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15 Attorneys for Plaintiff Richard Wood and the Class

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**SUPERIOR COURT FOR THE STATE OF CALIFORNIA**  
**COUNTY OF LOS ANGELES**

Coordination Proceeding  
Special Title (Rule 1550(b))

ANTELOPE VALLEY GROUNDWATER  
CASES

RICHARD A. WOOD, an individual, on  
behalf of himself and all others similarly  
situated,

Plaintiff,

v.

LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40; et al.

Defendants.

Judicial Council Coordination  
Proceeding No. 4408

(Santa Clara Case No. 1-05-CV-049053,  
Honorable Jack Komar)

Case No.: BC 391869

**SMALL PUMPER CLASS' STATUS  
CONFERENCE STATEMENT**

Date: December 13, 2011

Time: 10:00 a.m.

Dept.: 316 (CCW)

1           There has still been no response to the small pumper class' settlement proposal of  
2 October 5, 2011, and no resolution of the water allocation or expert issues impacting the  
3 Class. The County continues to refuse to produce the data that Class Counsel has been  
4 requesting for approximately three months.

5           On the issue of the court-appointed expert, Class Counsel offers another possible  
6 option, as follows. Class counsel would submit a motion for attorneys' fees through the  
7 phase three trial, and would agree to put a portion of those fees toward the expert work, if  
8 the public water suppliers agreed not to contest the subsequent recoverability of those  
9 expert costs should the Class successfully resolve its claims, leading to a final motion for  
10 attorneys' fees.

11  
12 DATED: December 9, 2011

LAW OFFICES OF MICHAEL D. McLACHLAN  
LAW OFFICE OF DANIEL M. O'LEARY

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15 By: \_\_\_\_\_ //s//

16 Michael D. McLachlan  
17 Attorneys for Plaintiff  
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**PROOF OF SERVICE**

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and am not a party to the within action. My business address is 10490 Santa Monica Blvd., Los Angeles, California 90025.

On December 9, 2011, I caused the foregoing document(s) described as **SMALL PUMPER CLASS' STATUS CONFERENCE STATEMENT** to be served on the parties in this action, as follows:

- (X) (BY ELECTRONIC SERVICE) by posting the document(s) listed above to the Santa Clara County Superior Court website: [www.scefiling.org](http://www.scefiling.org) regarding the Antelope Valley Groundwater matter.
- ( ) (BY U.S. MAIL) I am readily familiar with the firm's practice of collection and processing of documents for mailing. Under that practice, the above-referenced document(s) were placed in sealed envelope(s) addressed to the parties as noted above, with postage thereon fully prepaid and deposited such envelope(s) with the United States Postal Service on the same date at Los Angeles, California, addressed to:
- ( ) (BY FEDERAL EXPRESS) I served a true and correct copy by Federal Express or other overnight delivery service, for delivery on the next business day. Each copy was enclosed in an envelope or package designed by the express service carrier; deposited in a facility regularly maintained by the express service carrier or delivered to a courier or driver authorized to receive documents on its behalf; with delivery fees paid or provided for; addressed as shown on the accompanying service list.
- ( ) (BY FACSIMILE TRANSMISSION) I am readily familiar with the firm's practice of facsimile transmission of documents. It is transmitted to the recipient on the same day in the ordinary course of business.
- (X) (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
- ( ) (FEDERAL) I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

\_\_\_\_\_  
//s//  
Ana Horga