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4 Hermosa Beach, California 90254  
5 Telephone: (310) 954-8270  
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7 *mike@mclachlan-law.com*

E-RECEIVED

10/31/2016

5 Daniel M. O'Leary (State Bar No. 175128)  
6 **LAW OFFICE OF DANIEL M. O'LEARY**  
7 2300 Westwood Boulevard, Suite 105  
8 Los Angeles, California 90064  
9 Telephone: (310) 481-2020  
10 Facsimile: (310) 481-0049  
11 *dan@danolearylaw.com*

12 Attorneys for Plaintiff Richard Wood and the Class

13 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**  
14 **COUNTY OF LOS ANGELES**

15 Coordination Proceeding  
16 Special Title (Rule 1550(b))

17 ANTELOPE VALLEY GROUNDWATER  
18 CASES

19 RICHARD A. WOOD, an individual, on  
20 behalf of himself and all others similarly  
21 situated,

22 Plaintiff,

23 v.

24 LOS ANGELES COUNTY  
25 WATERWORKS DISTRICT NO. 40; et  
26 al.

27 Defendants.

Judicial Council Coordination  
Proceeding No. 4408  
(Honorable Jack Komar)

Lead Case No. BC 325201

Case No.: BC 391869

**NOTICE RULING ON SECOND  
ELECTION UNDER  
GOVERNMENT CODE SECTION  
984**

Location: Room 222 (Mosk)  
Date: October 18, 2016  
Time: 9:00 a.m.

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that on October 18, 2016, the Court held a hearing  
3 on the Notice of Election Under filed by Los Angeles County Waterworks District  
4 No. 40. After argument of counsel, the Court denied the election for periodic  
5 payments. That ruling is set forth in the Court's Minute Order, a copy of which is  
6 attached.

7  
8 DATED: October 30, 2016

LAW OFFICES OF MICHAEL D. McLACHLAN  
LAW OFFICE OF DANIEL M. O'LEARY

9  
10  
11 By: \_\_\_\_\_

MICHAEL D. MCLACHLAN  
Attorneys for Plaintiff and the Class

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

DATE: 10/18/16

DEPT. 222

HONORABLE Jack Komar

JUDGE P. BOYD

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

D. SALYER, CSR#4410

Reporter

9:00 am

JCCP4408

Plaintiff	MICHAEL MCLACHLAN (X)
Counsel	MARILYN LEVIN (X)
	WENDY WANG (X)
Defendant	STANLEY POWELL (X)
Counsel	THOMAS BUNN III (X)
	JOHN TOOTLE (X)
	JEFFREY DUNN (X)
	DANIEL O'LEARY (X)

Coordination Proceeding Special  
Title Rule (1550(b))  
ANTELOPE VALLEY  
GROUNDWATER CASES  
\*ASSIGNED TO JUDGE JACK KOMAR  
IN SANTA CLARA COUNTY (8/31/05

**NATURE OF PROCEEDINGS:**

STATUS CONFERENCE;

Conference is held.

Court and counsel confer about changes to be made to the 9/8/16 minute order. The Court orders that the following sentence be deleted from the 9/8/16 minute order:

"Motion for payments pursuant to Government Code 970.6 is argued and continued to October 18, 2016 at 9:00 a.m. in this department."

Second Notice of Election pursuant to Government Code 984 is argued and DENIED for the same reasons as noted in the prior motion.

Request for approval of provisions regarding the landowner election to watermaster board is continued to December 7, 2016 at 9:00 a.m. in Rm. 222, to be heard with presently scheduled matters.

Counsel Michael McClachlan is to give notice.

\*\*\*\*\*

**ADDITIONAL COUNSEL/PARTIES PRESENT VIA COURT CALL:**

RICHARD WOOD (X)  
(SELF-REPRESENTED)

CLIFFORN & BROWN

MINUTES ENTERED 10/18/16 COUNTY CLERK
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**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

DATE: 10/18/16

DEPT. 222

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JUDGE P. BOYD

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

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Reporter

9:00 am

JCCP4408

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Coordination Proceeding Special  
Title Rule (1550(b))  
ANTELOPE VALLEY  
GROUNDWATER CASES  
\*ASSIGNED TO JUDGE JACK KOMAR  
IN SANTA CLARA COUNTY (8/31/05

**NATURE OF PROCEEDINGS:**

BY: RICHARD ZIMMER (X)

ELLISON, SCHNEIDER & HARRIS LLP  
BY: CHRISTOPHER SANDERS (X)

GRESHAM SAVAGE NOLAN & TIDEN, PC  
BY: JOHN UKESTAD (X)

KRAUSE KALFAYAN BENINK & SLAVENS LLP  
BY: IAN KRUPAR (X)

KRONICK MOSKOVITZ TIEDERMANN & GIRARD  
BY: ERIC ROBINSON (X)

LAW O/O WALTER J. WILSON  
BY: WALTER WILSON (X)

LEMIEUX & O'NEILL  
BY: W. KEITH LEMIEUX JR. (X)

LEBEAU-THELEN LLP  
BY: BOB JOYCE (X)

MCMURTREY & HARTSOCK & WORTH  
BY: JAMES WORTH (X)

MORRISON & FOERSTER LLP  
BY: WILLIAM SLOAN (X)

MURPHY & EVERTZ LLP

MINUTES ENTERED 10/18/16 COUNTY CLERK
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**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

DATE: 10/18/16

DEPT. 222

HONORABLE Jack Komar

JUDGE P. BOYD

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

NONE

Deputy Sheriff

D. SALYER, CSR#4410

Reporter

9:00 am

JCCP4408

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Coordination Proceeding Special  
 Title Rule (1550(b))  
 ANTELOPE VALLEY  
 GROUNDWATER CASES  
 \*ASSIGNED TO JUDGE JACK KOMAR  
 IN SANTA CLARA COUNTY (8/31/05)

**NATURE OF PROCEEDINGS:**

BY: DOUGLAS EVERTZ (X)

MUSICK, PEELER & GARRETT LLP  
 BY: THEODORE CHESTER JR. (X)

MINUTES ENTERED 10/18/16 COUNTY CLERK
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1 **PROOF OF SERVICE**

2 I am employed in the County of Los Angeles, State of California. I am over  
3 the age of 18 and am not a party to the within action. My business address is 44  
4 Hermosa Avenue, Hermosa Beach, California 90254. My electronic notification  
address is kevin@mclachlan-law.com.

5 On October 31, 2016, I caused service in the manner indicated below of the  
6 foregoing document(s) described as **NOTICE RULING ON SECOND**  
7 **ELECTION UNDER GOVERNMENT CODE SECTION 984** to be served on  
all parties in this matter as follows:

- 8 ( ) (BY U.S. MAIL) I am readily familiar with the firm's practice of collection  
9 and processing of documents for mailing. Under that practice, the above-  
10 referenced document(s) were placed in sealed envelope(s) addressed to the  
11 parties as noted above, with postage thereon fully prepaid and deposited  
12 such envelope(s) with the United States Postal Service on the same date at  
13 Los Angeles, California.
- 14 (X) (BY ELECTRONIC SERVICE) Per court order requiring service and filing  
15 by electronic means, this document was served by electronic service to the  
16 by posting to Odyssey eFile, including electronic filing with the Santa Clara  
17 Superior Court.
- 18 ( ) (BY FEDERAL EXPRESS) I served a true and correct copy by Federal  
19 Express or other overnight delivery service, for delivery on the next  
20 business day. Each copy was enclosed in an envelope or package designed  
21 by the express service carrier; deposited in a facility regularly maintained  
22 by the express service carrier or delivered to a courier or driver authorized  
23 to receive documents on its behalf; with delivery fees paid or provided for;  
24 addressed as shown on the accompanying service list.
- 25 (X) (STATE) I declare under penalty of perjury under the laws of the State of  
26 California that the above is true and correct.

27 \_\_\_\_\_  
28 /s/ Ana Horga  
Ana Horga