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Attorneys for Defendant and Cross-Complainant  
Phelan Piñon Hills Community Services District

**SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
**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**

Case No. Judicial Council Coordination  
Proceeding No. 4408

(For Filing Purposes Only: Santa Clara  
County Case No.: 1-05-CV-049053)

**PHELAN PIÑON HILLS COMMUNITY  
SERVICES DISTRICT'S OBJECTIONS  
TO PROPOSED JUDGMENT**

[Filed concurrently with: 1) Phelan Piñon  
Hills' Objections to Proposed Statement of  
Decision; and, 2) [Proposed] Statement of  
Decision]

Date: December 23, 2015  
Time: 10:00 a.m.  
Location/Dept.: Room 222, 2<sup>nd</sup> Floor  
Stanley Mosk Courthouse  
111 N. Hill Street  
Los Angeles, CA 90012

Assigned for All Purposes to:  
Hon. Jack Komar

Date/Time/Loc: 12/23/15, 10:00 a.m., Rm. 222  
(Hearing on Objections to Proposed Statement of  
Decision)





1 TO THE HONORABLE COURT AND ALL PARTIES AND THEIR ATTORNEYS OF  
2 RECORD HEREIN:

3 Pursuant to California Rule of Court 3.1590(g), Phelan Piñon Hills Community Services  
4 District ("Phelan") hereby submits its objections to the Proposed Judgment filed by Los Angeles  
5 County Waterworks District No. 40 on December 4, 2015.

6 Phelan objects to the language at page 2, lines 22-23, of the Proposed Judgment stating that  
7 Phelan has "no right to pump groundwater from the Antelope Valley Adjudication Area except under  
8 the terms of the Physical Solution" because the Physical Solution as currently written fails to  
9 recognize Phelan's appropriative right to pump groundwater from the Adjudication Area. Phelan  
10 would find this language acceptable if the Physical Solution were revised to provide for pumping of  
11 up to 630 acre-feet a year without payment of a replenishment assessment.

12 Phelan also requests that the ambiguous language ", except to the extent required by the terms  
13 of an instrument, contract, or other agreement" be stricken from page 3, lines 24-25.

14 Phelan incorporates its concurrently filed Objections to the Proposed Statement of Decision,  
15 and its previously filed Objections to [Proposed] Statement of Decision for Trial Related to Phelan  
16 Piñon Hills Community Services District filed on December 18, 2014.

17 Phelan respectfully requests that the Court revise the Proposed Judgment with the above  
18 proposed modifications.

19  
20 DATED: December 14, 2015

ALESHIRE & WYNDER, LLP  
JUNE S. AILIN  
MILES P. HOGAN

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23 By: 

24 JUNE S. AILIN

25 Attorneys for Defendant and Cross-Complainant  
26 Phelan Piñon Hills Community Services District  
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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 ORANGE**

5 I, Linda Yarvis,

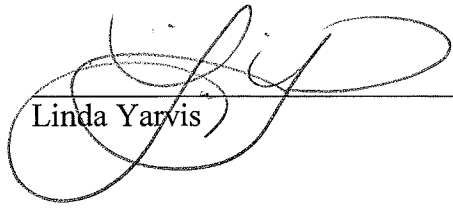
6 I am employed in the County of Orange, State of California. I am over the age of 18 and not a  
7 party to the within action. My business address is 18881 Von Karman Avenue, Suite 1700, Irvine, CA  
8 92612.

9 On December 14, 2015, I served the within document(s) described as **PHELAN PIÑON  
10 HILLS COMMUNITY SERVICES DISTRICT'S OBJECTIONS TO PROPOSED  
11 JUDGMENT** on the interested parties in this action as follows:

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

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

18 Executed on December 14, 2015, at Irvine, California.

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Linda Yarvis

ALESHIRE &  
WYNDER LLP  
ATTORNEYS AT LAW

