

1 ERIC N. ROBINSON, State Bar No. 191781
erobinson@kmtg.com
2 STANLEY C. POWELL, State Bar No. 254057
spowell@kmtg.com
3 JENIFER N. RYAN, State Bar No. 311492
jryan@kmtg.com
4 KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation
5 1331 Garden Highway, 2nd Floor
Sacramento, California 95833
6 Telephone: (916) 321-4500
Facsimile: (916) 321-4555
7

8 MICHAEL N. FEUER, State Bar No. 111529
Los Angeles City Attorney
9 JULIE CONBOY RILEY, Interim General Counsel, Water and Power
BRIAN C. OSTLER, General Counsel, Los Angeles World Airports
10 Attorneys for Defendant CITY OF LOS ANGELES and
LOS ANGELES WORLD AIRPORTS
11 Attorneys for Cross-Defendants City of Los
Angeles and Los Angeles World Airports
12

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **COUNTY OF LOS ANGELES**
15

16 Coordination Proceeding
17 ANTELOPE VALLEY GROUNDWATER
CASES,
18

Los Angeles County Waterworks District No.
19 40 v. Diamond Farming Co.
20 Los Angeles County Waterworks District No.
40 v. Diamond Farming Co.
21 Wm Bolthouse Farms, Inc. v. City of
22 Lancaster
23 Diamond Farming Co. v. City of Lancaster
24 Diamond Farming Co. v. Palmdale Water
District,
25

AND RELATED ACTIONS
26
27
28

Judicial Council Coordination
Proceeding No. 4408
**SETTLING PARTIES' DEMAND FOR
PRODUCTION OF DOCUMENTS TO
JOHNNY ZAMRZLA, SET TWO**
Date: August 22, 2022
Time: 5:00 p.m.
Place: Kronick, Moskovitz, Tiedemann &
Girard, 1331 Garden Hwy, 2nd
Floor, Sacramento, CA 95833
The Hon. Jack Komar, Dept. 17
Santa Clara Case No. 105 CV 049053
Riverside County Superior Court
Lead Case No. RIC 344436
Case No. RIC 344668
Case No. RIC 353840
Los Angeles Superior Court Case
No. BC 325201
Kern County Superior Court Case
No. S-1500-CV-254348

1 PROPOUNDING PARTY: Settling Parties
2 RESPONDING PARTY: Johnny Zamrzla
3 SET NO.: Two

4 Pursuant to Sections 2031.010, *et seq.*, of the California Code of Civil Procedure, The City of
5 Los Angeles (Los Angeles World Airports), Grimmway Enterprises, Palmdale Water District, County
6 Sanitation Districts of Los Angeles County Nos. 14 and 20 (collectively “Settling Parties”) demand
7 that Defendant Johnny Zamrzla produce and permit Settling Parties to inspect and to copy the
8 following documents, and to inspect and to photograph, test, or sample the following tangible things,
9 that are in the possession, custody or control of Defendant Johnny Zamrzla. Johnny Zamrzla is
10 required to produce any additional documents discovered or created since his last production.

11 The production and inspection shall take place at Kronick, Moskovitz, Tiedemann & Girard,
12 1331 Garden Hwy, 2nd Floor, Sacramento, CA 95833, on August 22, 2022, at 5:00 p.m., unless other
13 mutually agreeable arrangements are made between counsel of record, and shall continue for so long
14 as may be reasonably required.

15 **DEFINITIONS**

16 A. “PERSON(S)” includes any natural person, firm, association, organization, partnership,
17 business, trust, corporation, governmental or public entity or any other form of legal entity.

18 B. “DOCUMENT” or “DOCUMENTS” shall mean all documents, electronically stored
19 information, and tangible things, including without limitation all writings (as defined in Section 250 of
20 the California Evidence Code) and all other means of recording information, whether written,
21 transcribed, taped, filmed, microfilmed, or in any other way produced, reproduced, or recorded, and
22 including but not limited to: originals, drafts, computer-sorted and computer-retrievable information,
23 copies and duplicates that are marked with any notation or annotation or otherwise differ in any way
24 from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books,
25 records, checks, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendars, computer
26 printouts, computer disks, card files, lists of persons attending meetings or conferences, sketches,
27 diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or
28 unsworn statements, requisitions, manuals or guidelines, audit work papers, financial analyses, tables

1 of organizations, charts, graphs, indices, advertisements and promotional materials, audited and
2 unaudited financial statements, trade letters, trade publications, newspapers and newsletters,
3 photographs, emails, electronic or mechanical records, facsimiles, telegrams and telecopies, and
4 audiotapes. Each draft, annotated, or otherwise non-identical copy is a separate DOCUMENT within
5 the meaning of this term. DOCUMENTS shall also include any removable sticky notes, flags, or
6 other attachments affixed to any of the foregoing, as well as the files, folder tabs, and labels appended
7 to or containing any documents. DOCUMENTS expressly include all ELECTRONICALLY STORED
8 INFORMATION.

9 C. "ELECTRONICALLY STORED INFORMATION" shall mean information that is
10 stored in an electronic medium and shall include the original (or identical duplicate when the original
11 is not available) and non-identical copies (whether non-identical because of changes, additions, or
12 deletions, notes or attached comments, annotations, marks, transmission notations, or highlighting of
13 any kind) of DOCUMENTS or ELECTRONICALLY STORED INFORMATION of every kind and
14 description, whether inscribed by mechanical, facsimile, electronic, magnetic, digital, or other means.
15 ELECTRONICALLY STORED INFORMATION includes, by way of example and not by limitation,
16 electronic files, Word/Word Perfect files, spreadsheets, electronic mail, electronic mail attachments,
17 PDF files, audio files, recordings, voicemails, images, pictures, text messages, facsimiles, phone data,
18 computer programs (whether private, commercial, or work-in-progress), programming notes and
19 instructions, activity listings of email transmittals and receipts, output resulting from the use of any
20 software program (including, without limitation, word processing documents, spreadsheets, database
21 files, charts, graphs and outlines), and any and all miscellaneous files and file fragments, whether
22 existing in active, deleted, or fragmented files and whether stored or saved on networks, network
23 drives or servers, network memory storage, cloud or cloud-based networking, archived files, computer
24 memories, hard disks, floppy disks, diskettes or cartridges, backup or archived tapes and cartridges,
25 memory sticks/flash drives, removable media, CDs, DVDs, cellular or smart phones, electronic
26 devices, magnetic tapes of all types, microfiche, and any other media used for digital data storage or
27 transmittal. ELECTRONICALLY STORED INFORMATION also includes the metadata and load file
28 associated with each electronically stored file produced that renders the electronic DOCUMENTS,

1 writings, or files reasonably usable, electronically searchable, and electronically sortable (See
2 instructions for format of production).

3 D. "COMMUNICATION(S)" means any oral, written or electronic transmission of
4 information, including but not limited to meetings, discussions, conversations, telephone calls,
5 telegrams, memoranda, letters, teletypes, telexes, conferences, messages, notes or seminars.

6 E. "RELATING TO," "RELATED TO" or "RELATE(S) TO" means constituting,
7 containing, concerning, embodying, reflecting, identifying, stating, mentioning, discussing,
8 describing, evidencing, or in any other way being relevant to that given subject matter.

9 F. "SETTLING PARTIES" shall mean collectively The City of Los Angeles (Los
10 Angeles World Airports), Grimmway Enterprises, Palmdale Water District, County Sanitation
11 Districts of Los Angeles County Nos. 14 and 20..

12 G. "DEFENDANT," "YOU" and "YOUR" shall mean Defendant Johnny Zamrzla and all
13 of his employees and agents, including attorneys, or other PERSONS acting on his behalf.

14 H. "PROPERTY" means the real property designated APN Nos 3220-006-002, 3220-006-
15 003, 3220-006-026, 3220-001-027, 3220-001-028 and any properties owned by you or any businesses
16 you own or have a managerial interest in.

17 **INSTRUCTIONS**

18 1. In response to each Demand for Production of Documents or Other Tangible Things set
19 forth below, Please produce all of the specified DOCUMENTS, including without limitation
20 ELECTRONICALLY STORED INFORMATION, which are in YOUR possession, or available to
21 YOU, or to which YOU may gain access through reasonable effort, including information in the
22 possession of YOUR past and present attorneys, accountants, investigators, consultants, or other
23 persons directly or indirectly employed or retained by YOU, or connection with YOU, or anyone else
24 otherwise subject to YOUR control who maintains records on YOUR behalf, in YOUR name or
25 otherwise under YOUR control.

26 2. Any comments, notations or markings appearing on any DOCUMENTS and not a part
27 of the original are considered a separate DOCUMENT, and any draft, preliminary form or superseded
28 version of any DOCUMENT is also considered a separate.

1 3. Any DOCUMENT attached to another DOCUMENT must not be separated.

2 4. All ELECTRONICALLY STORED INFORMATION the production of which is
3 demanded shall be produced along with its metadata and load file (in .csv format) associated with the
4 file or DOCUMENT being produced. The load files must define the following information: i)
5 Document breaks or attachments; ii) Document cross-reference file; iii) Cross-reference or linking
6 file.

7 a. When producing any ELECTRONICALLY STORED INFORMATION,
8 including but not limited to, document files, whether in Word or PDF, emails, email attachments,
9 spreadsheets, audio files, recordings, etc., the following metadata fields of each shall be included:
10 beginning bates, ending bates, subject, author, recipients, copies, blind copies, date sent, time sent (in
11 a separate field as date sent), date received, time received (in a separate field as date received), MD-5
12 hash value, document creation date (prior to conversion), begin attachment, end attachment, attach ID,
13 page count, custodian, original filename, and original file path. Furthermore, family relationships
14 among emails and attachments must be maintained by ensuring that attachments immediately follow
15 their parent e-mail and setting the “begbates,” “endbates,” “begattach” and “endattach” metadata
16 fields appropriately. (Collectively the latter meta data fields will be referred to as “METADATA
17 FIELDS”.)

18 b. All DOCUMENTS created in standard office automation file formats, such as
19 Word/Word Perfect, and all other ELECTRONICALLY STORED INFORMATION that can be
20 converted into PDF format, shall be produced as PDF documents (300 dpi) files.

21 c. All PDF files shall be Bates Numbered (in no less than 12 point font, Times
22 New Roman or similar font) and the name of the PDF file shall be identical to the Bates Number on
23 that file, with a “.PDF” file extension.

24 d. For files that cannot be converted to PDF format, such as audio files,
25 voicemails, spreadsheets, etc., in addition to producing the METADATA FIELDS above, the native
26 file(s) shall be produced, along with a Bates Numbered placeholder. When a spreadsheet is involved,
27 all columns shall be exposed, formulas shall be live, and formulas shall not be pasted with special
28 values.

1 e. Any ELECTRONICALLY STORED INFORMATION, DOCUMENT, or file
2 containing searchable text in its native form, shall be produced as searchable text, not as an image.

3 f. Any encrypted or password-protected ELECTRONICALLY STORED
4 INFORMATION shall be produced unlocked. Alternatively, at the time of production, the responding
5 party shall produce a list of passwords corresponding to the Bates Number of the DOCUMENT or file
6 produced.

7 g. All electronically stored pictures or images shall be produced in a renderable
8 and non-encrypted format.

9 h. Prior to producing any data, the responding party shall de-duplicate the data
10 within custodians. The responding party shall maintain references to all removed duplicate files.

11 i. All the data, load files, and ELECTRONICALLY STORED INFORMATION
12 shall be produced in appropriate electronic media, using the highest capacity media available,
13 avoiding any unreasonable expense. The media shall be labeled and include the responding party's
14 name, production date, media volume, and the Bates Number range included in each media.

15 5. In the event that any DOCUMENT called for by these demands has been destroyed,
16 lost, discarded, otherwise disposed of, or is otherwise unavailable, such DOCUMENT shall be
17 identified as completely as possible, by including, without limitation, the following information: date
18 of disposal; manner of disposal; reason for disposal; person authorizing the disposal; and person
19 disposing of the DOCUMENT. If the responding party is unable to produce metadata for a particular
20 metadata field, the responding party shall provide an explanation.

21 6. Whenever possible, the singular form of a word shall be interpreted in the plural and
22 vice versa; verb tenses shall be interpreted to include past, present, and future tenses; the terms "and"
23 as well as "or" shall be construed either conjunctively or disjunctively, as necessary, to bring within
24 the scope of these demands any DOCUMENTS that might otherwise be considered outside their
25 purview; and words imparting the masculine shall include the feminine and vice versa.

26 7. If an objection is made to part or all of any demand, the reasons for the objection
27 should be specified. If a claim of privilege is asserted with respect to part or all of any DOCUMENT
28 on the grounds of attorney-client privilege, the attorney work product doctrine, or any other basis,

1 describe the DOCUMENT with sufficient particularity to make it susceptible to identification by
2 separately stating the following with respect to any such DOCUMENT: (1) the type of DOCUMENT;
3 (2) its date; (3) the name, address, and position of its author(s); (4) the name, address, and position of
4 each recipient of the DOCUMENT; (5) a general description of the subject matter of the
5 DOCUMENT; (6) the basis of any claim of privilege; and (7) if work product immunity is asserted,
6 the proceeding for which the DOCUMENT was prepared.

7 **DEMANDS FOR PRODUCTION**

8 **DEMAND FOR PRODUCTION NO. 22:**

9 All DOCUMENTS RELATING TO the Antelope Valley Groundwater Adjudication, JCCP
10 No. 4408.

11 **DEMAND FOR PRODUCTION NO. 23:**

12 All DOCUMENTS obtained from Norm Hickling.

13 **DEMAND FOR PRODUCTION NO. 24:**

14 All deeds RELATING TO the PROPERTY.

15 **DEMAND FOR PRODUCTION NO. 25:**

16 All title reports RELATING TO the PROPERTY.

17 **DEMAND FOR PRODUCTION NO. 26:**

18 All real property tax bills RELATING TO the PROPERTY since January 1, 2000.

19 **DEMAND FOR PRODUCTION NO. 27:**

20 All photographs and video taken on or after January 1, 2000, depicting the PROPERTY or any
21 portion thereof.

22 **DEMAND FOR PRODUCTION NO. 28:**

23 All photographs and video depicting any water well or any portion thereof on the PROPERTY.

24 **DEMAND FOR PRODUCTION NO. 29:**

25 All photographs and video taken on or after January 1, 2000, depicting any electrical panel on
26 the PROPERTY.

27 **DEMAND FOR PRODUCTION NO. 30:**

28 All DOCUMENTS RELATING TO each and every water well on the PROPERTY including,

1 without limitation, drilling permits, drilling logs, installation, maintenance and repair records.

2 **DEMAND FOR PRODUCTION NO. 31:**

3 All DOCUMENTS, including maps, plats and the like depicting the location of any water
4 systems on the PROPERTY, including all mains, laterals, valves and sprinkler lines.

5 **DEMAND FOR PRODUCTION NO. 32:**

6 All DOCUMENTS evidencing the amount of groundwater pumped from each well located on
7 the PROPERTY since January 1, 2000.

8 **DEMAND FOR PRODUCTION NO. 33:**

9 All Notices of Groundwater Extraction and Diversion (“NOTICES”) filed with the State Water
10 Resources Control Board (“SWRCB”) or any regional office for the PROPERTY.

11 **DEMAND FOR PRODUCTION NO. 34:**

12 All COMMUNICATIONS with the SWRCB RELATING TO groundwater extraction for the
13 PROPERTY.

14 **DEMAND FOR PRODUCTION NO. 35:**

15 ALL DOCUMENTS RELATING TO the amount of electrical power used on the PROPERTY
16 or any part thereof, since January 1, 2000, including all invoices and billing records, pump tests, and
17 the like.

18 **DEMAND FOR PRODUCTION NO. 36:**

19 All DOCUMENTS evidencing communications with Southern California Edison RELATING
20 TO the PROPERTY or any part thereof.

21 **DEMAND FOR PRODUCTION NO. 37:**

22 All DOCUMENTS evidencing any pump test performed on the wells on the PROPERTY or
23 any part thereof.

24 **DEMAND FOR PRODUCTION NO. 38:**

25 All DOCUMENTS evidencing the lease of the PROPERTY or any part thereof.

26 **DEMAND FOR PRODUCTION NO. 39:**

27 All DOCUMENTS evidencing the lease of any land adjacent to the PROPERTY or any part
28 thereof since January 1, 2000.

1 **DEMAND FOR PRODUCTION NO. 40:**

2 All DOCUMENTS evidencing the amount of groundwater applied to each parcel of
3 PROPERTY since January 1, 2000.

4 DATED: August 2, 2022

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation

5
6 By: 

Eric N. Robinson
Jenifer N. Ryan
Attorneys for Defendant CITY OF LOS
ANGELES and
LOS ANGELES WORLD AIRPORTS

11 DATED: August 2, 2022

LEBEAU THELEN LLP

12
13 By:  for

Robert G. Kuhs
Attorneys for GRIMMWAY ENTERPRISES

16 DATED: August 2, 2022


LAGERLOF, LLP

17
18 By:  for

Thomas S. Bunn
Attorneys for PALMDALE WATER DISTRICT

21 DATED: August 2, 2022

ELLISON, SCHNEIDER, HARRIS & DONLAN LLP

22
23 By:  for

Christopher M. Sanders
Attorneys for COUNTY SANITATION
DISTRICTS OF LOS ANGELES COUNTY NOS.
14 AND 20

1 **Judicial Council Coordination Proceeding No. 4408**
2 **For Filing Purposes Only: Santa Clara County Case No.: 1-05-CV-049053**

3 **PROOF OF SERVICE**

4 **STATE OF CALIFORNIA, COUNTY OF SACRAMENTO**

5 At the time of service, I was over 18 years of age and not a party to this action. I am
6 employed in the County of Sacramento, State of California. My business address is 1331 Garden
7 Hwy, 2nd Floor, Sacramento, CA 95833.

8 On August 2, 2022, I served true copies of the following document(s) described as
9 **SETTLING PARTIES' DEMAND FOR PRODUCTION OF DOCUMENTS TO JOHNNY**
10 **ZAMRZLA, SET TWO** on the interested parties in this action as follows:

11 **SEE ATTACHED SERVICE LIST**

12 **BY E-MAIL OR ELECTRONIC TRANSMISSION:** By submitting an electronic
13 version of the document(s) to the parties, through the user interface at avwatermaster.org.

14 I declare under penalty of perjury under the laws of the State of California that the
15 foregoing is true and correct.

16 Executed on August 2, 2022, at Sacramento, California.

17 

18 _____
19 Sherry Ramirez