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11  
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14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
15 **COUNTY OF LOS ANGELES**

16 Coordination Proceeding  
17 ANTELOPE VALLEY GROUNDWATER  
18 CASES,  
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Los Angeles County Waterworks District No.  
40 v. Diamond Farming Co.  
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Los Angeles County Waterworks District No.  
21 40 v. Diamond Farming Co.  
22 Wm Bolthouse Farms, Inc. v. City of  
Lancaster  
23 Diamond Farming Co. v. City of Lancaster  
24 Diamond Farming Co. v. Palmdale Water  
25 District,

Judicial Council Coordination  
Proceeding No. 4408  
LEAD CASE: LASC Case No. BC 325201

**STIPULATION REGARDING SCOPE OF  
HEARING ON ZAMRZLA MOTIONS;  
[PROPOSED] ORDER**

The Hon. Jack Komar, Dept. 17  
Santa Clara Case No. 105 CV 049053  
Riverside County Superior Court  
Case No. RIC 344436  
Case No. RIC 344668  
Case No. RIC 353840  
Kern County Superior Court Case  
No. S-1500-CV-254348

26 AND RELATED ACTIONS  
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28

1 **STIPULATION**

2 The City of Los Angeles (Los Angeles World Airports), Grimmway Enterprises, Palmdale  
3 Water District, County Sanitation Districts of Los Angeles County Nos. 14 and 20 (collectively,  
4 “Settling Parties”), Antelope Valley Watermaster (“Watermaster”), and Johnny Zamrzla, Pamella  
5 Zamrzla, Johnny Lee Zamrzla and Jeanette Zamrzla (“Zamrzlas”), by and through their respective  
6 attorneys of record (individually, “Party” and collectively, “Parties”), stipulate and agree as follows:

7 **RECITALS**

8 A. At the December 13, 2022 hearing on the motions by the Zamrzlas to modify or set  
9 aside the Judgment (collectively, the “Zamrzla Motions”) and the Watermaster’s motion for  
10 declaratory and injunctive relief against the Zamrzlas (the “Watermaster Motion”, and collectively  
11 with the Zamrzla Motions, the “Motions”), the Court directed the Parties to meet and confer to set  
12 a date for a two-day evidentiary hearing on the Motions.

13 B. The Parties have agreed to set the hearing on the Motions for March 15-16, 2023 (the  
14 “Hearing”), to limit the scope of the Hearing, and to establish the manner and order of presentation  
15 of evidence at the Hearing, as set forth below.

16 **IT IS HEREBY STIPULATED AND AGREED THAT:**

17 1. **Hearing Date and Venue.** The Hearing on the Motions shall **occur on March 15,**  
18 **and 16, 2023, commencing at 9 a.m. in Department 17** of the Santa Clara County Superior Court  
19 located at 161 North First Street, San Jose, California 95113. As of the date of this stipulation, the  
20 Hearing will be conducted remotely via Zoom or Microsoft Teams, as a result of staffing shortage  
21 at the courthouse. If in-person appearances become available prior to the Hearing, then the Parties  
22 shall be allowed to present testimony in person.

23 2. **Scope of Hearing.**

24 a. The Hearing will address whether the Zamrzlas are bound by the Judgment  
25 and Physical Solution entered on December 28, 2015, including, without limitation, whether the  
26 Zamrzlas had notice of the adjudication, whether they are members of the Small Pumper Class, and  
27 whether the Zamrzlas are entitled to equitable relief.

28 b. Issues relating to the quantity of water the Zamrzlas may be allowed to

1 produce, if any, pursuant to California water law, the Judgement and other such relevant legal  
2 authority, and the monetary, injunctive and declaratory relief to which the Watermaster may be  
3 entitled, if any, pursuant to the Watermaster Motion are reserved for a later date pending the outcome  
4 of the Hearing.

5         3.         **Briefing.** The Parties may, at their discretion, submit trial briefs ahead of the Hearing  
6 in accordance with the Code of Civil Procedure and local rules of court.

7         4.         **Exchange of Witness List and Trial Exhibits.**

8                 a.         The Parties shall exchange a list of all witnesses and trial exhibits that each  
9 Party intends to call or introduce in its case in chief by Wednesday, February 22, 2023.

10                b.         The Parties shall exchange a list of all rebuttal witnesses and exhibits by  
11 Wednesday, March 1, 2023.

12                c.         The Parties are not required to disclose impeachment witnesses and exhibits  
13 in advance of the Hearing.

14                d.         The Parties agree that declarations in support of and in opposition to the  
15 Parties' Motions are admissible in lieu of live testimony.

16         5.         **Experts.** None of the Parties disclosed retained experts or disclosed expert reports.  
17 Accordingly, absent order of the Court, no expert reports will be submitted and no retained experts  
18 will testify. The Zamrzlas identified Rick Koch of Southern California Edison as a non-retained  
19 expert whose testimony will be limited to the statements contained in his declaration.

20         6.         **Court reporter.** The Zamrzlas will arrange for a court reporter for the Hearing. The  
21 Parties will equally share the cost among the Settling Parties (1/3), Watermaster (1/3) and the  
22 Zamrzlas (1/3). If any additional party decides to separately oppose the Zamrzlas' Motions, the cost  
23 will be further divided equally among the Parties and any additional party.

24         7.         **Remote Hearing Logistics.** The Parties will meet and confer by Wednesday, March  
25 1, 2023, to determine remote hearing logistics.


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1 DATED: February 13, 2023

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD  
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4 By:   
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Jenifer N. Ryan  
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7 DATED: February 13, 2023

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12 DATED: February 13, 2023

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17 DATED: February 13, 2023

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DISTRICTS OF LOS ANGELES COUNTY NOS.  
14 AND 20

23 DATED: February 13, 2023

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Craig Parton  
Attorneys for ANTELOPE VALLEY  
WATERMASTER

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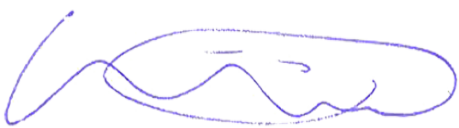
DATED: February 13, 2023

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JEANETTE ZAMRZLA

DATED: February 13, 2023

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By:   
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Wesley A. Miliband  
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ZAMRZLA, JOHNNY LEE ZAMRZLA AND  
JEANETTE ZAMRZLA

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**[PROPOSED] ORDER**

The Court having read the foregoing Stipulation, and good cause appearing, **IT IS SO ORDERED.**

DATED: February \_\_, 2023

\_\_\_\_\_  
Jack Komar

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**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF SACRAMENTO**

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

On February 13, 2023, I served true copies of the following document(s) described as **STIPULATION REGARDING SCOPE OF HEARING ON ZAMRZLA MOTIONS; [PROPOSED] ORDER** on the interested parties in this action as follows:

**SEE ATTACHED SERVICE LIST**

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

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

Executed on February 13, 2023, at Sacramento, California.

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Sherry Ramirez