

**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: Monday, June 15, 2015

1:30 pm

Location: Department 1

Superior Court of California
County of Santa Clara

Antelope Valley Groundwater Cases (JCCP 4408)
Los Angeles County Superior Court, Case No. BC 325 201
June 15, 2015 (1:30 pm) / Hon. Jack Komar, Ret.

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MINUTE ORDER

- 1. Motion by the Willis Class to Enforce Settlement Agreement with Defendant Public Water Suppliers** – heard and argued; denied without prejudice.
- 2. Motion by the Willis Class to Enforce Due Process Rights of the Willis Class** – heard and argued; denied without prejudice.
- 3. Motion by the Willis Class for Order re Payment of Expert Witness Fees for the Willis Class for Physical Solution Proceedings** – heard and argued; denied without prejudice.
- 4. Case Management Conference/Status Conference/Pretrial Conference**
 - a. At the last hearing on May 15, 2015, LV Ritter Ranch LLC (a nonpumper) did not object to the Proposed Stipulated Judgment and Physical Solution currently pending before the Court. As successor to Palmdale Hills Property LLC, the Court directed counsel to file the deed of transfer with the Court to demonstrate ownership. The Court notes that LV Ritter Ranch LLC filed the deed of transfer with the Court on May 19, 2015.
 - b. At the last hearing on May 15, 2015, the Court directed West Valley County Water District and Reesdale Mutual Water Company to file the appropriate declarations regarding its water production by June 12, 2015. West Valley County Water District's Declaration (Mark Crosby) regarding its water production was filed on June 8, 2015. Reesdale's Declaration (Patricia Parker) regarding its water production was filed on June 12, 2015.
 - c. There are seven parties who have not stipulated to the Proposed Judgment and Physical Solution, namely Rosamond Mobile Home Park (owned by Milana VII, LLC); Eyherabide Land Company; Charles Tapia and the Nellia Tapia Family Trust; Desert Breeze MHP, LLC; Reesdale Mutual Water Company; Phelan Piñon Hills Community Service District; and the Willis Class. Since the last hearing on May 15, 2015, PWS has reached a tentative agreement with Reesdale Mutual Water Company and Desert Breeze MHP, LLC. Negotiations continue with Charles Tapia and the Nellia Tapia Family Trust (ongoing discovery), Eyherabide Land Company and Rosamond Mobile Home Park (owned by Milana VII, LLC). No agreement has been reached with Phelan Piñon Hills Community Service District and the Willis Class.
 - d. The Court concluded the evidence phase of the Phase V trial on the federal reserved water right on February 19, 2014. Post-trial briefing is ordered as follows: post-trial statements are due June 12, 2015 (now completed); oppositions thereto are due June 22, 2015; and replies thereto are due June 29, 2015.
 - e. The Public Water Suppliers' Proposed Order of Proof for the Next Phase of Trial and trial issues related to Phelan Piñon Hills Community Services District was discussed by the Court. No orders are issued at this time and further discussion

- will be held at the next case management conference.
- f. Attorney Ralph Kalfayan makes a request to Attorney Michael McLachlan for the Wood Class Members List (approx. 3,700 members).
 - g. The Court brings to counsel's attention the declaration filed by Attorney McLachlan regarding two unserved parties: Leisure Lake Mobile Estates and Robar Enterprises, Inc. Attorney Walter Wilson confirmed he is representing both of the two unserved parties and further confirmed their participation as members of the Wood Class. Attorney McLachlan made an oral objection to Leisure Lake Mobile Estates being classified as a Wood Class member.
 - h. A Further Telephonic Case Management Conference is set for **Friday, July 10, 2015 at 10:00 a.m.** Appearances shall be via CourtCall.com. Updated statements shall be filed by July 7, 2015.

Items heard off the record:

1. A request will be made to the Court by Antelope Park Mutual Water Company and Tierra Bonita Mutual Water Company to correct the minute orders re: evidence submitted at Phase 4 trial; said request will be heard by the Court on Friday, July 10, 2015 at 10:00 a.m.; appearances via CourtCall.com only. The Court directs Attorney Michael Duane Davis to file and serve his request as soon as possible.
2. At the last hearing on May 15, 2015, Sunpower's unopposed request for an order substituting Sunpower in for SGS Antelope as a party to this action for all purposes was conditionally **granted**, pending the lodging of the deed of transfer with the Court. The Court notes that the online docket does not show that the lodging of the deed of transfer has been completed by Sunpower.

ATTORNEYS PRESENT IN COURT:

Jeffrey V. Dunn
Ralph B. Kalfayan – the Willis Class
Lynne M. Brennan – the Willis Class
Sheldon Blum – Blum Trust

ATTORNEYS PRESENT VIA COURTCALL:

See attached CourtCall list.

REPORTER:

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EVENT CALENDAR:

July 10, 2015	10:00 am CourtCall	Further Telephonic Case Management Conference
August 3-4, 2015	10:00am (LASC)	Final Fairness Hearing (Small Pumper/Wood Class Settlement) Motion by the Willis Class to Admit Willis Class' Alternative Proposed Physical Solutions into Evidence
August 25-27, 2015	10:00am (San Jose)	Hearing on claims by Phelan Piñon Hills CSD
September 28-October 16, 2015	10:00am (TBD)	Prove-up hearings (evidentiary hearing for a physical solution)