

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

DATE: 03/03/08

DEPT. 1

HONORABLE Jack Komar

JUDGE

M. GODDERZ

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

2.

J. HERNAND, CT. ASST.

Deputy Sheriff

C. MOHAMED, CT. RPTR.

Reporter

10:00 am

JCCP4408

Plaintiff

DAVID B. ZLOTNICK (x)

Counsel

JAMES L. MARKMAN (x)

Coordination Proceeding Special
Title Rule (1550(b))

Defendant

MICHAEL FIFE (x)

Counsel

EDWARD S. RENWICK (x)

ANTELOPE VALLEY GROUNDWATER CAS
*ASSIGNED TO JUDGE JACK KOMAR
IN SANTA CLARA COUNTY (8/31/05)

FREDERICK PRAEFFLE (x)

JOHN TOOTLE (x)

FREDERIC A. FUDACZ (x)

NATURE OF PROCEEDINGS:

1. DEMURRER BY DEFENDANT SHELDON R. BLUM, TRUSTEE FOR THE THE SHELDON R. BLUM TRUST, TO PLAINTIFF WM. BOLTHOUSE FARMS, INC'S SECOND AMENDED COMPLAINT
2. DEMURRER BY SHELDON R. BLUM, TRUSTEE FOR THE SHELDON R. BLUM, TRUSTEE FOR THE SHELDON R. BLUM TRUST, TO BOLTHOUSE PROPERTIES, LLC'S CROSS-COMPLAINT
3. MOTION BY DEFENDANT SHELDON R. BLUM, TRUSTEE FOR THE SHELDON R. BLUM TRUST, TO DISMISS ACTION AS TO MOVING PARTY, AND TO STRIKE PLAINTIFF WM. BOLTHOUSE FARMS, INC.'S SECOND AMENDED COMPLAINT OR PORTIONS THEREOF;
4. MOTION BY THE PUBLIC WATER SUPPLIERS TO AMEND OR MODIFY THE SEPTEMBER 11, 2007 ORDER CERTIFYING PLAINTIFF CLASS;
5. DEMURRER BY CAMERON PROPERTIES, INC. TO THE FIRST AMENDED CROSS-COMPLAINT AND AMENDMENT TO COMPLAINT [BY LACWD NO. 40]
6. MOTION BY PLAINTIFF/CLASS REPRESENTATIVE REBECCA WILLIS FOR LEAVE TO FILE SECOND AMENDED COMPLAINT
7. CASE MANAGEMENT CONFERENCE

Additional counsel appearing in the courtroom:

R. LEE LEININGER

(x)

W. KEITH LEMIEUX

(x)

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IN SANTA CLARA COUNTY (8/31/05

FREDERIC A. FUDACZ (x)

NATURE OF PROCEEDINGS:

DOUGLAS EVERTZ (x)

ROBERT E. DOUGHERTY (x)

SHELDON R. BLUM (x)

CLIFF MELNICK (x)

JEFFREY V. DUNN (x)

THOMAS S. BUNN III (x)

WILLIAM J. BURNICK (x)

MARLENE L. ALLEN- (x)

HAMMARLUND

Additional counsel appearing via telephone conference
call;

Michael L. Crow

Philippe Melin

Richard G. Zimmer

Christopher M. Sanders

Janet K. Goldsmith

Scott K. Kuney

Bob H. Joyce

Willam M. Sloan

Tammy L. Jones

The above matters come on for hearing, on the record,
and the above listed counsel appear via telephone
conference call. Court and counsel confer Re above
Motions and issues of scheduling and discovery.

The Court makes the following rulings;

- the Demurrers brought by Sheldon R. Blum as the
Trustee for the Sheldon R. Blum Trust as against
Wm. Bolthouse Farms and Bolthouse Properties, are
overruled.

- the Motion to Dismiss brought by Sheldon R. Blum as
the Trustee for the Sheldon R. Blum Trust is denied
and the request for fees is denied.

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		Counsel	JAMES L. MARKMAN (x)
	Coordination Proceeding Special Title Rule (1550(b))	Defendant	MICHAEL FIFE (x)
		Counsel	EDWARD S. RENWICK (x)
	ANTELOPE VALLEY GROUNDWATER CAS		FREDERICK PRAEFFLE (x)
	*ASSIGNED TO JUDGE JACK KOMAR		JOHN TOOTLE (x)
	IN SANTA CLARA COUNTY (8/31/05		FREDERIC A. FUDACZ (x)

NATURE OF PROCEEDINGS:

- Motion by the Public Water Suppliers to Amend or Modify the September 11, 2007 Order Certifying Plaintiff Class is granted as modified by the Court. The Modifications and remainder of the Court's comments are fully reflected in the notes of the Court Reporter.

Counsel Jeffrey Dunn to prepare and submit Orders Re form of notice and certification issues on or before March 7, 2008.

- Demurrer by Cameron Properties, Inc. to the First Amended Cross-Complaint and Amendment to Complaint (by LACWD No. 40) is overruled with 20 days to answer.

- Motion by Plaintiff/Cross-Representative Rebecca Willis for Leave to File Second Amended Complaint is denied.

The Court will hold a Telephone Conference with counsel Re case management issues from his court in San Jose. Date to be scheduled.

Notice is deemed waived.