

1 EDGAR B. WASHBURN (BAR NO. 34038)
2 WILLIAM M. SLOAN (BAR NO. 203583)
3 MORRISON & FOERSTER LLP
4 425 Market Street
5 San Francisco, California 94105-2482
6 Telephone: 415.268.7000
7 Facsimile: 415.268.7522
8 Email: wsloan@mofo.com

9 Attorneys for U.S. BORAX INC.

10 RICHARD G. ZIMMER (BAR NO. 107263)
11 T. MARK SMITH (BAR NO. 162370)
12 CLIFFORD & BROWN
13 1430 Truxtun Avenue, Suite 900
14 Bakersfield, California 93301-5230
15 Telephone: 661.322.6023
16 Facsimile: 661.322.3508
17 Email: rzimmer@clifford-brownlaw.com

18 Attorneys for BOLTHOUSE PROPERTIES, LLC
19 and WM. BOLTHOUSE FARMS, INC.

20 *(List of Counsel Continues on Next Page)*

21 SUPERIOR COURT OF THE STATE OF CALIFORNIA

22 COUNTY OF LOS ANGELES

23 Coordination Proceeding
24 Special Title (Rule 1550(b))

25 **ANTELOPE VALLEY GROUNDWATER CASES**

26 Included Actions:

27 **Los Angeles County Waterworks District No. 40 v.**
28 **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,
Case Nos. RIC 353 840, RIC 344 436, RIC 344 668
(Consolidated Actions)

Judicial Council Coordination
Proceeding No. 4408

Santa Clara Case No. 1-05-CV-
049053

Assigned to
The Honorable Jack Komar

[PROPOSED]

**ORDER GRANTING
DEFENDANTS' NOTICE OF
MOTION AND MOTION TO
DISMISS PUBLIC WATER
SUPPLIERS' CROSS-
COMPLAINT**

Date: June 19, 2009
Time: 2:00 p.m.
Dept: 17C

1 *List of Counsel (Continued):*

2 BOB H. JOYCE (BAR NO. 84607)
3 ANDREW SHEFFIELD (BAR NO. 220735)
4 KEVIN E. THELEN (BAR NO. 252665)
5 LAW OFFICES OF LEBEAU THELEN, LLP
6 5001 East Commercenter Drive, Suite 300
7 Post Office Box 12092
8 Bakersfield, California 93389-2092
9 Telephone: 661.325.8962
10 Facsimile: 661.325.1127
11 *Email: bjoyce@lebeauthelen.com*

12 Attorneys for DIAMOND FARMING COMPANY, a
13 California corporation, CRYSTAL ORGANIC
14 FARMS, a limited liability company, GRIMMWAY
15 Enterprises, Inc., and LAPIS LAND COMPANY,
16 LLC.

17 ROBERT M. DOUGHERTY (BAR NO. 41317)
18 JESSE T. MORRISON (BAR NO. 247185)
19 COVINGTON & CROWE, LLP
20 1131 West Sixth Street, Suite 300
21 Ontario, California 91762
22 Telephone: 909.983.9393
23 Facsimile: 909.391.6762
24 *Email: jmorrison@covcrowe.com*

25 Attorneys for A.V. UNITED MUTUAL GROUP

26 MICHAEL T. FIFE (BAR NO. 203025)
27 BRADLEY J. HERREMA (BAR NO. 228976)
28 BROWNSTEIN HYATT FARBER SCHRECK, LLP
21 East Carrillo Street
Santa Barbara, California 93101
Telephone: 805.963.7000
Facsimile: 805.965.4333
Email: mfife@bhfs.com

Attorneys for the ANTELOPE VALLEY
GROUNDWATER AGREEMENT ASSOCIATION
("AGWA")

1 Cross-Defendants' Motion to Dismiss Public Water Suppliers' Cross-Complaint was heard on
2 Friday, June 19, 2009, at 2:00 p.m. in Department 17C of the Santa Clara County Superior Court
3 before the Honorable Jack Komar, presiding.

4 Based on all of the pleadings in this action, and the arguments presented by counsel, and
5 GOOD CAUSE APPEARING THEREFORE,

6 This Court hereby GRANTS Defendants' Motion to Dismiss Public Water Suppliers' Cross-
7 Complaint for failure to join indispensable parties with prejudice.

8 IT IS SO ORDERED.

9 DATED this _____ day of _____, 2009
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12 Honorable JACK KOMAR
13 Judge of the Superior Court
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I further declare that on May 28, 2009, I served a copy of the attached [PROPOSED] ORDER GRANTING DEFENDANTS' NOTICE OF MOTION AND MOTION TO DISMISS PUBLIC WATER SUPPLIERS' CROSS-COMPLAINT by electronically posting a true copy thereof to Santa Clara County Superior Court's electronic filing website for complex civil litigation cases (Judge Jack Komar, Dept. 17C — <http://www.scefiling.org>) with respect to Judicial Council Coordination Proceeding No. 4408 (Antelope Valley Groundwater matter).

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this document was executed at San Francisco, California, on May 28, 2009.

Catherine L. Berte
(signature)