

EXHIBIT 5
To Declaration of Derek R. Hoffman

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9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **IN AND FOR THE COUNTY OF LOS ANGELES**
11

12 Coordination Proceeding
Special Title (Rule 1550(b))

) Judicial Council Coordination
) Proceeding No. 4408

13 **ANTELOPE VALLEY**
14 **GROUNDWATER CASES**

) Santa Clara Case No. 1-05-CV-049053
) Assigned to the Honorable Jack Komar
) Department 17C

15 Including Consolidated Actions:

16 **Los Angeles County Waterworks District**
No. 40 v. Diamond Farming Co.
17 Superior Court of California, County of Los
Angeles, Case No. BC 325 201

) **STIPULATION AND ORDER FOR**
) **DISCOVERY REGARDING SCI**
) **CALIFORNIA FUNERAL SERVICES, INC.,**
) **A CALIFORNIA CORPORATION DBA**
) **JOSHUA MEMORIAL PARK'S**
) **GROUNDWATER PRODUCTION RIGHT**
) **CLAIM**

18 **Los Angeles County Waterworks District**
19 **No. 40 v. Diamond Farming Co.**
Superior Court of California, County of
20 Kern, Case No. S-1500-CV-254-348

21 **Wm. Bolthouse Farms, Inc. v. City of**
Lancaster
22 **Diamond Farming Co. v. City of**
Lancaster
23 **Diamond Farming Co. v. Palmdale**
Water Dist.

) Date: December 12, 2019
) Time: 1:30 p.m.
) Judge: Hon. Jack Komar, Judge

[Hearing to be conducted by Courtcall]

24 Superior Court of California, County of
Riverside, consolidated actions, Case Nos.
25 RIC 353 840, RIC 344 436, RIC 344 668

26 AND RELATED ACTIONS.

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STIPULATION AND ORDER FOR DISCOVERY REGARDING SCI CALIFORNIA
FUNERAL SERVICES, INC., A CALIFORNIA CORPORATION DBA JOSHUA
MEMORIAL PARK'S GROUNDWATER PRODUCTION RIGHT CLAIM

1 This *Stipulation and Order for Discovery Regarding SCI California Funeral Services,*
2 *Inc., A California Corporation dba Joshua Memorial Park's Groundwater Production Right*
3 *Claim*, is submitted pursuant to the Court's Order After Hearing on November 14, 2019
4 ("Order") in the above captioned matter.

5 I. RECITALS

6 1. On November 14, 2019, the Court heard SCI CALIFORNIA FUNERAL
7 SERVICES, INC., a California Corporation dba JOSHUA MEMORIAL PARK's ("Joshua
8 Memorial"), Motion to Intervene ("Motion") in the December 23, 2015 Judgment and Physical
9 Solution ("Judgment") in the above-captioned action, the Antelope Valley Groundwater
10 Adjudication ("Adjudication").

11 2. Joshua Memorial sought, by its motion: (1) to intervene pursuant to Paragraph 20.9
12 of the Judgment and (2) to be granted a Production Right of 122 acre-feet per year as a Non-
13 Stipulating Party pursuant to paragraph 5.1.10 of the Judgment.

14 3. Certain Landowner Parties filed an Amended Joint Opposition to the Motion,
15 opposing only the granting of a production right. Those Landowner parties included: Tejon
16 Ranchcorp; AVEK; County Sanitation Districts 14 and 20 of Los Angeles County; State of
17 California; Santa Monica Mountains Conservancy; 50th District Agricultural Association; Wm.
18 Bolthouse Farms and Bolthouse Properties, LLC; and, City of Los Angeles and Los Angeles
19 World Airports. Palmdale Water District filed a joinder and the Antelope Valley Watermaster
20 filed a limited joinder to the Amended Joint Opposition. The foregoing parties are collectively
21 referred herein to as the "Opposing Parties".

22 4. Following the hearing on the Motion, the Court issued the written Order. The Order
23 granted Joshua Memorial's request to intervene in the Judgment pursuant to Section 5.1.10 of the
24 Judgment. The Order directs that an evidentiary hearing will be scheduled to take evidence for the
25 Court to review and consider evidence and objections to the request for specific quantities of
26 pumping rights for Joshua Memorial. The Order further provides that Parties may propose to

1 engage in specified discovery which may be submitted to the Court for approval only after the
2 parties have met and conferred regarding specific proposals, and that if the parties stipulate, any
3 such stipulation shall be submitted to the Court for approval along with any objections thereto.

4 II. STIPULATION

5 In accordance with the Order at page 2, lines 12-23, counsel for Joshua Memorial and the
6 undersigned Opposing Parties hereby stipulate as follows:

7 1. To the extent the information and documents are available to Joshua Memorial, Joshua
8 Memorial will produce to the Opposing Parties in a verified response:

- 9 a. Groundwater extraction and diversion reports filed pursuant to Water Code section
10 5001 et seq. for the years 2000 through 2014, or a statement under oath that no such
11 reports have been filed.
- 12 b. All electrical records relating to Joshua Memorial's groundwater production well
13 for years 2000 through 2014.
- 14 c. The acreage under irrigation with well water at Joshua Memorial's property for
15 each year from 2000 through 2014.
- 16 d. The name, last known address and telephone number of each onsite manager and
17 any other Joshua Memorial employees with personal knowledge regarding
18 irrigation practices and water use for each year from 2000 through current.
- 19 e. The periods, if any, between 2000 and 2015 that the mobile home on the Joshua
20 Memorial property was connected to the electrical meter serving the groundwater
21 well and, if connected, the periods during which the mobile home was occupied.

22 2. Joshua Memorial will provide an updated LSCE Report for the timeframe 2000 through
23 current.

24 3. Once the items set forth in paragraphs 1 and 2 of this stipulation are produced, Joshua
25 Memorial and the Opposing Parties shall meet and confer regarding whether further
26 discovery is necessary. No additional discovery beyond the items set forth in paragraphs 1

1 and 2 of this stipulation shall be required unless ordered by the Court or stipulated to by the
2 parties.

- 3 4. Joshua Memorial and the undersigned Opposing Parties request the Court set a further
4 status hearing in approximately ninety (90) days.

5
6 December 9, 2019

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8 By: 

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SERVICES, INC., a California Corporation dba
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11 December 9, 2019

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15 December __, 2019

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20 December __, 2019

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Christopher Sanders,
Attorneys for COUNTY SANITATION DISTRICTS 14
AND 20 OF LOS ANGELES COUNTY

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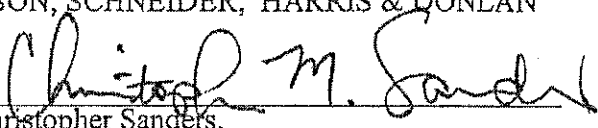
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1 December 10, 2019

STATE OF CALIFORNIA OFFICE OF
ATTORNEY GENERAL

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3 By: /s/
4 Noah Golden-Krasner,
5 Attorneys for STATE OF CALIFORNIA; SANTA
6 MONICA MOUNTAINS CONSERVANCY; 50th
7 DISTRICT AGRICULTURAL ASSOCIATION

8 December 7, 2019

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11 Attorneys for Wm. BOLTHOUSE FARMS AND
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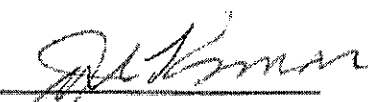
21 By: Craig A. Parton
22 Craig A. Parton,
23 Attorneys for ANTELOPE VALLEY WATERMASTER

S 1461-000 1
ORDER

GOOD CAUSE APPEARING THEREFORE, further telephonic hearing on the motion is scheduled for March 12, 2020 at 9:00 a.m. Any party requesting an in person hearing in the Los Angeles Superior Court must do so in writing no later than March 2, 2020 with service the request on all parties.

it is so Ordered.

Date: December 10, 2019


Hon. Jack Komar (Ret.)
Judge of the Superior Court

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STIPULATION AND ORDER

FUNERAL SERVICES,

MEMORIAL PARK

REGARDING SCI CALIFORNIA
CORPORATION DBA JOSHUA

PRODUCTION RIGHT CLAIM