

ERIC L. GARNER, Bar No. 130665
eric.garner@bbklaw.com
JEFFREY V. DUNN, Bar No. 131926
jeffrey.dunn@bbklaw.com
WENDY Y. WANG, Bar No. 228923
wendy.wang@bbklaw.com
BEST BEST & KRIEGER LLP
300 South Grand Avenue
25th Floor
Los Angeles, California 90071
Telephone: (213) 617-8100
Facsimile: (213) 617-7480

Attorneys for Defendant
LOS ANGELES COUNTY WATERWORKS
DISTRICT NO. 40

EXEMPT FROM FILING FEES PURSUANT
TO GOVERNMENT CODE SECTION 6103

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

Coordination Proceeding
Special Title (Rule 1550(b))

Judicial Council Coordination Proceeding
(JCCP) No. 4408

ANTELOPE VALLEY GROUNDWATER
CASES

Case No. Lead Case No. BC325201

RICHARD A. WOOD, an individual, on behalf
of himself and all others similarly situated,

Case No. BC391869

Judge: Hon. Jack Komar (Ret.)

Plaintiff,

**LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40'S
STATEMENT FOR HEARING ON
REMAND ISSUES AND PROPOSED
ORDER**

v.

LOS ANGELES COUNTY WATERWORKS
DISTRICT NO. 40, et al.,

Defendants.

Date: February 18, 2022
Time: 10:00 a.m.

1 Los Angeles County Waterworks District No. 40 ("District No. 40") hereby submits this
2 statement in favor of this Court's [Proposed] Order Remanding Issue of Attorney's Fees and
3 Costs to County of Los Angeles ("Court's Proposed Order"). District No. 40 agrees that only its
4 fees and costs dispute with the Wood Class should be remanded pursuant to California Rule of
5 Court Rule 3.542, which permits remand of a "severable claim or issue."

6 District No. 40 opposes a remand of the entire *Wood* case because the Wood Class
7 judgement is incorporated into and is part of the final judgement in this coordinated proceeding.
8 It would be inappropriate and impractical to remand the *Wood* case in its entirety.

9 The Wood Class' [Proposed] Order re Assigning Wood Case ("Wood Class' Proposed
10 Order") appears to be consistent with this Court's Proposed Order. However, the last sentence of
11 the Wood Class' Proposed Order is unnecessary and can be interpreted to suggest that the entire
12 *Wood* case would be re-assigned. To the extent the Court is inclined to adopt the Wood Class'
13 Proposed Order, District No. 40 respectfully requests that the last sentence of that order be
14 stricken as follows:

15 Pursuant to California Rule of Court 3.542, the *Wood* case is hereby
16 remanded to the Los Angeles Superior Court Assistant Supervising
17 Judge for Civil/Complex for re-assignment for hearing of all
18 matters related to the remanded attorneys' fees, costs, and matters
19 related thereto. ~~After completion of the litigation of these matters,~~
~~jurisdiction over the *Wood* case will return in full to the Judge~~
~~assigned to JCCP 4408 for hearing of all future matters arising~~
~~under the enforcement of the Judgment.~~

20
21 Dated: February 16, 2022

BEST BEST & KRIEGER LLP

22
23 By: Wendy Y. Wang

24 ERIC L. GARNER
25 JEFFREY V. DUNN
26 WENDY Y. WANG
27 Attorneys for Defendant
28 LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40

PROOF OF SERVICE

I, Kerry V. Keefe, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 18101 Von Karman Avenue, Suite 1000, Irvine, California, 92612. On February 16, 2022, I served the within document(s):

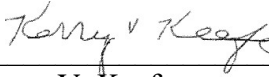
LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40'S STATEMENT FOR HEARING ON REMAND ISSUES AND PROPOSED ORDER

- ☒ by posting the document(s) listed above to the Santa Clara County Superior Court via the Odyssey website in regard to the Antelope Valley Groundwater matter.
- ☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.
- ☐ by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on February 16, 2022, at Irvine, California.


Kerry V. Keefe