

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

Coordination Proceeding
Special Title (Rule 1550(b))

ANTELOPE VALLEY GROUNDWATER CASES

Included Actions:

Los Angeles County Waterworks District No. 40 v.
Diamond Farming Co.
Superior Court of California
County of Los Angeles, Case No. BC 325 201

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

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

Willis v. Los Angeles County Waterworks District
No. 40
Superior Court of California, County of Los
Angeles, Case No. BC 364 553

Wood v. Los Angeles County Waterworks District
No. 40
Superior Court of California, County of Los
Angeles, Case No. BC 391869

Judicial Council Coordination
Proceeding No. 4408

For Court's Use Only:
Santa Clara County Case No.
1-05-CV-049053
(for E-Posting/E-Service
Purposes Only)

Date/Time: Friday, November 9, 2012 (9:00 am) Room 1515
Concluded at 10:30 a.m.

*Antelope Valley Groundwater Cases (JCCP 4408)
Los Angeles County Superior Court, Case No. BC 325 201
November 9, 2012 (9am) / Hon. Jack Komar*

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Location:	Los Angeles County Superior Court	Department 1, Room 534 Central District-Stanley Mosk Courthouse 111 N. Hill Street Los Angeles, CA 90012
Present:	Hon. Jack Komar, Judge Sheila Brock, CSR #10025	N. Navarro, Clerk (Los Angeles) R. Walker, Clerk (Santa Clara County), via CourtCall J. O'Neal, C.A. Deputy Sheriff

MINUTE ORDER:

Motion by Attorney Wayne K. Lemieux to be Relieved as Counsel for Cross-Defendant Little Baldy Water Company - DEFERRED

Court has not received sufficient basis to grant the motion at this time. Counsel intends to provide the information in camera. Counsel requests a phone conference with the Court and will schedule this conference with Ms. Walker.

Case Management Conference (including setting hearing date on Default/Prove-Up/Trial)

The Court issues an order for discovery, specifically what production of water is claimed by each party, for the historical period of 2000-2004, plus 2011-2012 for current pumping records, including location. In addition, the Court requests a statement by the Federal government of its basis for its federal rights. Counsel will jointly prepare the Proposed Order with regard to this discovery and submit same to the Court by November 16, 2012; any comments regarding conflicts shall be forwarded to the Court immediately.

A Further Case Management Conference is set for December 11, 2012 at 9:00 a.m. in Department 1.

The next phase of trial remains for **February 11, 2013 at 9:00 a.m. in Department 1, Room 534.**

The hearing on the Motion for Preliminary Injunction, reserved for November 13, 2012, is taken off calendar by the Court.

Motion by Wood Plaintiffs for Order Authorizing Court-Appointed Expert Witness Work by Timothy Thompson of Entrix [previously set on October 5, 2012; October 12, 2012] - GRANTED

The Court appoints Mr. Timothy Thompson and his firm Entrix, as requested by the Wood Plaintiffs, to be the Court-Appointed Expert, with the Public Water providers to pay the expert's fees of \$80,000 (taxable amount). The proposed order shall be prepared and submitted by Attorney McLachlan.

Continued Hearing (from October 12, 2012) on the Motion by Antelope Valley Ground Water Agreement Association ("AGWA") for Protective Order (to stay all pretrial discovery); Joinder to same by Landinv, Inc.; Joinder to same by Holliday, Rock Co., Inc. - not heard; no further ruling at this time.

Motion by Wood Plaintiffs to Decertify Small Pumper Class [previously set on October 5, 2012; October 12, 2012] - not heard

Future Events:

November 29-30, 2012	Further meeting with Justice Robie, Sacramento
December 11, 2012	Further Case Management Conference – Department 1, Los Angeles
February 11, 2013	Trial (Phase 4)

PARTIES/ATTORNEYS OF RECORD:

JEFFREY V. DUNN
THOMAS S. BUNN III
THEODORE A . CHESTER, JR.
BRADLEY T. WEEKS
MICHAEL D. MCLACHLAN
W. KEITH LEMIEUX
MICHAEL FIFE
NOAH GOLDEN-KRASNER
R. LEE LEININGER
NEAL P. MAGUIRE
STEVEN R. ORR
EDWARD S. RENWICK

PARTIES APPEARING VIA COURTCALL ARE LISTED SEPARATELY ON THE ATTACHED ROLL CALL SHEET.

REPORTER: Sandra Geco, CSR #3806 (213) 974-8818