

1 **COLDREN LAW OFFICES**

2 Robert S. Coldren (Bar No. 81710)
3 3 Hutton Centre Drive, Ninth Floor
4 Santa Ana, California 92707
5 (714) 955-6160

6 Attorneys for Cross-Defendant,
7 MILANA VII, LLC, dba Rosamond Mobile Home Park

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

10
11 ANTELOPE VALLEY GROUNDWATER
12 CASES

13 Included Actions:

14 Los Angeles County Waterworks District No.
15 40 v. Diamond Farming Co.
16 Los Angeles County Superior Court
17 Case No. BC 325201

18 Los Angeles County Waterworks District No.
19 40 v. Diamond Farming Co.
20 Kern County Superior Court
21 Case No. S-1500-CV-254-348

22 Wm. Bolthouse Farms, Inc. v. City of
23 Lancaster, Diamond Farming Co. v. City of
24 Lancaster, Diamond Farming Co. v. Palmdale
25 Water Dist.

26 Riverside County Superior Court
27 Consolidated actions
28 Case Nos. RJC 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-DEFENDANT MILANA VII, LLC,
dba ROSAMOND MOBILE HOME
PARK'S STATUS CONFERENCE
STATEMENT AND OBJECTIONS TO
SETTLEMENT DISCUSSIONS AND
FURTHER RULINGS BY THIS COURT
IN VIOLATION OF CROSS-
DEFENDANT'S DUE PROCESS RIGHTS**

Date: September 5, 2014

Time: 9:00 a.m.

Place: Court Call

**Department 1,
Santa Clara Superior Court**

29 Cross-Defendant, MILANA VII, LLC, dba Rosamond Mobile Home Park (hereinafter
30 "Milana"), submits the following status conference statement and objections in connection with
31 the status conference that Milana understands that is to be held on September 5, 2014.

1 Cross-Complainant, Public Water Suppliers, filed a First Amended Cross-Complaint for
2 declaratory relief and adjudication of water rights, and recently named several roe cross-
3 defendant, including Milana. Milana was just recently served with summons and cross-
4 complaint, and Milana only filed an Answer to the First Amended Cross-Complaint on Friday,
5 August 29, 2014. With Monday being Labor Day holiday, counsel for Milana has been
6 attorney of record for only a few days.

7 Notwithstanding the fact that Milana has just appeared in this case, Milana's counsel
8 has just learned of a court-ordered meet and confer session at Attorney Jeffrey Dunn's office to
9 be held on Wednesday, September 3, 2014. Counsel for Milana managed to appear via
10 telephonically at the meet and confer session. During the call, the attorneys present spoke at
11 length about various issues in the case, including the issue of Wood Class Attorneys' Fees. The
12 attorneys also spoke about a follow-up status conference before Judge Kormar to take place on
13 September 5, 2014.

14 Counsel for Milana asked if there was any way that Milana could quickly "get up to
15 speed" in this case by being briefed or directed to the court file which would allow Milana to
16 determine why it was brought into this case and whether Milana has any objections to any
17 proposed settlement agreements, if any, reached in this case. Opposing counsel indicated on
18 the call that there was no way for Milana to get up to speed quickly.

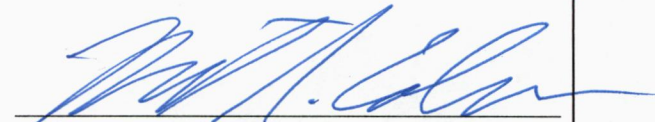
19 Accordingly, Milana now makes this general objection, to wit: (1) Milana just appeared
20 in this action on August 29, 2014, (2) having just answered, Milana has had ***no opportunity*** to
21 do any investigation or discovery into the claims being made in this action, and (3) Milana has
22 had ***no opportunity*** to do any investigation into the terms of any proposed settlement agreement
23 that may have been reached by the parties herein. As such, Milana objects to, and does not
24 consent to, any proposed settlement agreements being proposed by the parties to the court, and
25 objects to any rulings being by the court that affect Milana, when Milana has had no
26 opportunity to investigate and meaningfully and intelligently respond to said proposed
27 settlements and/or adjudication of rights. Making any rulings or adjudication of rights without
28

1 allowing Milana first an opportunity to investigate and respond represents a basic due process
2 violation.

3
4
5 DATED: September 3, 2014

COLDREN LAW OFFICES

6
7 By:


Robert S. Coldren, Esq.,
Attorneys for Cross-Defendant,
MILANA VII, LLC, dba Rosamond
Mobile Home Park