

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

<p>Coordination Proceeding Special Title (Rule 1550(b))</p> <p>ANTELOPE VALLEY GROUNDWATER CASES</p> <p>Included Actions:</p> <p>Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California County of Los Angeles, Case No. BC 325 201</p> <p>Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California, County of Kern, Case No. S-1500-CV-254-348</p> <p>Wm. Bolthouse Farms, Inc. v. City of Lancaster Diamond Farming Co. v. City of Lancaster Diamond Farming Co. v. Palmdale Water Dist. Superior Court of California, County of Riverside, consolidated actions, Case Nos. RIC 353 840, RIC 344 436, RIC 344 668</p> <p>Willis v. Los Angeles County Waterworks District No. 40 Superior Court of California, County of Los Angeles, Case No. BC 364 553</p> <p>Wood v. Los Angeles County Waterworks District No. 40 Superior Court of California, County of Los Angeles, Case No. BC 391869</p>	<p>Judicial Council Coordination Proceeding No. 4408</p> <p>For Court's Use Only: Santa Clara County Case No. 1-05-CV-049053 (for E-Posting/E-Service Purposes Only)</p>
--	--

Date/Time: December 31, 2010 (9:00 a.m.)

Via teleconference

Location: Los Angeles County Superior Court

111 North Hill Street
Los Angeles, CA 90012

Present: Hon. Jack Komar, Judge
~~C. Walker~~, Reporter

~~M. Godderz~~, Clerk [Rowena Walker]
~~C. Wright~~, Deputy

*Antelope Valley Groundwater Cases (JCCP 4408)
Los Angeles County Superior Court, Case No. BC 325 201
December 31, 2010 (9:00am) / Hon. Jack Komar*

F:\komar\antelope Valley\2010-12-31 MO re Scalmanini Expert Witness Testimony.doc

MINUTE ORDER RE: **Expert Witness Testimony of Mr. Joseph Scalmanini**

Upon *ex parte* notice made by Attorney Michael McLachlan, on behalf of Plaintiff Richard Wood, et al., the Court set and conducted a teleconference on December 31, 2010 at 9:00 a.m. via teleconference (arranged and provided by Mr. McLachlan), to discuss Plaintiff Wood's *ex parte* application for the handling of the trial testimony of Mr. Joseph Scalmanini.

Present along with the Court were: William Brunick, Tom Bunn, Jeffrey Dunn, Michael Fife, Marlene Allen-Hammarlund, Stefanie Hedlund, Bradley Herrema, Bob Joyce, Michael McLachlan, Wesley Miliband, Christopher Sanders, William Sloan, Susan Trager, and Bradley Weeks.

The Court reiterated its request to Attorneys Dunn and Hedlund for the lodging under seal of a doctor's declaration. After a brief discussion, the Court continued the entire Scalmanini issue to January 4, 2011 at 9:00 a.m. in Department 4, Los Angeles County Superior Court, including the following additional matters:

- (1) AGWA's Ex Parte Request for Hearing on its Objections to Purveyor's Request for Remote Testimony of Mr. Scalmanini and Joinder by the Bolthouse entities; and
- (2) Public Water Suppliers' Ex Parte Application to Permit Trial Testimony of Joseph Scalmanini to Proceed by Video Examination.

Trial remains set for January 4, 2011, commencing at 9:00 a.m., in Department 4, Los Angeles County Superior Court, beginning with *in limine* motions, following further discussion on the Scalmanini issue. All counsel must be present in person; CourtCall appearances shall not be permitted.

This matter was not reported.

PARTIES/ATTORNEYS OF RECORD: NOTED ABOVE

City of Lancaster	Douglas Evertz	
County of Los Angeles Waterworks District #40	Jeffrey Dunn	
Richard Wood	Daniel O'Leary Michael McLachlan	
Quartil Water District	Bradley Weeks	
City of Palmdale	Whitney McDonald	
Phelon Pinon Hills CSD	Francis Logan	
U.S. Borax	William Sloan	
Tejon Ranch Corp.	Robert Kuhs	
Antelope Valley Groundwater Agreement Association	Michael Fife	
Los Angeles Waterworks 40	Michael Moore	

Van Dam Antelope Valley Water Storage	Scott Kuney	
Rebecca Willis	Ralph Kalfayan	
Blum Trust	Sheldon Blum	
Palmdale Water District	Thomas Bunn	
United States	James Dubois R. Lee Leininger	
Diamond Farming, et al	Bob Joyce	
Bolthouse Farms	Richard Zimmer	