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8 Class Counsel for the Willis Class

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

10 **FOR THE COUNTY OF LOS ANGELES**

11 ANTELOPE VALLEY GROUNDWATER
12 CASES

13 This Pleading Relates to Included Action:
14 REBECCA LEE WILLIS and DAVID
ESTRADA, on behalf of themselves and all
15 others similarly situated,

16 *Plaintiffs,*

17 v.

18 LOS ANGELES COUNTY WATERWORKS
19 DISTRICT NO. 40; CITY OF LANCASTER;
CITY OF PALMDALE; PALMDALE
20 WATER DISTRICT; LITTLEROCK CREEK
IRRIGATION DISTRICT; PALM RANCH
21 IRRIGATION DISTRICT; QUARTZ HILL
WATER DISTRICT; ANTELOPE VALLEY
22 WATER CO.; ROSAMOND COMMUNITY
SERVICE DISTRICT; PHELAN PINON
23 HILL COMMUNITY SERVICE DISTRICT;
24 and DOES 1 through 1,000;

25 *Defendants.*

RELATED CASE TO JUDICIAL COUNCIL
COORDINATION PROCEEDING NO. 4408

**DECLARATION OF RALPH B.
KALFAYAN IN SUPPORT OF MOTION
FOR ORDER TERMINATING WILLIS
CLASS COUNSEL'S APPOINTMENT AS
CLASS COUNSEL**

Date: November 12, 2021

Time: 9:00 a.m.

Place: Superior Court of California, County of
Los Angeles, 111 North Hill Street, Los Angeles,
CA 90012

Judge: Hon. Jack Komar

1 I, Ralph B. Kalfayan, declare:

2 1. I have personal knowledge of the facts below, and if called upon to do so, I could
3 and would testify competently thereto in a court of law. I am an attorney licensed to practice law
4 in the State of California.

5 2. I was formerly with the law firm of Krause, Kalfayan, Benink & Slavens, LLP
6 (KKBS), Class Counsel and attorneys of record for the Willis Class. I am no longer affiliated with
7 KKBS. I am currently employed by The Kalfayan Law Firm, APC (TKF).

8 3. The trial court appointed the law firm of Krause, Kalfayan, Benink & Slavens LLP
9 as class counsel for the Willis class. After phase six of the coordinated proceedings, on December
10 28, 2015, the Court entered a Judgment which adopted a Physical Solution for the management of
11 the Antelope Valley Basin ("2015 Judgment"). (Doc. No. 11020). On February 25, 2016, the
12 Willis Class filed a Notice of Appeal of the trial court's 2015 Judgment ("Merits Appeal"). (Doc.
13 No. 11207).

14 4. The California Fifth District Court of Appeal affirmed the trial court's Judgment and
15 Physical Solution on or about March 16, 2021. The California Supreme Court has denied the Willis
16 Class Petition for review on July 21, 2021. Attached hereto as Exhibit 1 to this Declaration is a
17 true and correct copy of the California Supreme Court's Denial of the Petition for Review. The
18 California Fifth District Court of Appeal has issued a Remittitur on July 22, 2021. The 2015
19 Judgment and Physical Solution are now final as to the Willis Class.

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

22 Executed on October 14, 2021 at Del Mar, California.

23
24
25
26
27
28 By:


Ralph B. Kalfayan

Exhibit 1

SUPREME COURT
FILED

Court of Appeal, Fifth Appellate District - No: F082469 JUL 21 2021

S268802

Jorge Navarrete Clerk

IN THE SUPREME COURT OF CALIFORNIA Deputy

En Banc

ANTELOPE VALLEY GROUNDWATER CASES

REBECCA LEE WILLIS et al., Plaintiffs and Appellants,

v.

LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 et al., Defendants,
Cross-complainants and Respondents;

CITY OF LOS ANGELES et al., Defendants, Cross-defendants and Respondents;

ANTELOPE VALLEY-EAST KERN WATER AGENCY, Cross-defendant,
Cross-complainant and Respondent;

U.S. BORAX INC. et al., Cross-defendants and Respondents;

The request for judicial notice is denied.
The petition for review is denied.

CANTIL-SAKAUYE

Chief Justice