEY GROUNDWATER
14 CASES**

Santa Clara Case No. 1-05-CV-049053

15 **Included Actions:**

**DEFENDANT/CROSS-DEFENDANT
BORON COMMUNITY SERVICES
DISTRICT'S REQUEST FOR
CORRECTION OF PHASE 4 MAY 29,
2013 MINUTE ORDER**

16 **Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co.
Superior Court of California, County of Los
17 Angeles, Case No. BC 325201;**

18 **Los Angeles County Waterworks District
19 No. 40 v. Diamond Farming Co.
Superior Court of California, County of Kern,
20 Case No. S-1500-CV-254348**

[Assigned for All Purposes to the
Honorable Jack Komar]

21 **Wm. Bolthouse Farms, Inc. v. City of Lancaster,
Diamond Farming Co. v. City of Lancaster,
22 Diamond Farming Co. v. Palmdale Water Dist.,
Superior Court of California, County of
23 Riverside, Case Nos. RIC 353 840, RIC 344 436,
RIC 344 668**

Date: September 28, 2015
Time: 9:00 a.m.
Dept.: Los Angeles Superior
111N. Hill Street
Los Angeles, CA 90012
Room: 222

Action Filed: October 26, 2005

24
25
26 **AND RELATED ACTIONS.**
27
28

1 **TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

2 The May 29, 2013 Minute Order, posted on the website for this case on July 17, 2013,
3 appears to inadvertently omit the following which were marked for identification and admitted into
4 evidence during the Phase 4 trial:


5

<u>EXHIBIT NO.</u>	<u>DESCRIPTION OF DOCUMENT</u>
4-Boron CSD-1	Boron Community Services District's Response to Discovery Order for Phase 4 Trial
4-Boron CSD-2	Declaration of Peter A. Lopez on Behalf of Boron Community Services District In Lieu of Deposition for Phase 4 Trial
4-Boron CSD-3	<u>Signature Page Re:</u> Declaration of Peter A. Lopez on Behalf of Boron Community Services District In Lieu of Deposition for Phase 4 Trial
4-Boron CSD-4	Notice of Errata and Supplemental Declaration of Peter A. Lopez on Behalf of Boron Community Services District In Lieu of Deposition for Phase 4 Trial

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20 Note that Boron Community Services District and its water use for the years 2011 and 2012
21 is included in the Findings of Facts in the Court's Amended Statement of Partial Decision for Phase
22 IV Trial with Party Name Corrections dated June 29, 2013.

23 DATED: September 25, 2015

24 McMURTREY, HARTSOCK & WORTH

25
26 By 
27 James A. Worth, Attorneys for Defendant/
28 Cross-Defendant, BORON
COMMUNITY SERVICES DISTRICT

1
2
3 **PROOF OF SERVICE**

4 **STATE OF CALIFORNIA, COUNTY OF KERN**

5 I, GUADALUPE GONZALEZ, declare: I am and was at the time of the service hereunder mentioned, over the age of eighteen (18) years and not a party to the within cause. My business address is 2001 22nd Street, Suite 100, Bakersfield, California 93301.

6 On September 25, 2015, I served the document(s) titled:

7 **DEFENDANT/CROSS-DEFENDANT BORON COMMUNITY**
8 **SERVICES DISTRICT'S REQUEST FOR CORRECTION OF**
9 **PHASE 4 MAY 29, 2013 MINUTE ORDER**

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

11 XXX **(BY ELECTRONIC TRANSMISSION)** I caused such document(s) listed above to be posted to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.

12
13 _____ **(BY MAIL)** I am readily familiar with the firm's practice of collection and processing of documents for mailing. Under that practice, it would be deposited with the United States Postal Service on that same day with postage thereon fully prepaid at Bakersfield, California, in the ordinary course of business.

14
15 _____ **(BY FACSIMILE TRANSMISSION)** A transmission report was properly issued by the sending facsimile machine, and the transmission was reported as completed and without error.

16
17 _____ **(BY PERSONAL SERVICE)** I caused such envelope to be delivered by hand to the offices of the addressee(s).

18
19 _____ **(BY OVERNIGHT COURIER)** I caused such envelope with delivery fees fully prepaid to be sent by overnight courier.

20 Executed on September 25, 2015, at Bakersfield, California.

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

22
23 _____ **(FEDERAL)** I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

24
25 
26 _____
27
28