

**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, September 6, 2013 (10:00am)

Location: Superior Court of California
County of **Los Angeles**

Old Dept 1, Room 222, 2nd Fl
Stanley Mosk Courthouse
111 North Hill Street
Los Angeles, CA 90012

*Antelope Valley Groundwater Cases (JCCP 4408)
Los Angeles County Superior Court, Case No. BC 325 201
September 6, 2013 (10:00am) / Hon. Jack Komar*

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Present: Hon. Jack Komar, Judge
_____, Reporter

Mary Fregoso, Clerk (LA)
Rowena Walker, Clerk (Santa Clara)
_____, Court Attendant (LA)
_____, C.A. Deputy Sheriff (LA)

MINUTE ORDER: **TRIAL SETTING CONFERENCE (PHASE V TRIAL/PRESCRIPTION);
EX PARTE HEARING**

- The Court signed the Proposed Order Granting LACWD No. 40's Petition to Add-On Case (Attachment A); the signed order was returned to Attorney Dunn with instructions to post online and file the document.
- **Ex Parte Application by Plaintiff Richard Wood for Order to Show Cause Regarding Imposition of Sanctions for Violation of Court Order re Payment of Court-Appointed Expert Fees** – taken off calendar.
- **Stipulation & Proposed Amended Order re Motion for an Order Authorizing Court-Appointed Expert Work** (opposed by the Wood Plaintiffs) – the stipulation is approved by the Court and the parties ordered to comply with it; but the proposed amended order will not be signed by the Court. At the bottom of page 2, the Court added the words "So ordered," signed and dated the document (Attachment B) and returned the document to Attorney Lemieux with instructions to post the document online and file the document with LASC.
- **Proposed Discovery Order for Phase 5 Trial** (prepared by Attorney Kuhs/Tejon Ranchcorp et al.) (Attachment C) – Argument heard. A short recess was taken to permit counsel to discuss Mr. Kuh's proposal. An agreement by the parties was recited into the record.
- **Trial Setting Conference - Phase 5 Trial (Prescription) and issue of Jury vs. Non-Jury**

The trial setting conference for Phase 5 Trial is continued to **September 13, 2013 at 1:30 p.m. in Department 5**, Superior Court of California, **County of SANTA CLARA**, 191 N. 1st Street, San Jose, California 95113. All counsel may appear via CourtCall. The Court will provide a reporter for this hearing.

Prior to this hearing, an in-person meet & confer session for all counsel is ordered by the Court, at the AVEC offices, to discuss competing discovery issues, and other items for preparation for Phase 5 Trial, such as trial availability through the end of 2014.

Future Events:

Date	Type	Location
September 13, 2013 1:30pm Dept 5	Trial Setting Conference (with trial estimates to be provided to the Court)	Superior Court of California, County of Santa Clara

PARTIES/ATTORNEYS OF RECORD:**Counsel present in Courtroom:**

Information pending from LASC.

REPORTER:

*** THIS MATTER WAS REPORTED BY _____ *** [information pending from LASC]

ATTACHMENTS:

- A. Copy of the Order Granting LACWD No. 40's Petition to Add-On Case
- B. Copy of Stipulation & Order re Motion for an Order Authorizing Court-Appointed Expert Work
- C. Copy of Proposed Discovery Order for Phase 5 Trial
- D. [CourtCall List * pending]