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ANTELOPE VALLEY WATER STORAGE, LLC  
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8 **SUPERIOR COURT OF CALIFORNIA**  
9 **COUNTY OF LOS ANGELES – CENTRAL DISTRICT**  
10

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

Judicial Council Coordination Proceeding No.  
4408

12 **ANTELOPE VALLEY GROUNDWATER**  
13 **CASES**

Santa Clara Case No. 1-05-CV-049053  
The Honorable Jack Komar, Dept. 17

14 Included actions:

**ANTELOPE VALLEY WATER STORAGE,  
LLC'S CASE MANAGEMENT  
CONFERENCE STATEMENT**

15 Los Angeles County Waterworks District No.  
40 v. Diamond Farming Company, a  
16 corporation, Superior Court of California,  
County of Los Angeles, Case No. BC325201;

Date: November 9, 2012  
Time: 9:00 a.m.  
Dept: 1  
Room: 534

17 Los Angeles County Waterworks District No.  
18 40 v. Diamond Farming Company, a  
corporation, Superior Court of California,  
19 County of Kern, Case No. S-1500-CV-254-  
348;  
20

21 Wm. Bolthouse Farms, Inc. vs. City of  
Lancaster, Diamond Farming Company, a  
22 corporation, v. City of Lancaster, Diamond  
Farming Company, a corporation v. Palmdale  
Water District, Superior Court of California,  
23 County of Riverside, Case Nos. RIC 353840,  
RIC 344436, RIC 344668.  
24

25 Cross- Defendant ANTELOPE VALLEY WATER STORAGE, LLC ("AVWS") hereby  
26 joins in the Trial Setting Conference Statement filed by U.S. Borax on November 5, 2012 and  
27 joins, in part, the Case Management Statement and Request for Jury Trial on Prescription Claims  
28 filed by Bolthouse Properties, LLC and Wm. Bolthouse Farms, Inc., on November 5, 2012.

1 Bolthouse's statement accurately characterizes the remaining issues that the Court must  
2 resolve. AVWS agrees that it will not be possible to resolve all of these issue in a two week trial  
3 in February. U.S. Borax recommends an option for proceeding to determine the issues related to  
4 return flows that would be feasible and very useful for moving the case closer to settlement.

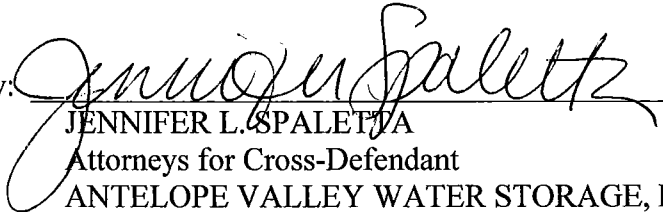
5 AVWS also recommends that if the parties have not reached agreement on the scope of  
6 discovery and prescriptive claims prior to November 9, 2012, the Court set a briefing schedule to  
7 determine the appropriate time frame for discovery so that discovery can move forward and a  
8 trial on the prescriptive claims can commence within a reasonable time.

9 Respectfully Submitted,

10 Dated: November 5, 2012

**HERUM \ CRABTREE**  
*California Professional Corporation*

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12  
13 By:

  
JENNIFER L. SPALETTA

Attorneys for Cross-Defendant

ANTELOPE VALLEY WATER STORAGE, LLC

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**PROOF OF SERVICE**

I, Carol Bracken, certify and declare:

I am over the age of 18 years and not a party to this action. My business address is:  
HERUM CRABTREE, 5757 Pacific Avenue, Suite 222, Stockton, California 95207. On the date  
set forth below, I served the following document(s):

**ANTELOPE VALLEY WATER STORAGE, LLC'S CASE MANAGEMENT  
CONFERENCE STATEMENT**

**[X] BY ELECTRONIC SERVICE.** By posting the document(s) listed above to the Santa  
Clara Superior Court website regarding the Antelope Valley Groundwater matter (Judicial  
Council Coordination Proceeding No. 4408, Santa Clara Case No. 1-05-CV-049053)  
pursuant to the Court's Clarification Order.

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

Dated: November 5, 2012

  
CAROL BRACKEN