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9 LOS ANGELES COUNTY NOS. 14&20

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

**Coordination Proceeding
Special Title (Rule 3.550(c))**

**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. City of
Lancaster, Diamond Farming Co. v.
Palmdale Water Dist. Superior Court of
California, County of Riverside,
consolidated Actions, Case Nos. RIC 353
840, RIC 344 436, RIC 344 668**

AND RELATED ACTIONS.

Judicial Council Coordination
Proceeding No. 4408

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

**JOINT CASE MANAGEMENT
CONFERENCE STATEMENT**

[Assigned for All Purposes to the Honorable
Jack Komar]

Trial Date: May 28, 2013

March 15, 2013
Time: 9:00 a.m.
Dept: 1

Action Filed: October 26, 2005

Cross-Defendants, State of California, State of California 50th District Agricultural
Association (Collectively State of California), the City of Los Angeles, by and through its
Department of Airports, Los Angeles World Airports (LAWA), and the County Sanitation

1 Districts of Los Angeles County Nos. 14 and 20 (LA County Sanitation), and Cross-Complainant,
2 Antelope Valley-East Kern Water Agency (AVEK) (collectively Public Parties) submit this Case
3 Management Conference Statement for the March 15, 2013 Case Management Conference.

4 In this connection, the Court's March 1, 2013 Minute Order mandates that "All
5 applications/requests for approval of stipulation shall be submitted to the Court by March 15,
6 2013," and the "Order to Show Cause hearing, set for March 15, 2013,[is] rescheduled to March
7 25, 2013, and [is] re-designated as "hearings on approval of stipulations of the parties on evidence
8 relevant to the Phase 4 Trial."

9 Pursuant to the Court's various orders, certain of the parties have now filed and served (1)
10 responses to court-ordered discovery; (2) declarations in lieu of depositions; (3) stipulations to
11 various facts relevant to the Phase IV Trial (including water usage, property ownership, etc.); and
12 (4) applications for approval of the filed stipulations.

13 A question has been raised, however, as to what is to happen if a non-party to a proposed
14 stipulation objects to other parties' application for approval of the stipulation. The following
15 procedure is suggested for the Court's consideration:

- 16 1. Any person who wishes to object to an application for approval of a stipulation
17 should file and serve specific objections thereto not later than March 21, 2013;
18 objections should specify the particular part of the stipulation to which objection is
19 made, and identify the specific grounds for objection.
- 20 2. At the March 25, 2013 hearing, the Court will (a) identify each application filed for
21 approval of a stipulation, and (b) identify the specific objections asserted thereto, if any.
- 22 3. Facts set forth in a stipulation to which no objection is filed and served by March 21,
23 2013, will be deemed to be established for the Phase IV Trial (recognizing again that
24 water rights will not be adjudicated in the Phase IV Trial).
- 25 4. If objections are served and filed in compliance with the requirements set forth in
26 paragraph 2(b) above, then: (a) facts in the stipulation which are objected to will not be
27 deemed establish, but will be subject to evidence and proof during the Phase IV trial;
28

1 and (b) facts in the stipulation which are not objected to will be deemed to be
2 established for the Phase IV trial.

3 Dated: March 13, 2013

OFFICE OF THE ATTORNEY
GENERAL STATE OF CALIFORNIA

5 By: _____
6 Marilyn Levin/Noah Golden-Krasner
7 Attorneys for the State of California,
8 Santa Monica Mountains Conservancy,
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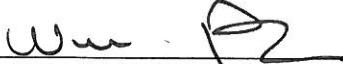
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ELLISON, SCHNEIDER & HARRIS L.L.P.

11 By: _____
12 Christopher M. Sanders
13 Attorneys for the County Sanitation
14 Districts of Los Angeles County Nos. 14 and
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15 Dated: March 13, 2013

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20 EAST KERN WATER AGENCY

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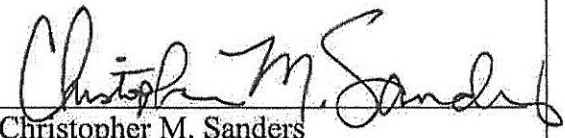
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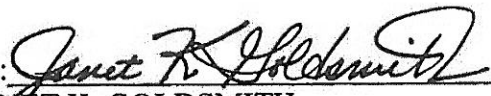
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P. Jo Anne Quihuis