

Part III – Party and Attorney Information:

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For information regarding all other parties to this coordinated proceeding:

The Superior Court issued an order in this action making electronic service and electronic posting mandatory. Such electronic service and electronic posting is to be completed concurrently through <http://www.scefiling.org>. Exhibits 2 through 5 below consist of the service list and the orders requiring electronic filing and service as follows:

Exhibit 2: A true and correct copy of the List of Parties from the Superior Court of California, County of Santa Clara website. The list identifies the names of all parties, and also identifies their attorneys' names, firm names, addresses, phone and fax numbers, and email addresses.

- Exhibit 3:** A true and correct copy of the September 16, 2005 Order Setting Case Management Conference, along with its corresponding attachments. The order approves of the attached Stipulation and [Proposed] Order re Electronic Filing and Service, as well as the attached Electronic Filing and Service Order.
- Exhibit 4:** A true and correct copy of the Minute Order from the Case Management Conference dated September 27, 2005. Page two of the Minute Order states that the “Court ordered that Electronic Filing and Service be mandatory for this matter.”
- Exhibit 5:** A true and correct copy of a “Clarification Order” dated October 27, 2005. The order confirms that “. . . all papers filed in the coordinated actions above are to be filed in the Los Angeles Superior Court, with electronic service and electronic posting to be completed concurrently through <http://www.scefiling.org>.” (Order, p. 2:7-9.)

EXHIBIT 2

Party type & name

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Cross-Defendant

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Cross-Defendant

Rosamond School Water System

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Cross-Defendant

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Defendant/Cross-Defendant

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Cross-Defendant

SPC Del Sur Ranch, LLC

Defendant

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Cross-Defendant

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Neal Maguire

Cross-Defendant

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Defendant

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Defendant

State of California; Santa Monica Mountains
Conservancy; 50th District Agricultural
Association

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Defendant

Stevens, Jr., George C.

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Court

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Felicia Samoy
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Court

Superior Court of California

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Court

Superior Court of California

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Court

Superior Court of California

Rowena Walker
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Court

Superior Court of California

Rowena Walker
Superior Court of California
191 North First Street
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Email: rwalker@scscourt.org

Cross-Defendant

Tapia, Charles

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Named Defendant

Tejon Ranchcorp

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Named Defendant

Tejon Ranchcorp

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Named Defendant

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Named Defendant

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Named Defendant

Tejon Ranchcorp

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Cross-Defendant

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Cross-Defendant

The Frank and Yvonne Lane Family Trust, Dated
March 5, 1993 as Restated July 20, 2000

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Cross-Defendant

The George and Charlene Lane Family Trust

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Cross-Defendant

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Cross-Defendant

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Defendant

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1994

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Defendant/Cross-Defendant

Three Arklin Limited Liability Company, The

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Cross-Defendant

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Investment Co

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Cross-Defendant

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Defendant

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Cross-Defendant

West Valley Country Water District

Cross-Defendant

West Valley County Water District

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Cross-Complainant

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Cross-Complainant

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Cross-Defendant

William Fisher Memorial Water Company

Defendant

William and Eldora Barnes Family Trust of 1989

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Plaintiff

Willis, Rebecca Lee

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Interested party/Non-Party

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Interested party/Non-Party

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Cross-Defendant

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Cross-Defendant

eSolar, Inc.

Neal Maguire

Defendant/Cross-Defendant

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Defendant/Cross-Defendant

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Neal Maguire

Defendant/Cross-Defendant

enXco Development Corporation (Sued as Roe 452)

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Defendant/Cross-Complainant

Ritter, Mark - successor trustee of the Ritter Family Trust

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Email: bob@brumfield-haganlaw.com

Report date Mon. 3/14/16 2:35 PM

EXHIBIT 3

FILED

SEP 16 2005

KIRI TORRE
Chief Executive Officer/Clerk
Superior Court of California, County of Santa Clara
BY *[Signature]* DEPUTY
ROWENA A. WALKER

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA CLARA

Coordination Proceeding
Special Title (Rule 1550(b))

Judicial Council Coordination
Proceeding No. 4408

Case No.: 1-05-CV-049053

**ANTELOPE VALLEY GROUNDWATER
CASES**

Included Actions:

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

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

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

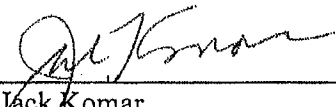
**ORDER SETTING CASE
MANAGEMENT CONFERENCE**

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 A Case Management Conference has been set for Tuesday, September 27, 2005 at
3 11:00 a.m. in Department 17C, for the purpose of approving the Stipulation and [Proposed]
4 Order re Electronic Filing and Service and Electronic Filing and Service Order.

5 SO ORDERED.

6
7 Dated: September 16, 2005


8 _____
9 Hon. Jack Komar
10 Judge of the Superior Court
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SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA CLARA

Coordination Proceeding
Special Title (Rule 1550(b))

Judicial Council Coordination
Proceeding No. 4408
Case No.: 1-05-CV-049053

**ANTELOPE VALLEY GROUNDWATER
CASES**

Included Actions:

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

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

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

**STIPULATION AND ORDER RE:
ELECTRONIC FILING AND
SERVICE**

1 The parties in the above-entitled action (the "Action"), through their undersigned
2 counsel of record, hereby stipulate to subject the Action to the Court's electronic filing and
3 service system and to be bound by the Electronic Filing and Service Order attached hereto.
4 Counsel have read the Electronic Filing Service Order and familiarized themselves with the
5 provisions of the California Code of Civil Procedure, California Rules of Court, and the Santa
6 Clara Superior Court Local Rules governing electronic filing.

7 [Signature Pages to be attached.]

8 SO ORDERED.

9
10 Dated: September _____, 2005

11 Hon. Jack Komar
12 Judge of the Superior Court
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1 Dated: _____

For: [Party] _____

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4 Dated: _____

For: [Party] _____

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7 Dated: _____

For: [Party] _____

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For: [Party] _____

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For: [Party] _____

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16 Dated: _____

For: [Party] _____

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20 Dated: _____

For: [Party] _____

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For: [Party] _____

24

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26 Dated: _____

For: [Party] _____

27

28 [] ADDITIONAL PAGES ATTACHED

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA CLARA

Coordination Proceeding
Special Title (Rule 1550(b))

Judicial Council Coordination
Proceeding No. 4408
Case No.: 1-05-CV-049053

**ANTELOPE VALLEY GROUNDWATER
CASES**

Included Actions:

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

**ELECTRONIC FILING AND
SERVICE ORDER**

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

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

1 The Court hereby designates the above action an Electronic Filing (E-Filing) case, as
2 described and governed by this Order. All parties to the above case consent to the entry of this
3 Order and agree to be bound by its provision.

4 **I. GENERAL**

5 **A. APPLICABILITY OF OTHER RULES AND ORDERS**

6 Except to the extent modified by this Order, approved stipulation or other order of the
7 court, all California Rules of Civil Procedure, Local Rules, and orders of the court shall
8 continue to apply to cases which are subject to electronic filing. Electronic filing is
9 subject to the provisions of California Rules of Court 2050-2060, as those Rules may be
10 amended from time to time.

11 **B. SELECTION OF CASES**

12 All matters classified by the court as Complex Litigation may be designated for
13 voluntary e-filing by stipulation. A matter classified as provisionally complex pursuant
14 to Rule of Court 1800(c) must be filed electronically until exempted. A matter
15 designated by a party as complex pursuant to Rule of Court 1810 or 1811 need not be
16 electronically filed until such time as the court enters a classification order pursuant to
17 Rule of Court 1812.

18 **C. ELECTRONIC FILING SERVICE PROVIDER**

19 Pursuant to Rule 2055(a)(1) the Court has contracted with Glotrans to establish an
20 electronic filing system for the Court. The Website address is <http://www.scefiling.org>.

21 The Court's Website will be maintained, and the tasks required of the Website will be
22 conducted by the Court's outside Website Vendor:

23
24 Andy Jamieson
25 Glotrans
26 2915 McClure St., Oakland, CA 94609
27 Telephone: 510-208-4775
28 Email: ajam@glotrans.com

1 D. DEFINITIONS

2 The following terms in this Order shall be defined as follows pursuant to California
3 Rules of Court, Rule 2050:

4 1. E- File – Electronic transmission to a court of a document in electronic form.
5 The Court will utilize a third party vendor. An E-File consists of either an E-
6 Document, an E-Image, or both. Upon completion of an E-File to the Vendor's
7 system, an email receipt is issued to the sender acknowledging receipt by the
8 Vendor system.

9 2. E-Service – Electronic transmission of a document to a party's electronic
10 notification address for the purpose of effecting service. The Court will utilize a
11 third party vendor. Once the Vendor has served all recipients, the Vendor submits
12 a proof of service to the Court on behalf of the filer.

13 3. E-Document – A document is a pleading, a paper, a declaration, an exhibit, or
14 another filing submitted by a party or by an agent of a party on the party's behalf.
15 All pleadings and other documents which are filed electronically with the Court will
16 be filed in Portable Document Format (PDF). If a pleading or document is filed
17 electronically in a format other than PDF, it will be rejected by the Vendor as
18 defective.

19 4. E-Image – An electronic file of a document that has been scanned or converted
20 to a graphical or image format. All pleadings or other documents that are captured
21 as scanned images from paper and then filed electronically with the Court will be
22 scanned at a resolution of between 200 and 400 dpi (dots per inch) and converted to
23 PDF. Once converted, the complete contents of the pleading or other document
24 must be viewable in a PDF reader without assistance of the reader's zoom feature.

25 5. Electronic Endorsement – An electronic stamp applied to a document that is
26 filed electronically that shows the endorsement by the Court.

27
28 II. **REGISTRATION AND ACCESS**

 A. OBLIGATION TO REGISTER

1 At least one attorney of record for each party in the matter designated for electronic filing
2 must promptly register with Glotrans. Glotrans will assign to the user a confidential
3 login and password to the system. Additional authorized users may be added at any time.

4 B. OBLIGATION TO KEEP INFORMATION CURRENT

5 A party whose electronic notification address changes while the action or proceeding is
6 pending must promptly file a notice of change of address with the court electronically
7 and must serve this notice on all other parties or their attorneys of record.

8 **III. ELECTRONIC FILING OF PLEADINGS AND OTHER DOCUMENTS.**

9 As of the filing of the initial complaint, except as expressly provided herein, or as
10 expressly authorized by the Court, all pleadings, motions, memoranda of law,
11 declarations, orders, or other documents filed in the above-entitled case shall be filed
12 electronically through the system.

13 A. SUBSEQUENT PLEADINGS

14 The clerk will not accept or file any pleadings or instruments in paper form. Parties must
15 E-File a document either:

- 16 1. Through the Vendor's system from the filing attorney's office; or
- 17 2. By mailing or faxing all documents and attachments to Vendor. Vendor
18 shall then convert said documents and attachment to electronic form, file
19 them with the Court, and serve designated parties as provided herein.
20 Parties choosing to file through the Vendor shall be charged fees
21 reflecting Vendor's then-current published rates for filing and service in
22 this manner.

23 B. FORMAT

24 All electronically filed and served pleadings must, to the extent practicable, be
25 formatted in accordance with the applicable rules governing formatting of paper
26 pleadings. The electronic document title of each pleading or other document, must
27 include:

- 28 (a) Party or parties filing/serving the document,

1 (b) Nature of the document,

2 (c) Party or parties against whom relief, if any, is sought, and

3 (d) Nature of the relief sought

4 (e.g., Defendant ABC Corporation's Motion for Summary Judgment)

5 C. MAINTENANCE OF ORIGINAL DOCUMENTS

6 An original of all documents filed electronically, including original signatures, must be
7 maintained by the party filing the document pursuant to California Rules of Court Rule
8 2057.

9 D. COMPLETION OF FILING

10 Electronic transmission of a document consistent with the procedures adopted by the
11 court will, upon the complete receipt of the same by the Clerk and together with the
12 receipt of acceptance by the court, transmitted from the Vendor, constitute filing of the
13 document for all purposes of the Code of Civil Procedure and the Rules of Court, and
14 will constitute entry of that document onto the docket maintained by the Clerk.

15 E. FILING DEADLINES

16 Filing documents electronically does not alter any filing deadlines. All electronic
17 transmissions of documents must be completed (i.e., received completely by the Clerk's
18 Office) prior to 5:00 Pacific Time in order to be considered timely filed that day.
19 Where a specific time deadline is set by court order or stipulation, the electronic filing
20 must be completed by that time. Any document filed after 5:00 p.m. (Pacific Time) on
21 a day when the court is open for business will be deemed to have been filed on the next
22 court day. Vendor is hereby appointed the agent of the Clerk of the Superior Court as to
23 the electronic filing, receipt, service, and/or retrieval of any pleading or document in E-
24 File. Upon filing of a document the Vendor will issue a confirmation that the document
25 has been filed.

26 F. SYSTEM OR USER FILING ERRORS

27 If it is shown that the electronic filing is not filed with the court because of (1) an error
28 in the transmission of the document to the Vendor which was unknown to the sending

1 party, or (2) a failure to process the electronic filing when received by the Vendor, the
2 court may enter an order permitting the document to be filed nunc pro tunc.

3 G. DOCKET

4 The record of filings and entries generated by the courts case management system for
5 each case will constitute the docket.

6 **IV. ELECTRONIC SUMMONS**

7 On electronic filing of a complaint, a petition, or another document that must be served
8 with a summons, the party must e-file the summons together with the document. The
9 Court will then endorse the summons with an image of the Court's seal and the assigned
10 case number. The party must then serve the summons. Personal service of the printed
11 form of an electronic document has the same legal effect as personal service of an
12 original summons [Rule of Court 2059(f)]. After the summons is served, the party must
13 e-file the summons again with the proof of service. The Court will then endorse the
14 summons.

15 **V. ELECTRONIC SERVICE OF PLEADINGS AND OTHER DOCUMENTS**

16 All parties must make service upon other parties electronically through the E-File
17 system. Parties, or their designated counsel, will receive all documents E-Filed and E-
18 Served upon them via access to the Vendor's system. The exception to this general
19 order is a Motion for Determination of Good Faith Settlement. Said motions must be
20 served pursuant to Code of Civil Procedure section 877.6 (a)(2) unless otherwise
21 ordered by the Court.

22 A. EFFECT OF ELECTRONIC SERVICE

23 The electronic service of a pleading or other document will be considered as valid and
24 effective service on all participants and will have the same legal effect as an original
25 paper document.

26 B. SERVICE OF ELECTRONICALLY FILED DOCUMENTS

27 The Vendor will provide electronic service for all documents requiring service,
28 including those which are not filed with the court, as provided in Rule of Court 2060.

1 Delivery of e-service documents through the Vendor to other registered users will be
2 considered as valid and effective service and will have the same legal effect as an
3 original paper document. Recipients of e-service documents will access their
4 documents through the Vendor.

5 C. SYSTEM OR USER SERVICE ERRORS

6 If electronic service on a party does not occur because of (1) an error in the transmission
7 of the document to a party which error was unknown to the serving party or Vendor, (2)
8 a failure to process the electronic filing for service when received by the Vendor, or (3)
9 the party was erroneously excluded from the service list, the party to be served, in the
10 absence of extraordinary circumstances, will be entitled to an order extending the date
11 for any response or the period within which any right, duty or other act must be
12 performed.

13 VI. CONVENTIONAL FILING OF DOCUMENTS

14 Parties otherwise subject to an electronic filing order may be excused from filing a
15 particular document electronically if it is not available in electronic format and it is not
16 feasible for the filer to convert it to electronic format by scanning it to PDF. Such a
17 document may be manually filed with the Clerk of Court and served upon the parties in
18 accordance with the applicable provisions of the Code of Civil Procedure and the Rules
19 of Court for filing and service of non-electronic documents. Parties manually filing a
20 document must file electronically a Notice of Manual Filing setting forth the reason(s)
21 why the component cannot be filed electronically.

22 A. DOCUMENTS FILED UNDER SEAL

23 A motion to file documents under seal must be filed and served electronically.
24 However, documents lodged with the court conditionally under seal, as provided in
25 Rule of Court 243.2(d), must be submitted in paper form, pending hearing on a motion
26 to seal.

27 B. EXHIBITS AND REAL OBJECTS

1 Exhibits to declarations that are real objects, i.e., construction materials, core samples,
2 etc. or other documents, i.e., plans, manuals, etc. which otherwise cannot be
3 comprehensively viewed in an electronic format must be filed and served
4 conventionally, in paper form.

5 **C. LODGMENTS**

6 Documents attached to a Notice of Lodgment must be lodged and served conventionally
7 in paper form. However, the actual document entitled "Notice of Lodgment" must be
8 filed electronically.

9 **VII. COLLECTION OF FEES**

10 **A. COURT FEES**

11 Statutory filing fees must be paid to Glotrans for electronic transfer to the Santa Clara
12 Superior Court's bank account system. Parties must pay said filing fees to Glotrans by
13 credit card at the time of the electronic filing of documents.

14 **B. VENDOR FEES**

15 Fees charged by Vendor to parties or attorneys for access to and electronic
16 transmission of documents are solely the property of Vendor and are in addition to any
17 charges associated with statutory filing fees of the Superior Court.

18 **VIII. SERVICE OF ELECTRONIC FILING ORDER ON NEW PARTIES**

19 Any litigant filing a complaint or adding a party to a case by filing of an amended
20 complaint, cross-complaint, complaint in intervention, interpleader or other initiating
21 document must serve this Electronic Filing Order at the same time the pleading is
22 served.

23 **IX. ELECTRONIC FILING AND SERVICE OF ORDERS AND OTHER PAPERS**

24 The Court will issue, file, and serve notices, orders, and other documents
25 electronically, subject to the provisions of this Order. No paper service will be made
26 by the court.

27 **X. PUBLIC ACCESS AND PRIVACY**

1 A. PERSONAL IDENTIFIERS

2 Except as provided in Rules of Court 2070 through 2076, an electronically filed
3 document is a public document at the time it is filed unless it is sealed under rule
4 243.2(b) or made confidential by law. [See Rule of Court 2054(d)]. In order to promote
5 electronic access to case files while also protecting personal privacy and other
6 legitimate interests, parties must refrain from including, or must redact where inclusion
7 is necessary, the following personal data identifiers from all pleadings and other papers
8 filed with the court, including exhibits thereto, whether filed electronically or in paper,
9 unless otherwise ordered by the court.

10 (a) **Social Security numbers.** If an individual's social security number
11 must be included in a pleading or other paper, only the last four digits
12 of that number may be used.

13 (b) **Names of minor children.** If the involvement of a minor child must
14 be mentioned, only the initials of that child may be used.

15 (c) **Dates of birth.** If an individual's date of birth must be included in a
16 pleading or other paper, only the year may be used.

17 (d) **Financial account numbers.** If financial account numbers are
18 relevant, only the last four digits of these numbers may be used.
19

20 B: PRIVILEGED OR CONFIDENTIAL INFORMATION

21 No party may intentionally include within pleadings, nor attach as exhibits, any other
22 matter that the party knows to be properly subject to a claim of privilege or
23 confidentiality.

24 C. FILING OF SENSITIVE DOCUMENTS

25 A party wishing to file a document containing the personal data identifiers listed above,
26 or material known to be subject to a claim of privilege, must file an unredacted
27 document under seal as provided herein. The party must file a redacted copy for the
28 public file.

1 D. RESPONSIBILITY FOR REDACTION

2 The responsibility for redacting personal identifiers and privileged or confidential
3 information rests solely with counsel and the parties. The Clerk will not review each
4 pleading or other paper for compliance. The court may impose sanctions for violation
5 of these requirements.

6 **XI. SIGNATURES [RULE OF COURT 2057]**

7 A. DOCUMENTS UNDER PENALTY OF PERJURY

8 When a document to be filed electronically requires a signature under penalty of
9 perjury, the document is deemed signed by the declarant if, before filing, the declarant
10 has signed a printed form of the document. By electronically filing the document, the
11 electronic filer indicates that he or she has complied with this requirement and that the
12 original, signed document is available for review and copying at the request of the
13 court or any part. At any time after the document is filed, any other party may serve a
14 demand for production of the original signed document.

15 B. DOCUMENTS NOT UNDER PENALTY OF PERJURY

16 If a document does not require a signature under penalty of perjury, the document is
17 deemed signed by the party submitting it if the document is filed electronically.

18 C. DOCUMENTS REQUIRING SIGNATURES OF OPPOSING PARTIES

19 When a document to be filed electronically, such as a stipulation, requires the signature
20 of opposing parties, the following procedure applies: (1) The party filing the document
21 must obtain the signatures of all parties on a printed form of the document; (2) The
22 party filing the document must maintain the original, signed document and must make
23 it available for review and copying; (3) By electronically filing the document, the
24 electronic filer indicates that all parties have signed the document and that the filer has
25 the signed original in his or her possession.
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XII. HARD COPY DOCUMENTS

The Court will maintain the hard copy file as the official case record. Filers will be required to provide two hard copies of documents electronically filed within three court days of the electronic filing endorsement.

SO ORDERED.

Dated: _____

Hon. Jack Komar
Judge of the Superior Court


EXHIBIT 4

SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA CLARA
191 NORTH FIRST STREET
DOWNTOWN COURTHOUSE-CIVIL DIVISION
SAN JOSE, CA 95113
(408) 882-2100

<p>Coordination Proceeding Special Title (Rule 1550(b))</p> <p>ANTELOPE VALLEY GROUNDWATER CASES</p> <p>Included Actions:</p> <p>Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California County of Los Angeles, Case No. BC 325 201</p> <p>Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California, County of Kern, Case No. S-1500-CV-254-348</p> <p>Wm. Bolthouse Farms, Inc. v. City of Lancaster Diamond Farming Co. v. City of Lancaster Diamond Farming Co. v. Palmdale Water Dist. Superior Court of California, County of Riverside, consolidated actions, Case Nos. RIC 353 840, RIC 344 436, RIC 344 668</p>	<p>Judicial Council Coordination Proceeding No. 4408</p> <p>Case No. 1-05-CV-049053</p>
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Date/Time: Tuesday, September 27, 2005 (11:00 a.m.) Department 17C

Present: Hon. Jack Komar, Judge
Heather Gorley, Reporter

 Rowena Walker, Clerk
Ron Karle, Deputy

MINUTE ORDER AFTER PROCEEDINGS RE:

Appearances in person, in order:

- Bob H. Joyce, for Diamond Farming Company;
- Richard G. Zimmer, for Wm. Bolthouse Farms, Inc.;
- Henry S. Weinstock, for Tejon Ranch;

Antelope Valley Groundwater Cases (JCCP 4408)
Santa Clara County Superior Court, Case No. 1-05-CV-049053
Tuesday, September 27, 2005 (11am) Dept. 17C

- Janet Goldsmith, for City of Los Angeles;
- Fred A. Fudacz, for Tejon Ranch;
- Christopher M. Sanders, for Los Angeles County Sanitation Districts;
- Robert J. Saperstein, for AGWA;
- Thomas Bunn, for Palmdale Water District and Quartz Hill District;
- Wayne K. Lemieux, for Littlerock Creek Irrigation District and Palm Ranch Irrigation District;
- Frederick W. Pfaeffle, for Los Angeles County Waterworks District No. 40;
- Jeffrey V. Dunn, for Los Angeles County Waterworks District No. 40;
- Eric L. Garner, for Los Angeles County Waterworks District No. 40;
- James L. Markman, for City of Palmdale;
- Tilden Kim, for City of Palmdale.

Appearance via CourtCall, in order:

- Michael T. Fife, for AGWA;
- Jeffrey T. Robbins, for City of Lancaster;
- John Tootle; for Antelope Valley Water Company and California Water Service Company.

The matter was called and heard. The Court advised all counsel present that future hearings may be held in the Los Angeles County Superior Court.

The Court ordered that Electronic Filing and Service be mandatory for this matter. As to the (1) Stipulation & Proposed Order re Electronic Filing and Service, and (2) Electronic Filing and Service Order, the Court ordered all parties to review these two documents, if they have not already done so, and to submit any specific modifications or requests to the Court as soon as possible or otherwise sign the stipulation as an acknowledgement of the rules, processes and procedures to be followed with regard to electronic filing. The Court ordered that final versions of the two documents or signatures thereto, be completed within 5 days.

The issue of Edwards Air Force Base was discussed. The scope of the basin remains a contested issue. Mr. Dunn advised the Court that a total of approximately 6,100 parties have been identified. The protocol for service and for the filing of any additional cross-complaints was discussed. The Court ordered that Edwards Air Force Base be served within the next 20 days (by October 17, 2005); all other parties are ordered served within the next 30 days (by October 27, 2005). Mr. Dunn confirmed that service will be completed on or before said dates. All cross-complaints are ordered to be filed within the next 30 days (by October 27, 2005) and promptly served; the Court will permit parties to reserve service until after the order re electronic filing is entered.

The Court orders all demurrers previously filed in the individual included actions be withdrawn and re-filed under the coordinated caption. For all parties that have already been served with the complaint(s), responsive pleadings are due within 30 days (by October 27, 2005); the hearing date on any demurrers will be coordinated by the Complex Civil Litigation Coordinator.

A Further Case Management Conference was set for **Friday, December 2, 2005 at 10:00 a.m., location to be determined**; the Court will provide notice by mail.

As stated in the record.

PARTIES/ATTORNEYS OF RECORD: SEE ATTACHED REPORT FROM UCS

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END

Superior Court Of California
Santa Clara County

09/30/05

Case Number: 1-05-CV-049053 99UN

Date Filed: 09/02/05

Status: Open/Active

Judge Assigned: Jack Komar

ANTELOPE VALLEY GROUNDWATER LITIGATION (JCCP 4408)

C A S E H I S T O R Y

INVOLVED PARTIES

Type	Num	Name (Last, First, Mid, Title)	Disposed	Entered	ICWA	ResW	User	ID
SNT	001	Judicial Council Of California Coordination Unit 455 Golden Gate Avenue San Francisco, CA 94102-3688		09/21/05			RAW	RAW
PLT	001	Los Angeles County Waterworks District No. 40 Attorney: 42230 Raymond G. Fortner County Counsel - Los Angeles 500 West Temple Street Los Angeles, CA 90012 (213)974-1901 145742 Frederick W. Pfaeffle County Counsel - Los Angeles 500 West Temple Street Los Angeles, CA 90012 (213)974-1901 131926 Jeffrey V. Dunn Best Best & Krieger LLP Post Office Box 1028 Riverside, CA 92502 (909)686-1450 130665 Eric L. Garner Best Best & Krieger - Riverside One Sansome St., Suite 1400 San Francisco, CA 94104-4431 (415)362-2853		09/15/05			LW	RAW RAW RAW RAW
PLT	002	Diamond Farming Company Attorney: 84607 Bob H. Joyce Lebeau Thelen Lampe Et Al 5001 East Commercenter Suite 300 Bakersfield, CA 93389-2092		09/16/05			RAW	RAW RAW

(661)325-8962

Type Num	Name (Last, First, Mid, Title)	Disposed	Entered	ICWA ResW	User ID
PLT 003	William Bolthouse Farms, Inc. Attorney: 107263 Ritchie G. Zimmer Clifford & Brown 1430 Truxtun Avenue Suite 900 Bakersfield, CA 93301-5230 (805)322-6023 162370 Thomas M. Smith Clifford & Brown 1430 Truxtun Avenue Suite 900 Bakersfield, CA 93301-5230 (805)322-6023		09/16/05		RAW RAW RAW RAW RAW RAW
INP 001	Antelope Valley Groundwater Agreement Association (AGWA) Attorney: 203025 Michael T. Fife Hatch & Parent 21 East Carrillo St Santa Barbara, CA 93101 (805)963-7000	C01000 C02100 0	09/22/05		RAW RAW RAW RAW
DEF 001	City Of Lancaster Attorney: 123066 Douglas J. Evertz Stradling Yocca Carlson & Rauth 660 Newport Center Drive Suite 1600 Newport Beach, CA 92660-6422 (949)725-4000		09/15/05		LW RAW RAW RAW
DEF 002	City Of Palmdale Attorney: 117914 William M. Ditzhazy City Attorney's Office-Palmdale 38300 North Sierra Hwy Palmdale, CA 93550 (805)267-5108 43536 James L. Markman Richards Watson & Gershon Post Office Box 1059 Brea, CA 92822-1059 (714)990-0901		09/16/05		RAW RAW RAW RAW RAW RAW
DEF 003	Antelope Valley Water Company Attorney: 181822 John Footle California Water Service Company 3625 Del Amo Blvd. Suite 350 Torrance, CA 90503 (310)257-1488		09/21/05		RAW RAW RAW RAW

Type	Num	Name (Last, First, Mid, Title)	Disposed	Entered	ICWA	ResW	User	ID
DEF	004	Palmdale Water District Attorney: 89502 Thomas Bunn Lagerlof Senecal Bradley & Swift 301 N. Lake Avenue 10th Floor Pasadena, CA 91101-4107 (626) 793-9400		09/21/05			RAW	RAW
							RAW	RAW
DEF	005	Quartz Hill Water District Attorney: 89502 Thomas Bunn Lagerlof Senecal Bradley & Swift 301 N. Lake Avenue 10th Floor Pasadena, CA 91101-4107 (626) 793-9400		09/21/05			RAW	RAW
							RAW	RAW
DEF	006	Rosamond Community Service District Attorney: 131926 Jeffrey V. Dunn Best Best & Krieger LLP Post Office Box 1028 Riverside, CA 92502 (909) 686-1450		09/21/05			RAW	RAW
							RAW	RAW
DEF	007	Mojave Public Utility District Attorney: 42645 William D. Palmer Robinson Palmer & Logan 3434 Truxtun Avenue Suite 150 Bakersfield, CA 93301 (661) 323-8277		09/21/05			RAW	RAW
							RAW	RAW
DEF	008	Tejon Ranchcorp Attorney: 89765 Henry S. Weinstock Weinstock Manion Reisman Et Al 445 South Figueroa St. 31st Floor Los Angeles, CA 90071 (213) 612-7839 50546 Frederic A. Fudacz Nossaman Guthner Knox & Elliott 445 North Figueroa Street 31st Floor Los Angeles, CA 90071-1602 (213) 612-7800		09/21/05			RAW	RAW
							RAW	RAW
DEF	009	City Of Los Angeles Attorney: 65959 Janet K. Goldsmith Kronick Moskovitz Et Al 400 Capitol Mall 27th Floor Sacramento, CA 95814-4416		09/21/05			RAW	RAW
							RAW	RAW

(916)321-4500

Type Num	Name (Last, First, Mid, Title)	Disposed	Entered	ICWA ResW	User ID
DEF	010 Little Rock Creek Irrigation District Attorney: 43501 Wayne K. Lemieux Lemieux & O'Neill 2393 Townsgate Road Suite 201 Westlake Village, CA 91361 (805)495-4770		09/21/05		RAW RAW RAW RAW
DEF	011 Palm Ranch Irrigation District Attorney: 43501 Wayne K. Lemieux Lemieux & O'Neill 2393 Townsgate Road Suite 201 Westlake Village, CA 91361 (805)495-4770		09/21/05		RAW RAW RAW RAW
DEF	012 Los Angeles County Waterworks District No. 37 Attorney: 131926 Jeffrey V. Dunn Best Best & Krieger LLP Post Office Box 1028 Riverside, CA 92502 (909)686-1450		09/21/05		RAW RAW RAW RAW
DEF	013 City Of Los Angeles - Department Of Airports Attorney: 152298 Eduardo A. Angeles Los Angeles World Airports 1 World Way P.O. Box 92216 Los Angeles, CA 90009-2216 (310)646-3326		09/21/05		RAW RAW RAW RAW
DEF	014 Antelope Valley Groundwater Agreement Association (AGWA) Attorney: 203025 Michael T. Fife Hatch & Parent 21 East Carrillo St Santa Barbara, CA 93101 (805)963-7000 166051 Robert J. Saperstein Hatch & Parent 21 East Carrillo St Santa Barbara, CA 93101 (805)963-7000 AKA Eugene B. Nebeker AKA Robert A. Jones AKA Forrest G. Godde AKA Gailen W. Kyle AKA John A. Calandri		09/29/05		RAW RAW RAW RAW RAW RAW
DEF	015 Los Angeles County Sanitation Districts		09/29/05		RAW RAW

Attorney: 195990 Christopher M. Sanders
Ellison Schneider & Harris
2015 H Street
Sacramento, CA 95814-3109
(916)447-2166

RAW RAW

CASE STATUS RECORD

StartDate	EndDate	CSHComments	User ID
09/15/05		Case Filed - OA	LW LW
09/29/05		Served	RAW RAW

EXHIBIT 5

UCS

FILED

OCT 27 2005

KIRI TORRE
Chief Executive Officer/Clerk
Superior Court of CA County of Santa Clara
BY  DEPUTY
ROWENA WALKER

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES

Coordination Proceeding
Special Title (Rule 1550(b))

Judicial Council Coordination
Proceeding No. 4408

**ANTELOPE VALLEY GROUNDWATER
CASES**

Included Actions:

CLARIFICATION ORDER

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

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

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

1 All hearings will be held at the following location:

2 Superior Court of California
3 County of Los Angeles
4 Stanley Mosk Courthouse – Department 1, Room 534
5 111 North Hill Street
6 Los Angeles, CA 90012

7 The Electronic Filing and Service Order, issued on September 27, 2005, is amended as
8 follows: all papers filed in the coordinated actions above are to filed in the Los Angeles
9 County Superior Court, with electronic service and electronic posting to be completed
10 concurrently through <http://www.scefilings.org>. The Court will issue the Electronic Posting
11 Instructions within thirty days from the date of service of this Clarification Order.

12 The Clerk of the Santa Clara County Superior Court shall transmit the originals of all
13 papers previously filed in Santa Clara County Superior Court to the Los Angeles County
14 Superior Court. The Clerk of the Los Angeles County Superior Court shall file the documents
15 *nunc pro tunc* in each included action.

16 The Court of Appeal, Fourth Appellate District, Division Two is designated as the
17 reviewing court with appellate and writ jurisdiction. (Code of Civ. Proc., §404.2; rule 1505(a)).

18 Every paper filed in a coordinated action must be accompanied by proof of submission
19 of a copy thereof to the coordination trial judge at the following address:

20 Hon. Jack Komar
21 Santa Clara County Superior Court
22 191 North First Street, Department 17C
23 San Jose, CA 95113


24 Pursuant to rule 1511, a copy of every paper required to be transmitted to the Chair of
25 the Judicial Council must be sent to the following address:

26 Chair, Judicial Council of California
27 Administrative Office of the Courts
28 Attn: Appellate and Trial Court Judicial Services
(Civil Case Coordination)
455 Golden Gate Avenue
San Francisco, CA 94102-3688

1 The Court held a Case Management Conference on September 27, 2005 and ordered
2 that: Edwards Air Force Base shall be served by October 17, 2005; all other parties are
3 ordered served by October 27, 2005; all cross-complaints shall be filed by October 27, 2005
4 and promptly served; the Court will permit parties to reserve service of the cross-complaints
5 until after the order re electronic filing/service/posting is entered; all demurrers previously filed
6 in the individual included actions shall be withdrawn and re-filed under the coordinated
7 caption; for all parties that have already been served with the complaint(s), responsive
8 pleadings shall be filed and served by October 27, 2005; the hearing date on any demurrers
9 shall be coordinated by the Complex Civil Litigation Coordinator; a Further Case Management
10 Conference was set for December 2, 2005 at 10:00 a.m., in Department 1, Room 534 of the Los
11 Angeles County Superior Court, Stanley Mosk Courthouse, 111 North Hill Street, Los Angeles,
12 California 90012.

13 Petitioner is directed to serve a copy of this order on (1) all parties to the included
14 coordinated actions, and (2) to the Clerk of each court for filing in each included action,
15 pursuant to rule 1540.

16
17 Dated: OCT 27 2005



Hon. Jack Komar
Judge of the Superior Court