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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 RESPONSE TO
MOTION FOR STAY OF PHASE V
PROCEEDINGS REGARDING
FEDERAL RESERVED RIGHT

BY FAX FILING

Date: October 16, 2013
Time: 10:00 a.m.
Dept.: Room 222, LA Superior
Judge: Hon. Jack Komar

8792VP101413ajr

COPA DE ORO LAND COMPANY'S RESPONSE TO MOTION FOR STAY OF PHASE V PROCEEDINGS
REGARDING FEDERAL RESERVED RIGHT

1 Cross-defendant Copa de Oro Land Company ("Copa de Oro") submits this response to
2 the Motion for Stay of Phase V Trial Proceedings in Light of Lapse of Appropriations filed on
3 October 1, 2013 by the United States of America. On October 4, 2013, the United States
4 electronically served discovery requests on all parties that include form and special
5 interrogatories, document requests, and requests for admission. The United States demanded
6 responses to its requests be served within 30 days. The Court has not lifted the earlier stay on
7 discovery, although all of the proposed case management orders, which were submitted for
8 consideration at the hearing on October 16, 2013, anticipate opening discovery relevant to the
9 Phase V trial.

10 The United States' discovery requests are extensive and preparing adequate responses
11 will require more time than the current deadline allows. If the Court grants the United States'
12 motion to stay Phase V trial proceedings because of the ongoing federal government shutdown,
13 then Copa de Oro requests that the Court also order that responses to the United States'
14 discovery requests are not due until a date to be set by the Court in the future. Because it is
15 unknown when the federal government shutdown will end, the Court should set a due date for
16 the discovery requests in a future order that also sets a new trial date for Phase V trial
17 proceedings.

18 If the Court denies the United States' request for a stay, then Copa de Oro requests that
19 the Court order responses to the United States' requests are due by December 2, 2013.

20
21 Dated: October 15, 2013

Respectfully submitted,

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23 BARTKIEWICZ, KRONICK & SHANAHAN
A Professional Corporation

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25 By: 

Andrew J. Ramos

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27 Attorneys for Cross-Defendant
Copa de Oro Land Company

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I am a citizen of the United States and a resident of Sacramento County. I am over the age of 18, not a party to this action and am employed at Bartkiewicz, Kronick & Shanahan, 1011 Twenty-Second Street, Sacramento, California 95816. On October 15, 2013, I served, in the manner described below, the following document:

I posted this document to the Court's World Wide Website at www.scefilings.org.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed at Sacramento, California on October 15, 2013.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.


Terry Olson