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EXEMPT FROM FILING FEES UNDER
GOVERNMENT CODE § 6103

Attorneys for Cross-Complainant
Phelan Piñon Hills Community Services District

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES - CENTRAL DISTRICT

Coordination Proceeding)
Special Title (Rule 1550(b)))
ANTELOPE VALLEY)
GROUNDWATER CASES)
Included Actions:)
Los Angeles County Waterworks District)
No. 40 v.)
Diamond Farming Co., et al.,)
Los Angeles County Superior Court, Case)
No. BC 325 201)
Los Angeles County Waterworks District)
No. 40 v.)
Diamond Farming Co., et al.,)
Kern County Superior Court, 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.)
Riverside County Superior Court,)
Consolidated Action, Case Nos. RIC 353)
840, RIC 344 436, RIC 344 668)
AND RELATED CROSS-ACTIONS)

Judicial Council Coordination Proceeding
No. 4408
For Filing Purposes Only: Santa Clara
County Case No.: 1-05-CV-049053
Assigned to the Honorable Jack Komar,
Department 17
CROSS-COMPLAINANT PHELAN
PINON HILLS COMMUNITY SERVICES
DISTRICT'S JOINDER IN OPPOSITION
TO THE SECTION 170.6 PEREMPTORY
CHALLENGE TO THE ASSIGNED
JUDGE (CCP § 170.6)


\\

1 Cross-Complainant Phelan Piñon Hills Community Services District ("PPHCSD")
2 hereby joins in the Public Water Suppliers' Opposition to the Code of Civil Procedure Section
3 170.6 Peremptory Challenge filed against the sitting judge in these consolidated proceedings by
4 certain landowner parties.
5

6 The peremptory challenge must be overruled because it is untimely, would create undue
7 delay, would frustrate the administration of justice in coordinated proceedings, and provide
8 endless opportunities for forum shopping in cases initiated more than a decade ago..
9

10 Dated: February 26, 2010

SmithTrager LLP

11
12
13 By 
14 Susan M. Trager
15 Attorneys for Defendant and Cross-
16 Complainant Phelan Piñon Hills
17 Community Services District
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3 **PROOF OF SERVICE**

4 I, Marie W. Young, declare:

5 I am employed in the County of Orange, State of California. I am over the age of 18 and
6 am not a party to the within action; my business address is 19712 MacArthur Blvd., Suite 120,
Irvine, California 92612.

7 On February 26, 2010, I served the foregoing document(s) described as **CROSS-
8 COMPLAINANT PHELAN PINON HILLS COMMUNITY SERVICES DISTRICT'S
9 OPPOSITION TO THE PEREMPTORY CHALLENGE TO THE ASSIGNED JUDGE
10 (CCP § 170.6)**, as follows:

11 X **(ELECTRONIC SERVICE)** By posting the document(s) listed above to the Santa Clara
12 County Superior Court website in regard to the Antelope Valley Groundwater matter
13 pursuant to the Court's Clarification Order. Electronic service and electronic posting
14 completed through www.sceffiling.org.

15 _____ **(REGULAR MAIL)** By enclosing the document(s) listed in sealed envelope(s),
16 addressing as shown below, and placing the envelope for collection and mailing
17 following our ordinary business practices. I am readily familiar with this firm's practice
18 for collection and processing correspondence for mailing. On the same day that
19 correspondence is placed for collection and mailing, it is deposited in the ordinary course
20 of business with the United States Postal Service in a sealed envelope with postage fully
21 prepaid. I am aware that on motion of the party served, service is presumed invalid if
22 postal cancellation date or postage meter date is more than one day after date of deposit
23 for mailing in affidavit.

24 _____ **(FEDERAL EXPRESS)** By placing the document(s) listed above in a sealed overnight
25 envelope, with delivery fees paid or provided for; addressed as shown below, and
26 depositing it for overnight delivery at a facility regularly maintained by the express
27 service carrier or delivered to a courier or driver authorized to receive documents on its
28 behalf, for delivery on the next business day.

_____ **(FACSIMILE)** by transmitting the document(s) listed above via facsimile to the office of
the addressee(s) shown below. A true and correct copy of the transmission report
indicating transmission without error is attached hereto.

_____ **(PERSONAL SERVICE)** By delivering the document(s) listed above in a sealed
envelope addressed to the parties as noted by hand to the offices of the addressee.

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

26 Executed this 26th day of February, 2010, in Irvine, California.

27 _____
28 /s/ Marie W. Young