

**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

Wood v. A.V. Materials, Inc., et al., Superior Court of California, County of Los Angeles, Case No. BC 509546

Wood v. County of Los Angeles, Superior Court of California, County of Los Angeles, Case No. BS 143790 [ADD-ON PETITION IS PENDING]

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: Wednesday, January 15, 2014

9:00 AM

Location: COURTCALL CONFERENCE

Present: Hon. Jack Komar, Judge
_____, Reporter

Rowena Walker, Clerk (SC)
_____, Court Attendant (LA)
_____, C.A. Deputy Sheriff (SC)

MINUTE ORDER:

EX PARTE APPLICATION BY LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 TO QUASH DEPOSITION NOTICE OF JOSEPH SCALMANINI AND MOTION FOR PROTECTIVE ORDER (Attorney Jeffrey V. Dunn) AND RELATED DISPUTE REGARDING THE DEPOSITIONS OF PETER LEFLER AND MARK WILDERMUTH (Attorney Richard G. Zimmer)

All parties are in agreement that Mr. Scalmanini is unable to testify for further deposition due to medical reasons. As to the depositions of Lefler and Wildermuth, the Court will hear the motion(s) to compel the depositions of Lefler and/or Wildermuth on shortened time, as necessary; the Court is available next week for said motion.

The parties discussed the Request For Judicial Notice Of Trial Testimonies, Exhibits, And Decision In Phase Three Re Return Flows, filed by Mr. Dunn on March 29, 2013 and linked here: (<http://www.scefilig.org/document/document.jsp?documentId=79042>)

DISCOVERY ISSUE (reserved by Attorney Richard G. Zimmer) regarding Bolthouse Special Interrogatories directed to return flows from native water which were due on January 10, 2014

Short of filing a motion to compel, the Court requests that the parties voluntarily respond to the discovery, and to the extent that the parties have not responded, the Court cautions counsel they may be in jeopardy of having sanctions assessed for failure to respond to the discovery.

OTHER

The Court advises that unless objection is filed today, it will sign and enter the following:

[Proposed] Order Denying Motion for Determination of Good Faith Settlement by the Wood Class Settling Defendants (posted January 13, 2014)

[Proposed] Order Denying Motion of Wood Class Settling Defendants to be Relieved of All Court Orders for Payment of Court-Appointed Expert Fees and Costs (posted January 13, 2014)

The [proposed] Order Granting Motion for Approval of Award of its Attorney Fees

and Costs, posted by Attorney McLachlan on January 14, 2014, is approved as to form by all counsel; the Court will sign and post this order forthwith.

POST HEARING NOTICE TO COUNSEL:

The location of the hearings on January 27, 2014 has been changed to: Mosk Courthouse, Department 1A (formerly Dept 90A), Room 538, on the 5th Floor.

PARTIES/ATTORNEYS OF RECORD:

See attached CourtCall List

REPORTER:

This matter was not reported.

EVENT CALENDAR:

January 27, 2014 Dept 1A (formerly Dept 90A) Room 548 on the 5 th Floor	10am	Motion by Antelope Valley-East Kern Water Agency for Summary Adjudication of All Causes of Action Relating to Ownership of Return Flows; Motion by AGWA for Summary Adjudication
February 10, 2014 Old Dept 1, Los Angeles	9am	Trial, Phase 5 (return flows, federal reserve rights)
April 1, 2014 Old Dept 1, Los Angeles	9am	AGWA's Motions, including, but not limited to: (1) Motion for Judgment on the Pleadings; (2) Motion in Limine for an Order Establishing the Evidentiary Standard for Notice for Proof of Prescription by the Public Water Purveyors; (3) Motion in Limine for an Order Establishing the Necessity of the Public Water Purveyors Proving the Elements of Prescription as to Each Landowner; and (4) Motion for Order Setting Matter for Jury Trial Joinders to the above motion by the Bolthouse Entities
August 4, 2014 Old Dept 1, Los Angeles	9am	Trial, Phase 6 (prescription + remaining issues)