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12 **Copa De Oro Land Company**

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
14 **COUNTY OF LOS ANGELES**

15 **Coordination Proceeding Special Title**  
16 **(Rule 1550(b))**

17 **ANTELOPE VALLEY GROUNDWATER**  
18 **CASES**

19 **Included Actions:**

20 **Los Angeles County Waterworks District**  
21 **No. 40 v. Diamond Farming Co., Superior**  
22 **Court of California, County of Los Angeles,**  
23 **Case No. BC 325 201;**

24 **Los Angeles County Waterworks District**  
25 **No. 40 v. Diamond Farming Co., Superior**  
26 **Court of California, County of Kern, Case**  
27 **No. S-1500-CV-254-348;**

28 **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)**

**CROSS-DEFENDANT COPA DE ORO**  
**LAND COMPANY'S OPPOSITION TO**  
**MOTION FOR AN ORDER**  
**CLARIFYING AND MODIFYING THE**  
**ORDER RE: COURT-APPOINTED**  
**EXPERT WORK**

**BY FAX FILING**

**Date: July 29, 2013**

**Time: 10:30 a.m.**

**Dept.: 48**

**Judge: Hon. Jack Komar**

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**COPA DE ORO LAND COMPANY'S OPPOSITION TO MOTION FOR AN ORDER CLARIFYING AND**  
**MODIFYING THE ORDER RE: COURT-APPOINTED EXPERT WORK**

1 Cross-defendant Copa de Oro Land Company ("Copa de Oro") submits this limited  
2 opposition to the motion by Littlerock Creek Irrigation District, Palm Ranch Irrigation District,  
3 North Edwards Water District, and Desert Lake Community Services District ("Moving  
4 Parties") for an order clarifying and modifying the order regarding court-appointed expert work  
5 (the "Motion").

6 The Court's order regarding court-appointed expert work expressly requires the public  
7 water suppliers to split the expert's bills. This result is fair and equitable. The expert's work  
8 supports the existence of the small pumper class. The public water suppliers benefit  
9 enormously from the existence of the small pumper class because, among other things, the class  
10 has alleviated the burden for the water suppliers to name and serve all of the small pumpers  
11 individually that they otherwise would have been forced to carry in order for this action to be a  
12 comprehensive action under federal law. In contrast, landowners such as Copa de Oro receive  
13 no benefit from the existence of the small pumper class and the expert's work related thereto.  
14 Moving Parties' request to impose a pro rata portion of the expert's bills on all parties is  
15 therefore less equitable than the status quo and should be denied.

16 Copa de Oro submits no opposition to the extent Moving Parties seek in the alternative  
17 to reapportion responsibility for the expert's bills amongst the public water suppliers on a pro  
18 rata or other basis.

19 Dated: July 16, 2013

Respectfully submitted,

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21 BARTKIEWICZ, KRONICK & SHANAHAN  
A Professional Corporation

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23 By:  \_\_\_\_\_

24 Andrew J. Ramos

25 Attorneys for Cross-Defendant  
26 Copa de Oro Land Company  
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