

1 Ralph B. Kalfayan (SBN 133464)  
Lynne M. Brennan (SBN 149131)  
2 KRAUSE KALFAYAN BENINK &  
SLAVENS, LLP  
3 550 West C Street, Suite 530  
San Diego, CA 92101  
4 Tel: (619) 232-0331  
Fax: (619) 232-4019

5 Attorneys for the Willis Class  
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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 FOR THE COUNTY OF LOS ANGELES

10 ANTELOPE VALLEY  
11 GROUNDWATER CASES

12 This Pleading Relates to Included Action:  
REBECCA LEE WILLIS and DAVID  
13 ESTRADA, on behalf of themselves and  
all others similarly situated,

14 *Plaintiffs,*

15 v.  
16

17 LOS ANGELES COUNTY  
18 WATERWORKS DISTRICT NO. 40;  
CITY OF LANCASTER; CITY OF  
19 PALMDALE; PALMDALE WATER  
DISTRICT; LITTLEROCK CREEK  
20 IRRIGATION DISTRICT; PALM  
RANCH IRRIGATION DISTRICT;  
21 QUARTZ HILL WATER DISTRICT;  
ANTELOPE VALLEY WATER CO.;  
22 ROSAMOND COMMUNITY SERVICE  
DISTRICT; PHELAN PINON HILL  
23 COMMUNITY SERVICE DISTRICT; and  
24 DOES 1 through 1,000;

25 *Defendants.*  
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RELATED CASE TO JUDICIAL COUNCIL  
COORDINATION PROCEEDING NO. 4408

**WILLIS CLASS' CASE MANAGEMENT  
STATEMENT**

Date: January 22, 2015

Time: 10:00 am

Place: Santa Clara County Superior Court,  
191 N. 1<sup>st</sup> St., San Jose, CA 95113, Dept. 1

Judge: Hon. Judge Komar

1 The Willis Class respectfully submits the following Case Management Conference  
2 Statement in advance of the Court-noticed January 22, 2015, status conference.

3 During the telephonic hearing on January 7, 2015, counsel for the Wood Class notified the  
4 Court that the stipulation and proposed physical solution (“SPPS”) scheduled to be submitted to  
5 the Court on January 15, 2015, pursuant to the CMO, was not ready to be submitted to the Court  
6 on that date. The Court requested that the stipulating parties submit a revised CMO setting forth  
7 new proposed dates for submission of the SPPS and deadlines for discovery, motions, and trial  
8 relating to the upcoming physical solution proceedings.

9  
10 As the Willis Class is not a party to the stipulation and related negotiations, Class Counsel  
11 does not know what specific dates are going to be proposed in the revised CMO. However, Class  
12 Counsel now has critical information that we did not have at the November 4, 2014 hearing when  
13 the initial CMO dates were discussed by the parties. Specifically, without disclosing the still-  
14 confidential terms of the SPPS, Class Counsel is now aware that if there are not significant revisions  
15 made in the SPPS before it is submitted to the Court, then Class Counsel will be required to invest  
16 significant time and effort into opposing the SPPS. These efforts may include, but are not limited  
17 to, moving the Court for appointment of experts for the Willis Class, preparing to oppose the prove  
18 ups of over one hundred parties (even though no claims have ever been filed against the Willis  
19 Class by these parties)<sup>1</sup>, preparing to submit a prove up of the claims of the Willis Class that are set  
20 forth in the Willis Stipulation of Settlement and Judgment (even though the Willis Judgment has  
21 defined the rights of the Willis Class), preparing alternative possible physical solutions that  
22 properly incorporate the rights of the Willis Class established in the Willis Stipulation of Settlement  
23 and Judgment (and included in the Notice of Settlement distributed to and relied upon by the 65,000  
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27 <sup>1</sup> The Willis Class hereby incorporates by reference all of their objections to the CMO stated in the Willis Class’  
28 Partial Opposition to Proposed Case Management Order filed October 29, 2014. The Willis Class hereby notifies the  
Court and all parties that none of the statements made in this filing constitute a waiver of the objections to the CMO  
previously asserted by the Willis Class.

1 Members of the Willis Class), and for permission to seek attorneys' fees from the Public Water  
2 Suppliers for Class Counsel's ongoing efforts on behalf of the Willis Class.

3 The Willis Class respectfully requests that the Court allow the Willis Class and all other  
4 non-stipulating parties time to review the Final SPPS submitted to the Court along with the  
5 proposed amended CMO (on whatever date the Stipulating Parties ultimately decide to submit it to  
6 the Court) for one week. The Court should not enter a revised CMO until the Willis Class (and any  
7 other non-stipulating parties) have had the opportunity to submit proposed dates to the Court for a  
8 revised CMO that provides sufficient time for Class Counsel to take any necessary steps based on  
9 their review of the Final terms of the SPPS. Otherwise, the Court will be setting dates and deadlines  
10 in a revised CMO that likely will not be realistic for the Willis Class to meet.

11  
12 Moreover, the Court should have the opportunity to review the substantive terms of the  
13 SPPS before the Court sets a schedule for the physical solution proceedings. As the Court noted  
14 during the January 7, 2015, telephonic hearing, the Court is committed to ensuring adequate due  
15 process for all parties in the upcoming physical solution proceedings. The Court's decision  
16 regarding dates for a revised CMO (other than the initial date of when the SPPS will be submitted  
17 to the Court by the stipulating parties) should be based on the Court's review of the lengthy and  
18 intricate proposed terms of the SPPS and their resulting impact on the rights of the non-stipulating  
19 parties, including the Willis Class. Without question, the Court will be in a much better position  
20 to determine the propriety of the dates and deadlines proposed by Willis Class Counsel (and any  
21 other non-stipulating parties) for the revised CMO after the Court has substantively reviewed the  
22 SPPS. Certainly, part of the due process assured by the Court should include allowing the non-  
23 stipulating parties to provide their input regarding dates and deadlines relating to the upcoming  
24 physical solution proceedings. Finally, as guardian of the Willis Class' rights, it is entirely proper  
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1 for the Court to review the SPPS before setting specific dates and deadlines for the upcoming  
2 physical solution proceedings, and to facilitate fully-informed input from Willis Class Counsel.

3 For all the foregoing reasons, the Willis Class respectfully requests that the Court issue a  
4 revised Minute Order directing the stipulating parties to provide the Court with a date certain for  
5 their submission of the SPPS to the Court, but deferring all other dates and deadlines for subsequent  
6 proceedings until after the Court and non-stipulating parties have reviewed the Final SPPS for one  
7 week and the non-stipulating parties have had an opportunity to submit proposed dates and  
8 deadlines to the Court for its informed consideration.  
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11 Dated: January 15, 2015

KRAUSE KALFAYAN BENINK & SLAVENS, LLP

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14 By: 

Ralph B. Kalfayan, Esq.  
Lynne M. Brennan, Esq.  
Class Counsel for the Willis Class