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PAMELLA ZAMRZLA, JOHNNY LEE
ZAMRZLA AND JEANETTE ZAMRZLA

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

Coordinated Proceeding,
Special Title (Rule 1550(b))

ANTELOPE VALLEY
GROUNDWATER CASES.

Judicial Council Coordination
Proceeding No.: 4408

LASC Case No. BC32501

Santa Clara Sup. Court Case No.: 1-05-CV-049053
Assigned to Hon. Jack Komar, Judge of the Santa
Clara County Superior Court

**JOHNNY LEE AND JEANETTE ZAMRZLA'S
NOTICE OF MOTION AND MOTION TO
SET ASIDE OR MODIFY JUDGMENT;
REQUEST FOR IN-PERSON HEARING**

**Date: May 3, 2022
Time: 9:00 a.m.**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

NOTICE IS HEREBY GIVEN THAT on May 3, 2022 at 9:00 a.m., or as soon after as the matter may be heard by telephonic appearance via Courtcall¹, defendants Johnny Lee Zamrzla and Jeanette Zamrzla will and hereby do move the Court for an order setting aside or modifying the Judgment and Physical Solution as to them. **The Zamrzlas request the Court set this motion for an in-person, evidentiary hearing.** As noted in the Court's Order, dated March 7 2022, "The

¹ Although hearings have previously been held by CourtCall, defendants request an in-person hearing be set for this motion.

1 motion is tentatively set for telephonic hearing but if evidence is presented, it may be heard as a
2 virtual or in person hearing, a venue to be designated.” (DI 12248.)

3 This motion is made on the grounds that Johnny Lee Zamrzla and Jeanette Zamrzla never
4 received notice of the Antelope Valley Groundwater litigation, and therefore as a matter of due
5 process are not parties to the Judgment. This motion is also made on the grounds the notice of the
6 litigation was defective, and that Johnny Lee Zamrzla and Jeanette Zamrzla are not, by definition,
7 “small pumpers” as that class has been defined.

8 Johnny Lee Zamrzla and Jeanette Zamrzla request the Court delay hearing the matter of
9 their water allocation rights, as that issue is not ripe until it is determined whether Johnny Lee
10 Zamrzla and Jeanette Zamrzla are bound by the Judgment and Physical Solution.

11 This motion will be based on this Notice of Motion, the Memorandum of Points and
12 Authorities, the Declaration of Johnny Zamrzla, the Declaration of Pamella Zamrzla, the
13 Declaration of Johnny Lee and Jeanette Zamrzla, the Declaration of Rick Koch, the Declaration of
14 Nicholas R. Shepard, the Request for Judicial Notice, the pleadings, papers, and records on file in
15 this action, and such oral or documentary evidence as may be presented at the hearing of the motion.

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17 Dated: April 11, 2022

MATHENY SEARS LINKERT & JAIME, LLP

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19 By: 

NICHOLAS R. SHEPARD, ESQ.,
Attorney for Defendants, JOHNNY
ZAMRZLA, PAMELLA ZAMRZLA,
JOHNNY LEE ZAMRZLA AND
JEANETTE ZAMRZLA