

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 HYDEE FELDSTEIN SOTO, State Bar No. 106866
8 Los Angeles City Attorney

JULIE CONBOY RILEY, General Counsel, Water and Power
9 BRIAN C. OSTLER, General Counsel, Los Angeles World Airports
NARGIS CHOUDHRY, Deputy City Attorney, 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
12 Angeles and Los Angeles World Airports

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

16 Coordination Proceeding
17 ANTELOPE VALLEY GROUNDWATER
18 CASES,

19 Los Angeles County Waterworks District No.
40 v. Diamond Farming Co.
20 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

NOTICE OF ENTRY OF 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
27

1 **TO ALL PARTIES HEREIN AND TO THEIR ATTORNEYS OF RECORD:**

2 PLEASE TAKE NOTICE that the Stipulation Regarding Scope of Hearing on Zamrzla
3 Motions; Order was entered on February 17, 2023. A true and correct copy is attached hereto as
4 Exhibit "A."

5 DATED: March 7, 2023

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation

6
7
8 By:



Eric N. Robinson

Jenifer N. Ryan

Attorneys for Defendant CITY OF LOS

ANGELES and

LOS ANGELES WORLD AIRPORTS

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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 March 7, 2023, I served true copies of the following document(s) described as **NOTICE OF ENTRY OF 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 March 7, 2023, at Sacramento, California.



Terri Whitman

EXHIBIT A

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
jrryan@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 HYDEE FELDSTEIN SOTO, State Bar No. 106866
 Los Angeles City Attorney
 9 JULIE CONBOY RILEY, General Counsel, Water and Power
 BRIAN C. OSTLER, General Counsel, Los Angeles World Airports
 10 NARGIS CHOUDHRY, Deputy City Attorney, Los Angeles World Airports
 Attorneys for Defendant CITY OF LOS ANGELES and
 LOS ANGELES WORLD AIRPORTS
 11
 Attorneys for City of Los Angeles and Los
 12 Angeles World Airports

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

16 Coordination Proceeding

17 ANTELOPE VALLEY GROUNDWATER
 18 CASES,

19 Los Angeles County Waterworks District No.
 40 v. Diamond Farming Co.

20 Los Angeles County Waterworks District No.
 21 40 v. Diamond Farming Co.

22 Wm Bolthouse Farms, Inc. v. City of
 23 Lancaster

24 Diamond Farming Co. v. City of Lancaster

25 Diamond Farming Co. v. Palmdale Water
 26 District,

27 AND RELATED ACTIONS
 28

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

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, Pamela
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.


26 ///
27 ///
28 ///

1 DATED: February 13, 2023

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation

2

3

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

4

5

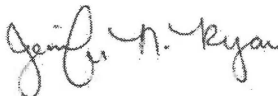
6

7 DATED: February 13, 2023

LEBEAU THELEN LLP

8

9

By: 
Robert G. Kuhs for
Attorneys for GRIMMWAY ENTERPRISES

10

11


12

13 DATED: February 13, 2023

LAGERLOF, LLP

14

15

By: 
Thomas S. Bunn for
Attorneys for PALMDALE WATER DISTRICT

16


17

18 DATED: February 13, 2023

ELLISON, SCHNEIDER, HARRIS & DONLAN LLP

19

20

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

21


22

23 DATED: February 13, 2023

PRICE, POSTEL & PARMA LLP

24

25

By: 
Craig Parton for
Attorneys for ANTELOPE VALLEY
WATERMASTER

26

27

28

1 DATED: February 13, 2023

MATHENY SEARS LINKERT & JAIME, LLP

2

3

By: 

Nicholas R. Shepard
Attorneys for JOHNNY ZAMRZLA, PAMELLA
ZAMRZLA, JOHNNY LEE ZAMRZLA AND
JEANETTE ZAMRZLA

4

5

6

7 DATED: February 13, 2023

ATKINSON, ANDELSON, LOYA RUUD & ROMO

8

9

By: 

Wesley A. Miliband
Attorneys for JOHNNY ZAMRZLA, PAMELLA
ZAMRZLA, JOHNNY LEE ZAMRZLA AND
JEANETTE ZAMRZLA

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

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

DATED: Feburary 17 2023



Jack Komar

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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.



Sherry Ramirez