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## **EXHIBIT 5**

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8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 COUNTY OF LOS ANGELES  
10

11 ANTELOPE VALLEY GROUNDWATER  
12 CASES:

13 Los Angeles County Waterworks District No. 40  
v. Diamond Farming Co.  
14 Superior Court of California  
County of Los Angeles, Case No. BC325201

15 Los Angeles County Waterworks District No. 40  
v. Diamond Farming Co.  
16 Superior Court of California  
County of Kern, Case No. S-1500-CV254-348

17 Wm. Bolthouse Farms, Inc. v. City of Lancaster  
18 Diamond Farming Co. v. City of Lancaster  
19 Diamond Farming Co. v. Palmdale Water Dist.  
Superior Court of California  
20 County of Riverside, consolidated actions  
Case Nos. RIC 353840, RIC 344436,  
21 RIC 344668  
22

Judicial Council Coordination  
Proceeding No. 4408

Santa Clara Case No. 1-05-CV-049053  
Assigned to the Honorable Jack Komar

23 NOTICE OF MOTION AND MOTION  
24 FOR LEAVE TO INTERVENE OR  
25 ALTERNATIVELY FOR AN ORDER  
26 REQUIRING SERVICE OF THE  
27 SUMMONS AND COMPLAINT UPON  
28 ANAVERDE; DECLARATION OF  
CLAIRE HERVEY COLLINS;  
PROPOSED COMPLAINT IN  
INTERVENTION

Hearing Date: April 9, 2007  
Time: 9:00 a.m.  
Department: 1

1 ANAVERDE LLC, a Delaware limited liability  
2 company,

3 Petitioner and Intervenor,

4 vs.

5 LOS ANGELES COUNTY WATERWORKS  
6 DISTRICT NO. 40,

7 Plaintiff and Respondent,

8 And

9 DIAMOND FARMING COMPANY;  
10 WM. BOLTHOUSE FARMS, INC.;  
11 BOLTHOUSE PROPERTIES, INC.;  
12 CALIFORNIA WATER SERVICE COMPANY;  
13 CITY OF LANCASTER;  
14 CITY OF LOS ANGELES; CITY OF  
15 PALMDALE; LITTLEROCK CREEK  
16 IRRIGATION DISTRICT; PALMDALE  
17 WATER DISTRICT; PALM RANCH  
18 IRRIGATION DISTRICT; QUARTZ HILL  
19 WATER DISTRICT; and DOES 1 through 1,000  
20 inclusive,

21 Defendants and Respondents.

22 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

23 PLEASE TAKE NOTICE that on April 9, 2007, at 9:00 a.m., in Department 1 of the Los  
24 Angeles Superior Court located at 111 N. Hill Street, Los Angeles, California 90012, Anaverde  
25 LLC ("Anaverde") will move this court for leave to intervene in the above-captioned matter, or  
26 alternatively for the Court to order that the summons and complaint in the above-captioned matter  
be served upon Anaverde LLC. This motion for intervention is made upon the following grounds:

- 27 1. Anaverde claims an interest in the matter in litigation within the meaning of  
28 *Code of Civil Procedure* section 387(a); and

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2. Anaverde claims an interest relating to the groundwater (property right) that is the subject of this action and is so situated that disposition of this action may as a practical matter impair or impede Anaverde's ability to protect that interest, within the meaning of *Code of Civil Procedure* section 387(b).

This motion is made upon the attached Memorandum of Points and Authorities, the Declaration of Claire Hervey Collins, on all pleadings and papers on file herein, all matters of which this Court must or may take judicial notice, and on such oral and documentary evidence as may be presented at the hearing of this motion.

DATED: March 9, 2007

MALISSA HATHAWAY McKEITH  
CLAIRE HERVEY COLLINS  
LEWIS BRISBOIS BISGAARD & SMITH LLP

By:

  
Claire Hervey Collins  
Attorneys for Anaverde LLC

**MEMORANDUM OF POINTS & AUTHORITIES**

**I.**

**INTRODUCTION**

Petitioner Anaverde LLC ("Anaverde"), respectfully moves this court for leave to intervene in the action commonly known as the Antelope Valley Groundwater Adjudication ("AV Adjudication"), the principal case of which has been brought by Los Angeles County Waterworks District No. 40 ("LACWW"), LASC Case No. BC 325201. The AV Adjudication seeks a judicial determination of all rights to groundwater within the Antelope Valley Groundwater Basin ("Basin"), and includes several other coordinated actions pursuant to Judicial Council Coordination Proceeding No. 4408.

Anaverde owns approximately 2,055 acres of land in the City of Palmdale, within the jurisdictional boundaries of the Antelope Valley Groundwater Basin. Anaverde previously made a special appearance (under the name of its corporate parent, Empire Companies) before this Court on November 13, 2006, informing the Court that Anaverde, despite being a 2,055-acre landowner and overlying groundwater user in the Antelope Valley, had yet to be served in this action. As a large landowner and active water user, it is not an appropriate member of the proposed defendant class and intervention as a separate party is appropriate.

**II.**

**INTERVENTION BY ANAVERDE IS APPROPRIATE BECAUSE IT MAINTAINS AN  
INTEREST IN THE PROPERTY RIGHTS TO BE DETERMINED IN THIS  
ADJUDICATION**

"The purposes of intervention are to protect the interests of others who may be affected by the judgment and to obviate delay and multiplicity of actions." *People ex rel. Rominger v. County of Trinity* (1983) 147 Cal.App.3d 655, 660. Pursuant to Code of Civil Procedure section 387(b):

if the person seeking intervention claims an interest relating to the property or transaction which is the subject of the action and that person is so situated that the disposition of the action may as a practical matter impair or impede that person's ability to protect that interest, unless that person's interest is adequately represented by existing parties, the court shall, upon timely application, permit that person to intervene.

1 Intervention may either be compulsory or permissive, and both theories apply to Anaverde here.

2 **A. Mandatory Intervention is Appropriate**

3 Anaverde has the right to mandatory intervention in this action under *Code of Civil*  
4 *Procedure* section 387(b). An applicant for mandatory or compulsory intervention must show that  
5 (1) it has an interest in the subject matter of the litigation, (2) the litigation may prevent the  
6 applicant from protecting that interest, and (3) its interest is not adequately represented by existing  
7 parties.

8 Anaverde can establish all three of these requirements because it is a 2,000-acre landowner  
9 which maintains overlying rights to groundwater within the Basin, because the complaint in the  
10 AV Adjudication action "seeks a judicial determination of all rights to groundwater" within the  
11 Basin, and because no existing parties can adequately represent Anaverde's interest, as their  
12 interests are adverse to those of Anaverde. Other legal and equitable remedies are inadequate to  
13 protect the Anaverde's interests. Anaverde therefore has a direct interest in the subject matter of  
14 the adjudication and mandatory intervention is appropriate.

15 **B. Permissive Intervention is Appropriate**

16 Anaverde claims an interest in the matter in litigation, and therefore permissive  
17 intervention is proper under *Code of Civil Procedure* section 387(a). For permissive intervention,  
18 three factors are paramount: the intervener must have a direct and immediate interest in the  
19 litigation; the intervention must not enlarge the issues raised by the original parties; and, the  
20 reasons for intervention outweigh any opposition by the existing parties. *Truck Ins. Exch. V. Sup.*  
21 *Ct.* (1997) 60 Cal. App. 4<sup>th</sup> 342, 346.

22 Anaverde's interests in land and the groundwater supply in the Basin are direct interests in  
23 the adjudication. Intervention by Anaverde will not enlarge the issues raised by the original  
24 parties because the issues of groundwater pumping and control of all water in the Basin are  
25 already in controversy. Intervention by Anaverde to protect its rights outweigh any opposition by  
26 the existing parties, because the addition of Anaverde to the lawsuit will not impinge upon the  
27 rights of the original parties to conduct their own lawsuit. Instead, Anaverde's inclusion will  
28 allow the court to more comprehensively adjudicate the rights of all parties in the Basin; indeed,

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1 the Judicial Council ordered coordination of the existing lawsuits in response to arguments that all  
2 rights to Basin groundwater should be resolved in a single action. Finally, intervention is timely  
3 since answers have only recently been filed, the Court is contemplating certification of a defendant  
4 class of small landowners, and the original complaints for adjudication anticipated adding  
5 necessary additional parties such as Anaverde at a later date. At this time, Anaverde has not been  
6 joined or served in the Action. Anaverde therefore requests permission to intervene in this action.

7  
8 **III.**

9 **CONCLUSION**

10 Anaverde, a major landowner and overlying water user in the Antelope Valley, is an  
11 appropriate party to the AV Adjudication. In the absence of an order by this court for the  
12 Plaintiffs to serve Anaverde forthwith in this matter, Anaverde respectfully requests that this court  
13 grant its motion for leave to intervene, and allows the proposed Complaint in Intervention, filed  
14 concurrently herewith, to be filed in this matter.

15 DATED: March 9, 2007

MALISSA HATHAWAY McKEITH  
CLAIRE HERVEY COLLINS  
LEWIS BRISBOIS BISGAARD & SMITH LLP

16  
17 By:   
18 Claire Hervey Collins  
19 Attorneys for Anaverde LLC  
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**DECLARATION OF CLAIRE HERVEY COLLINS**

I, CLAIRE HERVEY COLLINS, declare as follows:

1. I am an attorney at law, duly licensed to practice before all courts of the State of California, and I am an associate at the law firm of LEWIS BRISBOIS BISGAARD & SMITH, attorneys of record for intervenor Anaverde LLC ("Anaverde"). I have personal knowledge of the facts set forth herein. If called as a witness, I could and would competently testify thereto.

2. I make this Declaration in support of Anaverde's motion for leave to intervene in the Antelope Valley Groundwater Adjudication.

3. Anaverde owns approximately 2,055 acres of land in the City of Palmdale, within the jurisdictional boundaries of the Antelope Valley Groundwater Basin. I appeared specially for Anaverde under the name of its corporate parent, Empire Companies, before this Court on November 13, 2006, informing the Court that Anaverde, despite being a 2,000-acre landowner and overlying groundwater user in the Antelope Valley, had yet to be served in this action. As of this date, neither Anaverde nor its corporate parent Empire Companies has been served in this matter.

4. It is in the interests of justice to permit the filing of the Anaverde's proposed complaint in intervention under the mandatory intervention provisions of CCP 387(b) because Anaverde is a 2,055-acre landowner which maintains overlying rights to groundwater within the Basin, because the complaint in the AV Adjudication action "seeks a judicial determination of all rights to groundwater" within the Basin, and because no existing parties can adequately represent Anaverde's interest, as their interests are adverse to those of Anaverde. Other legal and equitable remedies are inadequate to protect the Anaverde's interests. Anaverde therefore has a direct interest in the subject matter of the adjudication and mandatory intervention is appropriate.

5. It is in the interests of justice to permit the filing of the Anaverde's proposed complaint in intervention under the permissive intervention provisions of CCP 387(a) because Anaverde's interests in land and the groundwater supply in the Basin are direct interests in the adjudication. Intervention by Anaverde will not enlarge the issues raised by the original parties because the issues of groundwater pumping and control of all water in the Basin are already in controversy. Intervention by Anaverde to protect its rights outweigh any opposition by the existing parties,



1 because the addition of Anaverde to the lawsuit will not impinge upon the rights of the original  
2 parties to conduct their own lawsuit. Instead, Anaverde's inclusion will allow the court to more  
3 comprehensively adjudicate the rights of all parties in the Basin; indeed, the Judicial Council  
4 ordered coordination of the existing lawsuits in response to arguments that all rights to Basin  
5 groundwater should be resolved in a single action. Finally, intervention is timely since answers  
6 have only recently been filed, the Court is contemplating certification of a defendant class of small  
7 landowners, and the original complaints for adjudication anticipated adding necessary additional  
8 parties such as Anaverde at a later date.

9 I declare under penalty of perjury, under the laws of the State of California, that the  
10 foregoing is true and correct.

11  
12 Executed this 9th day of March, 2007, at Los Angeles, California.

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15 Claire Hervey Collins  
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7  
8 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
9 COUNTY OF LOS ANGELES  
10

11 ANTELOPE VALLEY GROUNDWATER  
12 CASES:

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16 County of Kern, Case No. S-1500-CV254-348

17 Wm. Bolthouse Farms, Inc. v. City of Lancaster  
18 Diamond Farming Co. v. City of Lancaster  
19 Diamond Farming Co. v. Palmdale Water Dist.  
Superior Court of California  
20 County of Riverside, consolidated actions  
Case Nos. RIC 353840, RIC 344436,  
21 RIC 344668

Judicial Council Coordination  
Proceeding No. 4408

Santa Clara Case No. 1-05-CV-049053  
Assigned to the Honorable Jack Komar

ANAVERDE LLC'S PROPOSED  
COMPLAINT IN INTERVENTION

Hearing Date: April 9, 2007  
Time: 9:00 a.m.  
Department: 1

1 ANAVERDE LLC, a Delaware limited liability  
2 company,

3 Petitioner and Intervenor,

4 vs.

5 LOS ANGELES COUNTY WATERWORKS  
6 DISTRICT NO. 40,

7 Plaintiff and Respondent,

8 And

9 DIAMOND FARMING COMPANY;  
10 WM. BOLTHOUSE FARMS, INC.;  
11 BOLTHOUSE PROPERTIES, INC.;  
12 CALIFORNIA WATER SERVICE COMPANY;  
13 CITY OF LANCASTER;  
14 CITY OF LOS ANGELES; CITY OF  
15 PALMDALE; LITTLEROCK CREEK  
16 IRRIGATION DISTRICT; PALMDALE  
17 WATER DISTRICT; PALM RANCH  
18 IRRIGATION DISTRICT; QUARTZ HILL  
19 WATER DISTRICT; and DOES 1 through 1,000  
20 inclusive,

21 Defendants and Respondents.

22 By leave of court, Anaverde hereby intervenes in this action and does hereby demand  
23 adversely to both plaintiffs and defendants as follows:

24 **I. THE PARTIES**

25 1. Anaverde LLC is a Delaware limited liability corporation doing business in Los  
26 Angeles County. Anaverde owns 2,055 acres in the City of Palmdale, within the Antelope Valley,  
27 on which it is developing a community of more than 5,000 homes, plus public schools and a golf  
28 course. Despite Anaverde's request for service of the underlying complaint, no complaint has  
been served on it and it has no option but to file this motion to protect its interests.

2. Anaverde is informed and believes that the Plaintiff LACWW is a public agency that provides public water service to portions of the Antelope Valley.

3. Anaverde is informed and believes that Diamond Farming Company is a California corporation doing business in Los Angeles County.

4. Anaverde is informed and believes that Wm. Bolthouse Farms, Inc. is a Michigan corporation doing business in Los Angeles County.

5. Anaverde is informed and believes that Bolthouse Properties, Inc. is a California Corporation doing business in Los Angeles County.

6. Anaverde is informed and believes that California Water Service Company is a California corporation that provides water to customers within Los Angeles County.

7. Anaverde is informed and believes that the City of Lancaster is a municipal corporation situated within Los Angeles County.

8. Anaverde is informed and believes that the City of Los Angeles is a municipal corporation situated within Los Angeles County.

9. Anaverde is informed and believes that the City of Palmdale is a municipal corporation situated within Los Angeles County.

10. Anaverde is informed and believes that Littlerock Creek Irrigation District is a public agency that provides water to consumers within Los Angeles County.

11. Anaverde is informed and believes that the Palmdale Water District is a public agency that provides water to consumers within Los Angeles County.

12. Anaverde is informed and believes that the Palm Ranch Irrigation District is a public agency that provides water to consumers within Los Angeles County.

13. Anaverde is informed and believes that the Quartz Hill Water District is a public agency that provides water to consumers within Los Angeles County.

14. Anaverde does not know the true names and capacities of Defendants Doe 1 through Doe 1,000, inclusive, and therefore sues said Defendants under fictitious names. Petitioner will amend this Petition to show the true names and capacities of the Doe Defendants when such names and capacities have been ascertained.

1 **II. FACTUAL BACKGROUND**

2 15. The Antelope Valley is located in Los Angeles and Kern Counties. The Antelope  
3 Valley is roughly triangular in shape and encompasses approximately 1,600 square miles in area.  
4 The Tehachapi Mountains, which rise to an altitude of approximately 8,000 feet above mean sea  
5 level, form the northwestern boundary of the valley. The San Gabriel Mountains, which rise to an  
6 altitude of more than 9,000 feet, form the southwestern boundary of the valley.

7 16. The Antelope Valley is a closed topographic basin with no outlet. Underlying the  
8 Antelope Valley is the Antelope Valley Groundwater Basin ("Basin"), with geographic  
9 boundaries similar to the overlying valley.

10 17. All water that enters Antelope Valley either infiltrates into the Basin, evaporates, or  
11 flows toward three playa lakes: Rosamond Dry Lake, Rogers Dry Lake, and Buckhorn Dry Lake.  
12 In general, groundwater flows in the direction of the playa lakes.  
13 There is dispute as to the quantity of water available for use from groundwater and surface water  
14 sources in the Antelope Valley.

15 18. Anaverde is a large landowner and water user, which extracts groundwater from the  
16 Basin for construction and irrigation purposes on its property.

17  
18 **III. ALLEGATIONS COMMON TO ALL CAUSES OF ACTION**

19 **A. Jurisdiction and Venue**

20 19. Jurisdiction and venue are proper in this Court because the Judicial Council ordered  
21 this action to be heard in Santa Clara County in Judicial Council Coordination Proceeding No.  
22 4408.

23 **B. Standing**

24 20. Anaverde is a Delaware limited liability company that operates and owns real  
25 property in the Los Angeles County portion of the Antelope Valley. This action involves  
26 protection and control of Anaverde's rights to the groundwater pumped from beneath its land.

27 **C. Timeliness of Action and Inadequacy of Other Remedies**

28 21. Intervention is timely because this case is not yet at issue.

22. Plaintiff brought this action to adjudicate rights to all water in the Basin and there are no legal or equitable remedies adequate to protect the Anaverde's interests without participation in this action.

#### IV. FIRST CAUSE OF ACTION

##### (For Declaratory Relief – Overlying Groundwater Rights – Against All Parties)

23. Anaverde alleges and incorporates by reference herein allegations in paragraphs 1 through 24, inclusive.

24. An actual controversy has arisen and now exists between Anaverde and Plaintiff, and between Anaverde and Defendants, as appropriators, as follows:

- a. Anaverde owns property in Antelope Valley that overlies the Basin.
- b. Anaverde contends that it holds overlying groundwater rights for all of their property in the Antelope Valley.
- c. Anaverde contends that neither Plaintiff nor Defendants hold prescriptive rights to extract or use groundwater from the Basin.
- d. Anaverde is informed and believes and on that basis alleges that Plaintiffs and Defendants, with the exceptions of Diamond Farming Co., Bolthouse Properties, Inc., and Wm. Bolthouse Farms, contend that they, and each of them, have established prescriptive rights to extract and use groundwater from the Basin for non-overlying (appropriative) uses.
- e. Anaverde is informed and believes and on that basis alleges that Defendants Diamond Farming Co., Bolthouse Properties, Inc., and Wm. Bolthouse Farms have claimed only overlying groundwater rights.

25. Anaverde desires a judicial declaration that Anaverde's rights to pump groundwater from the Basin and for reasonable and beneficial use on Anaverde's properties are superior to Plaintiff's and Defendants' claims to extract and use groundwater from the Basin for non-overlying (appropriative) use and are correlative with all other overlying groundwater rights.

///

**V. SECOND CAUSE OF ACTION**

**(For Declaratory Relief – No Loss of Rights by Prescription – Against All Parties)**

26. Anaverde alleges and incorporates by reference herein allegations in paragraphs 1 through 27, inclusive.

27. An actual controversy has arisen and now exists between Anaverde and Plaintiff, and between Anaverde and Defendants, to the extent any or all of them claim prescriptive rights to pump groundwater from the Basin, as follows:

a. Anaverde contends that neither Plaintiff nor Defendants hold prescriptive rights as against Anaverde to extract or use groundwater from the Basin.

b. Anaverde is informed and believes and on that basis alleges that Plaintiffs and Defendants, with the exceptions of Diamond Farming Co., Bolthouse Properties, Inc., and Wm. Bolthouse Farms, contend that they, and each of them, have established prescriptive rights to extract and use groundwater from the Basin.

28. Anaverde desires a judicial declaration that Plaintiff and Defendants have no prescriptive rights as against Anaverde to extract or use groundwater from the Basin.

**PRAYER FOR RELIEF**

WHEREFORE, Anaverde prays for Judgment as follows:

1. For a declaration that the Anaverde's rights to pump groundwater from the Basin and put to reasonable and beneficial use on Anaverde's properties are superior to Plaintiff's and Defendants' claims to extract and use groundwater from the Basin for non-overlying use and that Anaverde's rights are correlative with all other overlying groundwater rights;
2. For a declaration that neither Plaintiff nor Defendants have prescriptive rights as against Anaverde to extract or use groundwater from the Basin;
3. For this Court to maintain continuing jurisdiction over this controversy to carry out and enforce the terms of the judgment;
4. For costs of suit; and
5. For such other relief as the Court deems just and proper.

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1 DATED: March 9, 2007

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CLAIRE HERVEY COLLINS

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5 By: *Claire Hervey Collins*  
6 Claire Hervey Collins  
7 Attorneys for Anaverde LLC  
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## **EXHIBIT 6**

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 FOR THE COUNTY OF LOS ANGELES

3 DEPARTMENT NO. 1

HON. JACK KOMAR, JUDGE

4  
5 COORDINATION PROCEEDING )  
SPECIAL TITLE (RULE 1550B) )

6 ANTELOPE VALLEY GROUNDWATER CASES) )

JUDICIAL COUNCIL  
COORDINATION NO. P4408

7  
8 PALMDALE WATER DISTRICT AND )  
QUARTZ HILL WATER DISTRICT, )

SANTA CLARA CASE NO.  
1-05-CV-049053

9 CROSS-COMPLAINANTS, )

10 VS )

11 LOS ANGELES COUNTY WATERWORKS, )  
12 DISTRICT NO. 40, ET AL, )

13 CROSS-DEFENDANTS. )  
14

15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

16 MONDAY, APRIL 16, 2007

17  
18 APPEARANCES:

19 (SEE APPEARANCE PAGES)

20  
21  
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23 COPY

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5 CITY OF PALMDALE

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14 DISTRICT

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16 ANTELOPE VALLEY GROUNDWATER  
17 AGREEMENT ASSOCIATION  
18 (AGWA)

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20 LOS ANGELES COUNTY SANITATION  
21 DISTRICTS NOS. 14 & 20

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24 STATE OF CALIFORNIA

25 (VIA PHONE)

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1 THINGS THAT I WANT TO DEAL WITH HERE.

2 THE ANAVERDE MOTION TO INTERVENE WILL BE SERVED.

3 MS. COLLINS: GOOD MORNING, YOUR HONOR.

4 CLAIRE HERVEY COLLINS FOR ANAVERDE.

5 THE COURT: IT SEEMS TO ME THAT ANAVERDE OUGHT TO BE  
6 SERVED WITHOUT HAVING TO FILE A MOTION OR A COMPLAINT IN  
7 INTERVENTION.

8 MS. COLLINS: WE WOULD APPRECIATE THAT, YOUR HONOR.

9 THE COURT: DOES ANYBODY DISAGREE WITH THAT?

10 (NO AUDIBLE RESPONSE)

11 MR. DUNN: NO. IF THE COURT SO PLEASES THEY CAN BE  
12 SERVED.

13 THE COURT: YES, I THINK THAT ANAVERDE SHOULD BE SERVED  
14 SO THEY CAN BECOME A PARTY AND ANSWER, SO WE CAN GET THEM AT  
15 ISSUE AND KEEP THEM INVOLVED.

16 OKAY. THAT WILL BE THE ORDER.

17 MS. COLLINS: THANK YOU VERY MUCH, YOUR HONOR.

18 THE COURT: THANK YOU.

19 ALL RIGHT. THERE IS ONE OTHER THING THAT I  
20 WANTED TO TALK ABOUT AND THEN WE WILL PERMIT COUNSEL TO OFFER  
21 SUGGESTIONS ABOUT OTHER THINGS.

22 AT LEAST ONE PARTY SUGGESTED THAT THE COURT  
23 CONVENE A SETTLEMENT CONFERENCE. IT WAS I THINK REFERRED TO  
24 AS A "MEDIATION CONFERENCE." THE COURTS ARE REALLY NOT  
25 AUTHORIZED TO DO MEDIATIONS BUT WE DO SETTLEMENTS. AND I'M  
26 CERTAINLY WILLING TO CONVENE THAT SETTLEMENT CONFERENCE AT THE  
27 APPROPRIATE TIME. I THINK IT IS NECESSARY. IT STRIKES ME  
28 THAT IT MIGHT BE A BIT PREMATURE TO SCHEDULE THAT AT THIS TIME

SUPERIOR COURT FOR THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT NO. 1

HON. JACK KOMAR, JUDGE

COORDINATION PROCEEDING  
SPECIAL TITLE (RULE 1550(B))

ANTELOPE VALLEY GROUNDWATER CASES)

JUDICIAL COUNCIL  
COORDINATION NO. P4408

PALMDALE WATER DISTRICT AND  
QUARTZ HILL WATER DISTRICT,

SANTA CLARA CASE NO.  
1-05-CV-049053

CROSS-COMPLAINANTS,

VS

LOS ANGELES COUNTY WATERWORKS,  
DISTRICT NO. 40, ET AL,

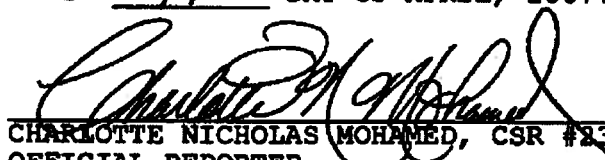
REPORTER'S CERTIFICATE

CROSS-DEFENDANTS.

STATE OF CALIFORNIA )  
 ) SS.  
COUNTY OF LOS ANGELES )

I, CHARLOTTE NICHOLAS MOHAMED, CSR, OFFICIAL  
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FOREGOING PAGES, 1 THROUGH 40, COMPRISE A TRUE AND  
CORRECT TRANSCRIPT OF THE PROCEEDINGS HELD IN THE  
ABOVE-ENTITLED MATTER ON MONDAY, APRIL 16, 2007.

DATED THIS 17<sup>th</sup> DAY OF APRIL, 2007.

  
CHARLOTTE NICHOLAS MOHAMED, CSR #2384  
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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 FOR THE COUNTY OF LOS ANGELES

3 DEPARTMENT NO. 1

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8 PALMDALE WATER DISTRICT AND )  
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SANTA CLARA CASE NO.  
1-05-CV-049053

9 CROSS-COMPLAINANTS, )

10 VS )

11 LOS ANGELES COUNTY WATERWORKS, )  
12 DISTRICT NO. 40, ET AL, )

13 CROSS-DEFENDANTS. )  
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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

16 FRIDAY, JULY 20, 2007

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FOR THE COUNTY OF LOS ANGELES

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ANTELOPE VALLEY GROUNDWATER CASES )

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VS )

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SPECIAL TITLE (RULE 1550B) )

6 ANTELOPE VALLEY GROUNDWATER CASES) )

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1-05-CV-049053

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10 VS )

11 LOS ANGELES COUNTY WATERWORKS, )  
12 DISTRICT NO. 40, ET AL, )

13 CROSS-DEFENDANTS. )  
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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

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HON. JACK KOMAR, JUDGE

COORDINATION PROCEEDING  
SPECIAL TITLE (RULE 1550(B))

ANTELOPE VALLEY GROUNDWATER CASES

JUDICIAL COUNCIL  
COORDINATION NO. P4408

PALMDALE WATER DISTRICT AND  
QUARTZ HILL WATER DISTRICT,

SANTA CLARA CASE NO.  
1-05-CV-049053

CROSS-COMPLAINANTS,

VS

LOS ANGELES COUNTY WATERWORKS,  
DISTRICT NO. 40, ET AL,

REPORTER'S CERTIFICATE

CROSS-DEFENDANTS.

STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) SS.

I, CHARLOTTE NICHOLAS MOHAMED, CSR, OFFICIAL  
REPORTER OF THE SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
FOR THE COUNTY OF LOS ANGELES, DO HEREBY CERTIFY THAT THE  
FOREGOING PAGES, 1 THROUGH 47, COMPRISE A TRUE AND  
CORRECT TRANSCRIPT OF THE PROCEEDINGS HELD IN THE  
ABOVE-ENTITLED MATTER ON MONDAY, AUGUST 20, 2007.

DATED THIS 21ST DAY OF AUGUST, 2007.

  
CHARLOTTE NICHOLAS MOHAMED, CSR #2384  
OFFICIAL REPORTER

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES

3 DEPARTMENT 1

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4  
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7 ANTELOPE VALLEY GROUNDWATER CASES )

8 PALMDALE WATER DISTRICT AND  
9 QUARTZ HILL WATER DISTRICT,

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10 CROSS-COMPLAINANTS,

11 VS

12 LOS ANGELES COUNTY WATERWORKS,  
13 DISTRICT NO. 40, ET AL,

14 CROSS-DEFENDANTS.

**ORIGINAL**

15  
16 REPORTER'S TRANSCRIPT OF PROCEEDINGS

17 MONDAY, NOVEMBER 5, 2007

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5 SPECIAL TITLE (RULE 1550B)

) JUDICIAL COUNCIL  
) COORDINATION NO. P4408

6 ANTELOPE VALLEY GROUNDWATER CASES )

7  
8 PALMDALE WATER DISTRICT AND  
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) SANTA CLARA CASE NO.  
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9 CROSS-COMPLAINANTS,

10 VS

11 LOS ANGELES COUNTY WATERWORKS,  
12 DISTRICT NO. 40, ET AL,

) REPORTER'S  
) CERTIFICATE

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16 I, JORGE P. DOMINGUEZ, OFFICIAL REPORTER OF THE  
17 SUPERIOR COURT OF THE STATE OF CALIFORNIA, FOR THE COUNTY  
18 OF LOS ANGELES, DO HEREBY CERTIFY THAT THE FOREGOING  
19 PAGES, 1 THROUGH 22, INCLUSIVE, COMPRISE A FULL, TRUE AND  
20 CORRECT TRANSCRIPT OF THE PROCEEDINGS HELD IN DEPARTMENT  
21 1 ON NOVEMBER 5, 2007, IN THE MATTER OF THE  
22 ABOVE-ENTITLED CAUSE.  
23

24 DATED THIS 7TH DAY OF NOVEMBER, 2007.  
25  
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11 VS )

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13 DISTRICT NO. 40, ET AL, )

14 CROSS-DEFENDANTS. )

15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

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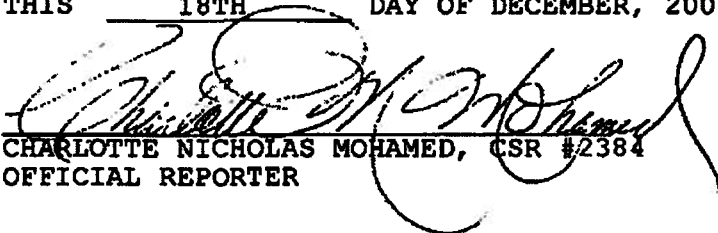
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14 CROSS-DEFENDANTS. )  
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22 FOREGOING PAGES, 1 THROUGH 32, COMPRISE A TRUE AND  
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25 DATED THIS 18TH DAY OF DECEMBER, 2007.

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28 CHARLOTTE NICHOLAS MOHAMED, CSR #2384  
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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 FOR THE COUNTY OF LOS ANGELES

3 DEPARTMENT NO. 1

HON. JACK KOMAR, JUDGE

4  
5 COORDINATION PROCEEDING )  
6 SPECIAL TITLE (RULE 1550B) )

7 ANTELOPE VALLEY GROUNDWATER CASES) )

JUDICIAL COUNCIL  
COORDINATION NO. P4408

8 PALMDALE WATER DISTRICT AND )  
9 QUARTZ HILL WATER DISTRICT, )

SANTA CLARA CASE NO.  
1-05-CV-049053

10 CROSS-COMPLAINANTS, )

11 VS )

12 LOS ANGELES COUNTY WATERWORKS, )  
13 DISTRICT NO. 40, ET AL, )

14 CROSS-DEFENDANTS. )

15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

16 MONDAY, JANUARY 14, 2008

17  
18 APPEARANCES:

19 (SEE APPEARANCE PAGES)

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DEPARTMENT NO. 1

HON. JACK KOMAR, JUDGE

COORDINATION PROCEEDING )  
SPECIAL TITLE (RULE 1550(B)) )  
ANTELOPE VALLEY GROUNDWATER CASES )

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SANTA CLARA CASE NO.  
1-05-CV-049053

CROSS-COMPLAINANTS, )

VS )

LOS ANGELES COUNTY WATERWORKS, )  
DISTRICT NO. 40, ET AL, )

REPORTER'S CERTIFICATE

CROSS-DEFENDANTS. )

STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) SS.

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DATED THIS 15<sup>th</sup> DAY OF JANUARY, 2008.

  
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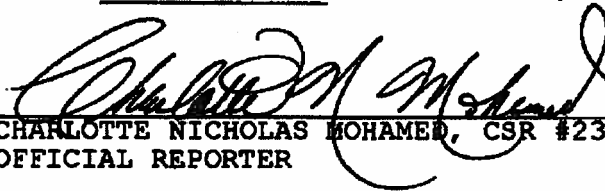
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REPORTER'S TRANSCRIPT OF PROCEEDINGS

MONDAY, MAY 5, 2008

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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3

4 DEPARTMENT NO. 1

HON. JACK KOMAR, JUDGE

5 COORDINATION PROCEEDING )  
6 SPECIAL TITLE (RULE 1550B) )

7 ANTELOPE VALLEY GROUNDWATER CASES )

JUDICIAL COUNCIL  
COORDINATION NO. P4408

8 PALMDALE WATER DISTRICT AND )  
9 QUARTZ HILL WATER DISTRICT, )

SANTA CLARA CASE NO.  
1-05-CV-049053

10 CROSS-COMPLAINANTS, )

11 VS. )

12 LOS ANGELES COUNTY WATERWORKS, )  
13 DISTRICT NO. 40, ET AL, )

14 CROSS-DEFENDANTS. )  
15  
16

17 I, GINGER WELKER, OFFICIAL REPORTER OF THE  
18 SUPERIOR COURT OF THE STATE OF CALIFORNIA, FOR THE  
19 COUNTY OF LOS ANGELES, DO HEREBY CERTIFY THAT THE  
20 TRANSCRIPT DATED MAY 5, 2008 COMPRISES A FULL, TRUE, AND  
21 CORRECT TRANSCRIPT OF THE PROCEEDINGS HELD IN THE ABOVE  
22 ENTITLED CAUSE.

23 DATED THIS 10TH DAY OF MAY, 2008.  
24

25   
26 OFFICIAL REPORTER, CSR #5585  
27  
28

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

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15 REPORTER'S TRANSCRIPT OF PROCEEDINGS

16  
17 THURSDAY, MAY 22, 2008

18  
19 APPEARANCES:

20 (SEE APPEARANCE PAGES)  
21  
22  
23

24 ORIGINAL  
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27 GINGER WELKER, CSR #5585  
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1 BENEFICIAL USE AND WHETHER THAT HAS EXCEEDED OR NOT BY  
2 ANY INDIVIDUAL PUMPERS OR CLAIMANTS IS A SEPARATE ISSUE  
3 THAT THE COURT WILL HAVE TO DETERMINE. AND I'M NOT SURE  
4 THAT WE CAN DO THAT EFFICIENTLY AT THE SAME TIME THAT WE  
5 ARE DOING THE SAFE YIELD AND BASIN CHARACTERISTICS OF  
6 THE DETERMINATION.

7 SO THAT MY INCLINATION IS TO ORDER A TRIAL  
8 IN THE FIRST INSTANCE STARTING IN OCTOBER, AND I'M  
9 LOOKING AT THE DATE OF OCTOBER 6TH WHICH I THINK IS A  
10 MONDAY FOR THAT FIRST PHASE OF THE TRIAL. SO THAT WE  
11 HAVE -- AT THAT POINT WE WILL BE HEARING EVIDENCE  
12 CONCERNING THE BASIC CHARACTERISTICS AND SAFE YIELD.

13 LET ME LOOK AT MY NOTES AND SEE IF THERE IS  
14 ANYTHING ELSE THAT WE OUGHT TO TALK ABOUT THERE. AND  
15 THE DETERMINATION SHOULD ALSO INCLUDE, I THINK, THE  
16 ISSUE OF OVERDRAFT.

17 THAT SEEMS TO ME TO FIT PERFECTLY WITH SAFE  
18 YIELD. AND IT MAY VARY FROM SEGMENT TO SEGMENT, BUT  
19 THAT DOESN'T PRECLUDE THE COURT FROM MAKING A  
20 DETERMINATION ONE WAY OR THE OTHER.

21 MR. DOUGHERTY, YOU WANT TO ADDRESS THE  
22 COURT?

23 MR. DOUGHERTY: YES, YOUR HONOR. I DON'T KNOW IF  
24 WE ARE KIND OF PUTTING THE CART BEFORE THE HORSE TO A  
25 CERTAIN EXTENT IF WE GET INTO THE HYDRAULIC ISSUES SUCH  
26 AS OVERDRAFT AND SAFE YIELD.

27 BEFORE WE DETERMINE WHAT THE BASINS AND THE  
28 SUB-BASINS ARE AND HOW THEY ARE INTERRELATED WHETHER

1 THERE IS AN INTERTIE. SOME OF THEM MAY NOT CONNECT TO  
2 OTHERS. I THINK WE HAVE TO HAVE THAT INFORMATION BEFORE  
3 WE CAN GET INTO SAFE YIELD OR OVERDRAFT. BECAUSE, YOU  
4 KNOW, DEPENDING UPON WHAT WE DETERMINE ABOUT THE  
5 CHARACTERISTICS OF THE AQUIFER IS GOING TO TELL US  
6 PERHAPS HOW THE COURT MOVES IN THIS. AND THAT IS ONE  
7 POINT.

8 THE OTHER POINT IS I THINK OCTOBER 6TH IS  
9 VERY OPTIMISTIC FOR THOSE OF US WHO HAVE NOT HAD AN  
10 OPPORTUNITY AS OF YET TO DO ANY DISCOVERY OF  
11 SIGNIFICANCE HAVING TO DO WITH THESE ITEMS. I MEAN, WE  
12 HAVE BEEN KIND OF PINNED DOWN TO DISCOVERY ONLY ON CLASS  
13 ISSUES. AND, OF COURSE, THAT HASN'T HELPED A BIT ON  
14 THESE ISSUES.

15 I KNOW THAT THE PURVEYORS HAVE SPENT A LOT  
16 OF TIME AND HAVE THE DATA, BUT WE DON'T. THAT IS WHY I  
17 THINK OCTOBER 6TH WOULD BE -- ESSENTIALLY, THAT IS FIVE  
18 MONTHS FROM NOW, AND THAT IS REALLY PUSHING IT MAYBE.

19 MS. MCKEITH: GOOD MORNING, YOUR HONOR, MELISSA  
20 MCKEITH. I WOULD LIKE TO ECHO THE COMMENTS JUST MADE BY  
21 COUNSEL. WE HAVE NOT BEEN ENTITLED TO TAKE ANY  
22 DISCOVERY. WE ARE VERY MUCH AFFECTED BY SUB-BASIN  
23 PHYSICAL ISSUES.

24 AND, THEREFORE, THE OCTOBER DATE WOULD BE  
25 QUITE PREJUDICIAL TO THOSE OF US WHO HAVE NOT HAD ANY  
26 INVOLVEMENT IN THE SETTLEMENT GROUP AND ANY REAL ACCESS  
27 TO THE INFORMATION THAT THE PURVEYORS HAVE WITHIN THEIR  
28 DOMAIN. AND, OBVIOUSLY, THEY HAVE GENERATED OVER THE

1 YEARS BY VIRTUE OF THEIR BEING AGENCIES OF SIGNIFICANT  
2 AMOUNT OF DATA THAT WOULD BE RELEVANT TO THESE ISSUES.

3 THEREFORE, I THINK THAT IT UNREALISTIC IN  
4 2008 TO EXPECT THOSE PARTIES THAT ARE NEW TO THIS CASE  
5 IN THE SENSE THAT THERE HAS BEEN NO DISCOVERY OR  
6 INVOLVEMENT IN SETTLEMENT TO BE PREPARED TO PRESENT  
7 EXPERT TESTIMONY ON THOSE ISSUES.

8 THE COURT: HOW LONG HAVE YOU BEEN INVOLVED IN THE  
9 CASE?

10 MR. SLOAN: YOUR HONOR, THIS IS WILLIAM SLOAN.

11 THE COURT: WAIT A MINUTE, MR. SLOAN. I WANT TO  
12 AN ANSWER TO THE LAST QUESTION.

13 MS. MCKEITH: THANK YOU, YOUR HONOR, MELISSA  
14 MCKEITH AGAIN. I BELIEVE WE ANSWERED THE  
15 CROSS-COMPLAINT WITHIN THIS LAST YEAR. AND WE WOULD  
16 HAVE ORDINARILY COMMENCED THE DISCOVERY, BUT THE  
17 DISCOVERY TO STAY HAS BEEN IN EFFECT THE ENTIRE TIME WE  
18 HAVE BEEN IN THE CASE. WE HAVE ATTENDED ALL THE STATUS  
19 CONFERENCE HEARINGS.

20 THE COURT: HAVE YOU ALSO ATTENDED THE MEETINGS  
21 WITH THE TECHNICAL ADVISERS?

22 MS. MCKEITH: NO, WE HAVE NOT, YOUR HONOR.

23 THE COURT: WHY IS THAT?

24 MS. MCKEITH: WE HAVE NOT EVER OFFICIALLY BEEN  
25 INVITED TO THOSE MEETINGS. AND, ALSO, THAT IS PROBABLY  
26 THE ONE REASON WE HAVE NOT PARTICIPATED. ALSO, JUST SO  
27 YOU KNOW, YOUR HONOR, WE WERE NOT ACCEPTING OF THE GROUP  
28 EXPERT THAT WAS SELECTED FOR THOSE PARTICULAR SETTLEMENT

1 DISCUSSIONS.

2 AND I BELIEVE THERE HAS BEEN SEVERAL OTHER  
3 ATTORNEYS BEFORE THE COURT WHO HAS RAISED THIS ISSUE IN  
4 TERMS OF NOT BEING SATISFIED AND NOT UNDERSTANDING THE  
5 SCOPE OF THOSE PARTICULAR TECHNICAL PROCEEDINGS WITH  
6 RESPECT TO ALL THE PARTIES HAVE NOT BEEN INVOLVED IN  
7 THEM.

8 THE COURT: WELL, DO YOU HAVE YOUR OWN CONSULTANT?

9 MS. MCKEITH: YOUR HONOR, WE DO.

10 THE COURT: AND HOW LONG HAVE YOU HAD THAT  
11 CONSULTANT LOOKING AT THESE ISSUE?

12 MS. MCKEITH: APPROXIMATELY SEVEN OR EIGHT MONTHS.

13 THE COURT: OKAY. MR. SLOAN?

14 MR. SLOAN: YES, YOUR HONOR, WILLIAM SLOAN ON  
15 BEHALF OF US BORAX. WE HAVE HAD AN EXPERT PARTICIPATING  
16 IN THIS TECHNICAL COMMITTEE, AND I'LL SAY THAT I'M A BIT  
17 DISAPPOINTED ABOUT SOME OF THE REPRESENTATIONS THAT ARE  
18 BEING MADE ABOUT THAT COMMITTEE, BUT I WILL POINT TO THE  
19 PURVEYORS CASE MANAGEMENT STATEMENT WHERE THEY  
20 ESSENTIALLY NOTED THAT THE SUB-BASINS HAVE NOT BEEN  
21 LOOKED AT YET EVEN IN THE TECHNICAL COMMITTEE.

22 WE REACHED OUT INFORMALLY TO OBTAIN  
23 INFORMATION FOR THAT PURPOSE FROM OTHER PARTIES, AND WE  
24 WERE NOT PROVIDED IT. SO WE ALSO THINK THAT IT WOULD BE  
25 PREMATURE TO HAVE THE TRIAL ON THE SUB-BASINS.

26 THE COURT: YES?

27 MR. KALFAYAN: YOUR HONOR, IF I MAY, I THINK THE  
28 OCTOBER DATE.

1 IF THERE IS A PARTY THAT SOMEHOW FEELS THAT  
2 THEY CANNOT PARTICIPATE IN THIS FIRST PHASE OF TRIAL,  
3 THEY COULD BRING THE APPROPRIATE MOTION TO SEVER OR  
4 WHATEVER. BUT I HAVE TO SAY THAT -- THAT TO ALLOW A FEW  
5 PARTIES TO CONTINUE TO DELAY AND DERAIL THIS PROCESS IS  
6 JUST SIMPLY UNACCEPTABLE.

7 MR. KALFAYAN: YOUR HONOR, IN THAT SAME VEIN, THE  
8 WILLIS CLASS WOULD REQUEST THAT DISCOVERY BE OPENED ON  
9 ALL ISSUES.

10 THE COURT: IT IS OPEN ON ALL ISSUES. I MADE THAT  
11 ORDER THE LAST HEARING.

12 MR. KALFAYAN: ON MERITS.

13 THE COURT: ALL ISSUES. IN FACT, I MADE IT BEFORE  
14 THAT, BEFORE THE LAST HEARING.

15 ALL RIGHT. GO AHEAD.

16 MR. HERREMA: YOUR HONOR, BRAD HERREMA, ON BEHALF  
17 OF THE ANTELOPE VALLEY GROUNDWATER AGREEMENT  
18 ASSOCIATION. I'M GOING TO HAVE TO RESPECTFULLY DISAGREE  
19 WITH MR. DUNN ON THE CONCEPT THAT THERE COULD BE A SMALL  
20 NUMBER OF PARTIES THAT WOULD BE KEEPING THIS FROM MOVING  
21 FORWARD.

22 BASED ON THE DECLARATION FILED BY MR. DUNN  
23 BEFORE THE LAST CONFERENCE, THERE IS POTENTIALLY 7500  
24 DIFFERENT LANDOWNERS, AND THAT IS THEIR ESTIMATE; THAT  
25 WHOSE RIGHTS ARE NOT AT ISSUE IN THIS PROCEEDING YET.  
26 AND TO THINK THAT IN FOUR MONTHS WE ARE GOING TO BE ABLE  
27 TO POTENTIALLY BE ABLE TO CERTIFY A CLASS AND MOVE TO  
28 TRIAL ON SOME OF THE INITIAL ISSUES -- I'M NOT SURE HOW

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES

DEPARTMENT NO. 1

HON. JACK KOMAR, JUDGE

COORDINATION PROCEEDING  
SPECIAL TITLE (RULE 1550B)

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P4408

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QUARTZ HILL WATER DISTRICT,

SANTA CLARA CASE NO.  
1-05-CV-049053

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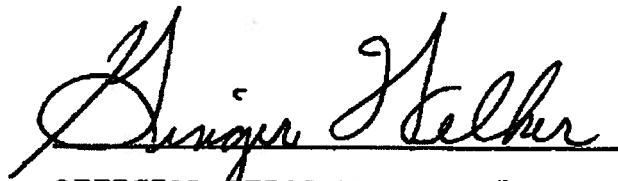
VS.

LOS ANGELES COUNTY WATERWORKS,  
DISTRICT NO. 40, ET AL,

CROSS-DEFENDANTS.

I, GINGER WELKER, OFFICIAL REPORTER OF THE  
SUPERIOR COURT OF THE STATE OF CALIFORNIA, FOR THE  
COUNTY OF LOS ANGELES, DO HEREBY CERTIFY THAT THE  
TRANSCRIPT DATED MAY 22, 2008 COMPRISES A FULL, TRUE,  
AND CORRECT TRANSCRIPT OF THE PROCEEDINGS HELD IN THE  
ABOVE ENTITLED CAUSE.

DATED THIS 25TH DAY OF MAY, 2008.

  
OFFICIAL REPORTER, CSR #5585

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

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16 REPORTER'S TRANSCRIPT OF PROCEEDINGS

17 FRIDAY, JULY 20, 2007

18 APPEARANCES:

19 (SEE APPEARANCE PAGES)  
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24 ORIGINAL  
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SUPERIOR COURT FOR THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT NO. 1

HON. JACK KOMAR, JUDGE

COORDINATION PROCEEDING )  
SPECIAL TITLE (RULE 1550(B)) )  
ANTELOPE VALLEY GROUNDWATER CASES )

JUDICIAL COUNCIL  
COORDINATION NO. P4408

PALMDALE WATER DISTRICT AND )  
QUARTZ HILL WATER DISTRICT, )

SANTA CLARA CASE NO.  
1-05-CV-049053

CROSS-COMPLAINANTS,

VS

REPORTER'S CERTIFICATE

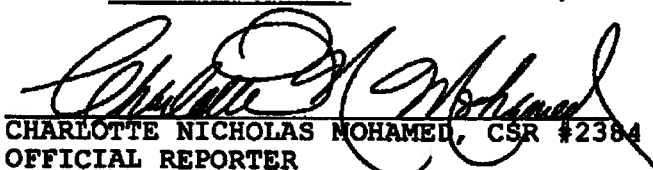
LOS ANGELES COUNTY WATERWORKS, )  
DISTRICT NO. 40, ET AL, )

CROSS-DEFENDANTS.

STATE OF CALIFORNIA )  
 ) SS.  
COUNTY OF LOS ANGELES )

I, CHARLOTTE NICHOLAS MOHAMED, CSR, OFFICIAL  
REPORTER OF THE SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
FOR THE COUNTY OF LOS ANGELES, DO HEREBY CERTIFY THAT THE  
FOREGOING PAGES, 1 THROUGH 29, COMPRISE A TRUE AND  
CORRECT TRANSCRIPT OF THE PROCEEDINGS HELD IN THE  
ABOVE-ENTITLED MATTER ON FRIDAY, JULY 20, 2007.

DATED THIS 24TH DAY OF JULY, 2007.

  
CHARLOTTE NICHOLAS MOHAMED, CSR #2384  
OFFICIAL REPORTER

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
2 FOR THE COUNTY OF LOS ANGELES  
3 DEPARTMENT NO. 1 HON. JACK KOMAR, JUDGE

4 COORDINATION PROCEEDING )  
5 SPECIAL TITLE (RULE 1550B) )  
6 ANTELOPE VALLEY GROUNDWATER CASES) JUDICIAL COUNCIL  
COORDINATION  
NO. JCCP4408  
7 )  
8 PALMDALE WATER DISTRICT AND ) SANTA CLARA CASE NO.  
QUARTZ HILL WATER DISTRICT, ) 1-05-CV-049053  
9 CROSS-COMPLAINANTS, )  
10 VS. )  
11 LOS ANGELES COUNTY WATERWORKS, )  
DISTRICT NO. 40, ET AL, )  
12 CROSS-DEFENDANTS. )  
13

14  
15 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
16 MONDAY, AUGUST 11, 2008

17  
18 APPEARANCES:  
19 (SEE APPEARANCE PAGES)  
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27 GINGER WELKER, CSR #5585  
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14 TO: BEST, BEST & KRIEGER  
15 IN RE: ANTELOPE VALLEY  
16 CASE NO.: JCCP 4408  
17  
18  
19 ORIGINAL HARD COPY, HARD ASCII DISKETTE &  
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27

1 SUPERIOR COURT FOR THE STATE OF CALIFORNIA

2 COUNTY OF LOS ANGELES

3 DEPARTMENT NO. 1

HON. JACK KOMAR, JUDGE

4

COORDINATION PROCEEDING )

5 SPECIAL TITLE (RULE 1550B) )

6 ANTELOPE VALLEY GROUNDWATER CASES) )

JUDICIAL COUNCIL

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11 LOS ANGELES COUNTY WATERWORKS, )

DISTRICT NO. 40, ET AL, )

12 )

CROSS-DEFENDANTS. )

13 )

14

15 I, GINGER WELKER, OFFICIAL REPORTER OF THE

16 SUPERIOR COURT OF THE STATE OF CALIFORNIA, FOR THE

17 COUNTY OF LOS ANGELES, DO HEREBY CERTIFY THAT THE

18 TRANSCRIPT DATED AUGUST 11, 2008 COMPRISES A FULL, TRUE,

19 AND CORRECT TRANSCRIPT OF THE PROCEEDINGS HELD IN THE

20 ABOVE ENTITLED CAUSE.

21 DATED THIS 12TH DAY OF AUGUST, 2008.

22

23

24

OFFICIAL REPORTER, CSR #5585

26

27