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(Other Moving Landowners on Subsequent Pages)

SUPERIOR COURT OF THE STATE 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.
Lancaster, Diamond Farming Co. v.
Palmdale Water Dist., Superior Court of
California, County of Riverside, Case No.
RIC 353 840, RIC 344 436, RIC 344 668

JUDICIAL COUNCIL COORDINATION
PROCEEDING NO. 4408

Case No. BC 391869
Assigned to Hon. Jack Komar

(Santa Clara Case No. 01-05-CV-049053)

NOTICE OF MOTION AND MOTION
IN LIMINE OF LANDOWNERS TO
ESTABLISH UNITED STATES'
BURDEN OF PROOF FOR ANY
RESERVED WATER RIGHTS

Date: May 13, 2013
Time: To be determined
Dept.: To be determined
Judge: Hon. Jack Komar
Filing Date: July 11, 2005 (coordination)
Trial Date: May 28, 2013 (Phase IV)

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8792/P032713rsb Rsvd Elements Notice

NOTICE OF MOTION AND MOTION *IN LIMINE* OF LANDOWNERS TO ESTABLISH UNITED STATES' BURDEN OF PROOF FOR ANY RESERVED WATER RIGHTS

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PLEASE TAKE NOTICE that, on May 13, 2013 at 9 a.m. or as soon thereafter as the matter may be heard in a department to be determined of the Superior Court of California, County of Los Angeles, cross-defendant Copa de Oro Land Company and the other landowner parties identified in the caption of this Notice of Motion and Motion (the "Landowners") will move the Court for an order establishing the United States' burden of proof for any water rights associated with federal reservations of property.

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- 1 (4) The United States' Revised Response to Court's Discovery Order for Phase 4
2 Trial, posted on the Court's Web site on February 22, 2013 and available there at
3 [http://www.scefiling.org/filingdocs/289/60349/95576_CrossxDefendantxsxRevi](http://www.scefiling.org/filingdocs/289/60349/95576_CrossxDefendantxsxRevisedxResponsetoxDecemberx12xx2012xDiscoveryxOrderxforxPhasex4xTrial.pdf)
4 [sedxResponsetoxDecemberx12xx2012xDiscoveryxOrderxforxPhasex4xTrial.p](http://www.scefiling.org/filingdocs/289/60349/95576_CrossxDefendantxsxRevisedxResponsetoxDecemberx12xx2012xDiscoveryxOrderxforxPhasex4xTrial.pdf)
5 [df](http://www.scefiling.org/filingdocs/289/60349/95576_CrossxDefendantxsxRevisedxResponsetoxDecemberx12xx2012xDiscoveryxOrderxforxPhasex4xTrial.pdf);
6 (5) The Index of Non-California Authorities filed herewith;
7 (6) [Proposed] Order Granting Landowners' Motion *In Limine* To Establish United
8 States' Burden Of Proof For Any Reserved Water Rights lodged herewith; and
9 (7) Any evidence and argument presented at the hearing on this motion.

10 Dated: March 28, 2013

Respectfully submitted,

11 BARTKIEWICZ, KRONICK & SHANAHN
12 A Professional Corporation

13 By: /s/ Ryan S. Bezerra
14 Ryan S. Bezerra

15 Attorneys for Cross-Defendant Copa de Oro
16 Land Companv