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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

ANTELOPE VALLEY
GROUNDWATER CASES

Included Actions:

Los Angeles County Waterworks District
No.40 v. Diamond Farming Co.
Los Angeles County Superior Court
Case No. BC 325201

Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co.
Kern County Superior Court
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.
Riverside County Superior Court
Consolidated actions
Case Nos. RIC 353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination No. 4408

For filing purposes only:
Santa Clara County Case No. 1-05-CV -049053

Assigned to The Honorable Jack Komar

**CROSS-DEFENDANTS JUANITA
EYHERABIDE AND THE EYHERABIDE
SHEEP COMPANY'S CASE
MANAGEMENT CONFERENCE
STATEMENT**

TO ALL PARTIES AND THE ATTORNEYS OF RECORD:

Juanita Eyherabide and the Eyherabide Sheep Company (hereinafter "Eyherabide")
submit this Case Management Conference Statement in anticipation of the Court's notice for a
telephonic conference calendared for January 7, 2015.

Juanita Eyherabide was brought into this matter in July of 2014, at an advanced stage of
the litigation and with settlement negotiations ongoing and nearly concluded. Despite repeated attempts

1 to obtain a copy of the proposed settlement for review and evaluation, Eyherabide was never provided
2 with a copy on the basis that the terms were confidential by agreement of other parties.

3 The stipulating parties recently submitted a Joint Case Management Statement which in
4 essence is an opposition to the demands made by Juanita Eyherabide and others to partake in the
5 settlement. The principle opposition of the Case Management Statement is that the demanding parties
6 will have an opportunity to review, evaluate, and object to the proposed physical solution, and that due
7 process will be respected. To no one's surprise, Eyherabide has criticisms of this position.

8 First, the stipulating parties to this agreement have had years to review and evaluate the
9 terms and conditions of the proposed physical solution in light of their respective groundwater claims in
10 the basin. Eyherabide, and others, will have a matter of weeks to do the same if the court does not grant
11 the relief which Eyherabide has requested.

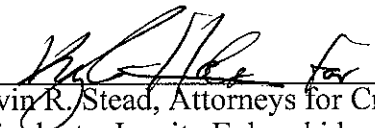
12 Second, should Eyherabide object to the proposed settlement, she and her counsel are
13 again expected to prepare an opposition and/or objection to the proposed settlement in a matter of
14 weeks, despite a six-month involvement in a decades old matter with thousands of documents on file.

15 Third, the stipulating parties, in their Joint Case Management Conference
16 Statement/Opposition, appear to suggest that Eyherabide's participation in litigation at this point in time
17 is due to her own inadvertence. This is simply not the case. Rather, only when Ms. Eyherabide learned
18 that a purported class was attempting to represent her interests did she take action in this matter to
19 preserve her claims, which resulted in her subsequently being sued by District 40.

20 In summation, Eyherabide will be prejudiced if the relief she seeks is denied. The
21 truncated calendar proposed by the stipulating parties does not afford Eyherabide adequate protection of
22 her claim.

23 Dated: January 5, 2015

BORTON PETRINI, LLP

24
25 By 
26 Calvin R. Stead, Attorneys for Cross-
27 Defendants, Juanita Eyherabide and the
28 Eyherabide Sheep Company