

1 FRANK SATALINO, ESQ., CSB NO. 143444
2 LAW OFFICES OF FRANK SATALINO
3 19 Velarde Court
4 Rancho Santa Margarita, Ca 92688
5 Telephone: 949-735-7604; Facsimile: 949-459-5789
6 Attorneys for Defendants ROSAMOND RANCH, L.P., ELIAS SHOKRIAN

7
8 SUPERIOR COURT OF CALIFORNIA
9 COUNTY OF LOS ANGELES
10

11 ANTELOPE VALLEY GROUNDWATER
12 CASES

Judicial Counsel Coordination Proceeding
No.: 4408

13 Including Consolidated Cases:

Lead Case: BC 325 201

14 Los Angeles County Waterworks District No. 40
15 v. Diamond Farming Co., Superior Court of
16 California, County of Los Angeles, Case No.:
17 BC 325201

DEFENDANT ROSAMOND RANCH,
RESPONSE TO COURT DISCOVERY
ORDER FOR PHASE IV TRIAL

18 AND RELATED CONSOLIDATED CASES:

DATE: February 11, 2012
TIME: 9:00 a.m.
DEPT: 1

19 TO THE COURT:

20 Defendants ROSAMOND RANCH, L.P., ELIAS SHOKRIAN and his wife submit the
21 following response to the Court's Discovery order for Phase IV trial, based on the information
22 they have available. Discovery is still continuing, including outstanding discovery to the Kern
23 County Water agency, and Southern California Edison, and responding party reserves the right to
24 supplement this response with any further discovered information.
25
26
27
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STATEMENT

CATEGORY 1

Item 1, a

Property: APN 359-031- (02, 03,04, 05, and 06); 359-052(02)

Size: 730 acres

Item 1, b

COALINGA CORPORATION, a Nevada corporation, thru August 9, 2004

ELIAS and SHIRLEY SHOKRIAN,

then ROSAMOND RANCH, LP

Item 1,c and 1,d

Yes groundwater wells existed on the parcel from 2000-2004, operational Between 2011-12; wells may still be in existence but production is de minimis - they have not been in normal operation during the later 2011-2012 time period.

Item 1, e

2000-2004- ESTIMATED Approximate Water Usage/Pumping/Rights (farming)
3000 gallons/minute (approx); 8 months per year; Converted to acre feet:
4,500 acre/foot per year. (Best estimate based on type of crops, discussion with farmers,
etc.) **However, during litigation, and in discussions with public water suppliers, respondent's
have consented and stipulated to a lower water useage calculation- Approximately 3000-3500.

2011-2012- Wells may still be in existence but production is de minimis- they have not
been in normal operation during the later 2011-2012 time period

Respondent intends to designate an expert as to water use on property from 2000-2004.

Item 1, f

2000-2004 Farming

2011-2012- Active farming is not taking place

1 Item 1, g

2 It is not believed this occurred.

3 Item 1, h

4 The property was not being used for active farming during 2011-2012.

5 Item 1, I

6 The property was used for farming in 2000-2004; Crops -crops grown were primarily
7 alfalfa, as well as onions and carrots. The neighboring property also was growing pistachios and
8 there may have been some minor amounts grown on this property as well.
9

10 The property was not being used for active farming during 2011-2012

11 Item 1, J

12 Past groundwater use and pumping- 2000-004; property rights based on ownership of
13 property.
14

15 Item 1, K

16 Maximum use during quantification period; 2000-2004. Please refer to response to
17 1,e.
18

19 Item 2

20 Property was not owned by Respondent until late 2004. It is believed that property was
21 leased, or at least let out to famers, who pumped water for farming during that prior time period,
22 including but not limited to Mr. Scott Harter. As to the remainder of the request; unknown;
23 discovery is continuing.
24

25 Item 3 a

26 Deeds
27
28

1 Permits; County Assessor Records; Excel File of estimated useage- Kern County Website
2 Aerial photographs – showing farming/crops; assessor maps
3 Edison Electrical records
4
5 Pumping records; permit-crop records; Kern County Use reports
6 Expert testimony
7 Water providers own records
8

9 Item 3, B

10 Please see response to I, h. Water use was dimnimus during 2011-2012 time period;
11 farming was not taking place.
12

13 Item 3,C

14 See item 3,a. Also, Water providers own records
15

16 CATEGORY 5

17 Elias Shokrian
18

19 Scott Harter

20 Possibly representatives of prior owner Coalinga

21 Respondent intends to designate experts as well.
22
23
24

25 LAW OFFICES OF FRANK SATALINO

26 Dated: December 21, 2012

27 By: Frank Satalino
28 FRANK SATALINO, Esq.
Attorneys for Defendant ROSAMOND,
SHOKRIAN

1
2 **PROOF OF SERVICE**
3

4 STATE OF CALIFORNIA)
5 COUNTY OF ORANGE) ss

6 I am employed in the County of Orange, State of California. I am
7 over the age of 18 years and not a party to this action. My business
address is 19 Velarde Court, Rancho Santa Margarita, CA 92688.

8 On December 21, 2012 I served the foregoing document described as: **RESPONSE** on
9 the interested parties in this action as follows:

10 x **(Electronic service)** By posting the document above to the Santa Clara County Superior
Court website in regard to the Antelope Valley groundwater matter _

11 ___ **(Service By Mail)** I caused such envelope, with postage thereon, fully prepaid, to be
12 placed for deposit at 19 Velarde Court, Rancho Santa Margarita, CA 92688, in the United
13 States Postal Service. I am familiar with the regular mail collection and processing
14 practices of this office that the mail would be deposited with the United States Postal
Service within one day of the within date in the ordinary course of business, and that the
envelope was sealed and deposited for collection and mailing on the above date following
ordinary business practices.

15 ___ **(Personal Service)** I caused such envelope to be delivered by hand to the addressee(s).

16 ___ **(Via Facsimile)** By faxing copies to the person(s) above named.

17 ___ **(FEDERAL)** I declare that I am employed in the office of a member of the bar of this
18 Court at whose direction the service was made.

19 I declare under penalty of perjury under the laws of the State of California that the
20 foregoing is true and correct, and that this Proof of Service was executed on December 21, 2012
at Rancho Santa Margarita, California.

21 By: Frank Satalino
22 FRANK SATALINO
23
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25
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VERIFICATION

STATE OF CALIFORNIA, COUNTY OF ORANGE

I have read the foregoing Response of Cross Defendant ROSAMOND RANCH, L.P. to COURT DISCOVERY ORDER QUESTIONS

CHECK APPLICABLE PARAGRAPH

 I am a party to this action. The matters stated in the foregoing document are true to my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

 x I am an Officer x a partner an owner of ROSAMOND RANCH, L.P. and make this verification for and on its behalf, and I make this verification for that reason. I am informed and believe and on that ground allege that the matters stated in the foregoing document are true. x The matters stated in the foregoing document are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

 I am one of the attorneys for , a party to this action. Such party is absent from the county of aforesaid where such attorneys have their offices, and I make this verification for and on behalf of that party for that reason. I am informed and believe and on that ground allege that the matters stated in the foregoing document are true.

Executed on December 21, 2012 at Beverly Hills, California. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.


Name: Elias Shokrian

1
2 **PROOF OF SERVICE**
3

4 STATE OF CALIFORNIA)
5) ss
6 COUNTY OF ORANGE)

7 I am employed in the County of Orange, State of California. I am
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By: Frank Satalino
FRANK SATALINO