

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 07/24/09

DEPT. 1

HONORABLE ELIHU M. BERLE

JUDGE

M. GODDERZ

DEPUTY CLERK

HONORABLE
2.

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

J. BALTAZAR, CT. ASST.

Deputy Sheriff

GINGER WELKER, CT. RPTR.

Reporter

1:30 pm

JCCP4408

Plaintiff

MICHAEL D. McLACHLAN (x)

Counsel

Coordination Proceeding Special

VS

Defendant

WAYNE K. LEMIEUX (x)

Counsel

THOMAS S. BUNN III (x)

SUSAN M. TRAGER (x)

ANTELOPE VALLEY GROUNDWATER CAS

BRAD WEEKS (x)

*ASSIGNED TO JUDGE JACK KOMAR

JEFFREY V. DUNN (x)

NATURE OF PROCEEDINGS:

(1) CONTINUED HEARING (FROM JULY 10, 2009) ON MOTION BY THE WOOD PLAINTIFFS FOR AN ORDER DISQUALIFYING THE LAW FIRM OF LEMIEUX & O'NEIL (ATTY MICHAEL D. McLACHLAN)

(2) CONTINUED HEARING (FROM JULY 10, 2009) ON REQUEST BY BOLTHOUSE TO AMEND THE EXHIBITS TO ITS AMENDED CROSS-COMPLAINT (ATTY RICH ZIMMER)
(continued to August 17, 2009)

(3) CONTINUED HEARING (FROM JULY 10, 2009) ON EX PARTE APPLICATION BY THE WOOD PLAINTIFFS FOR ORDER STOPPING SERVICE OF SUMMONS AND CROSS-COMPLAINT ON SMALL PUMPER CLASS MEMBERS AND FOR DISMISSAL OF THOSE PREVIOUSLY SERVED

(4) CALIFORNIA WATER SERVICE / MOTION FOR RELIEF
(continued to August 17, 2009)

Additional parties appearing in the courtroom;
WHITNEY G. McDONALD (x) CHRISTINE CARSON (x)
MICHAEL L. MOORE (x)
REBECCA A. DAVIS-STEIN (x)

Additional parties appearing via telephone conference call:

Michael L. Crow Stephen M. Siptroth
William J. Brunick Mark Smith
Robert E. Dougherty Christopher M. Sanders
Michael D. Davis Ralph B. Kalfayan

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1:30 pm	JCCP4408	Plaintiff	MICHAEL D. McLACHLAN (x)
	Coordination Proceeding Special	Counsel	
	VS	Defendant	WAYNE K. LEMIEUX (x)
		Counsel	THOMAS S. BUNN III (x)
	ANTELOPE VALLEY GROUNDWATER CAS		SUSAN M. TRAGER (x)
	*ASSIGNED TO JUDGE JACK KOMAR		BRAD WEEKS (x)
			JEFFREY V. DUNN (x)

NATURE OF PROCEEDINGS:

Janet K. Goldsmith
Sheldon Blum
Emily L. Madueno
Nathan R. Smith

Robert G. Kuhs
Bob H. Joyce
William M. Sloan
R. Lee Leininger

The hearing is held. The Court calls the Motion by the Wood Plaintiffs for an Order Disqualifying the Law Firm of Lemieux & O'Neil and the Motion is taken under submission until August 17, 2009 to allow opposing party to file documents under seal as per the Court's comments on the record.

The Ex-Parte Application by the Wood Plaintiffs for Order Stopping Service of Summons and Cross-Complaint on Small Pumper Class Members and For Dismissal of those Previously Served is called and counsel represent this issue is being resolved between the parties. The Application is taken off calendar.

Request for short form Notice to be published is discussed Re form of the 'bill stuffer' to be used and the Court orders counsel to meet and confer and agree to exact language. Notice to be published per the Court's comments on the record.

The Court refers counsel to Justice Roby through his secretary Linda Moore at (916) 651-7254 for interested parties to participate in a Settlement Conference with Justice Roby.

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Counsel

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SUSAN M. TRAGER (x)

ANTELOPE VALLEY GROUNDWATER CAS
*ASSIGNED TO JUDGE JACK KOMAR

BRAD WEEKS (x)

JEFFREY V. DUNN (x)

NATURE OF PROCEEDINGS:

Case Management Conference is to be concurrently held on August 17, 2009 with the above motions. The Court will notify counsel of the location of the August 17, 2009 hearing forthwith.

Notice to be given by clerk.