1 2 3 4	Michael D. McLachlan (State Bar No. 181 <b>LAW OFFICES OF MICHAEL D. Mc</b> 44 Hermosa Avenue Hermosa Beach, California 90254 Telephone: (310) 954-8270 Facsimile: (310) 954-8271 mike@mclachlan-law.com	705) <b>LACHLAN, APC</b>	
<ul><li>5</li><li>6</li><li>7</li><li>8</li><li>9</li></ul>	Daniel M. O'Leary (State Bar No. 175128)  LAW OFFICE OF DANIEL M. O'LEARY 2300 Westwood Boulevard, Suite 105 Los Angeles, California 90064 Telephone: (310) 481-2020 Facsimile: (310) 481-0049 dan@danolearylaw.com  Attorneys for Plaintiff Richard Wood and the Class		
10 11 12	SUPERIOR COURT FOR TH	HE STATE OF CALIFORNIA	
13 14	COUNTY OF LOS ANGELES		
15	Coordination Proceeding Special Title (Rule 1550(b))	Judicial Council Coordination Proceeding No. 4408	
16	ANTELOPE VALLEY GROUNDWATER CASES	Lead Case No. BC 325201	
17 18	RICHARD A. WOOD, an individual, on behalf of himself and all others similarly	Case No.: BC 391869	
19 20	situated, Plaintiff,	NOTICE OF SERVICE OF MINUTE ORDERS OF SEPTEMBER 28 – 29, 2015	
21	v.	,	
22 23	LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40; et al.		
<ul><li>24</li><li>25</li></ul>	Defendants.		
26			

1	Attached hereto are copies of the Court's minute orders from the	
2	proceedings held on September 28 and 29, 2015.	
3		
4	DATED: December 18, 2015 LA	W OFFICES OF MICHAEL D. McLACHLAN
5	LA	W OFFICE OF DANIEL M. O'LEARY
6		
7	By	<u></u>
8		Michael D. McLachlan Attorneys for Plaintiff
9	III	v
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DATE: 09/28/15

HONORABLE JACK KOMAR

JUDGE A. BARTON

**DEPUTY CLERK** 

**DEPT. 222** 

HONORABLE

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

#1

AUDREY MOLINAR, CSR #12462

REPORTER PRO TEMPORE

Reporter

NONE Deputy Sheriff

10:00 am JCCP4408

Coordination Proceeding Special

Title Rule (1550(b)) ANTELOPE VALLEY

GROUNDWATER CASES

JEFFREY V. DUNN (X) Plaintiff WENDY Y. WANG (X) Counsel

Defendant RALPH KALFAYAN (X) LYNNE M. BRENNAN (X) Counsel

KAREN BILOTTI (X)

### NATURE OF PROCEEDINGS:

ADDITIONAL APPEARANCES:

RICHARD G. ZIMMER (X)

RICHARD G. ZIMMER (X)

DANIEL O'LEARY

KEITH LEMIEUX (X)

CHRISTINE M. CARSON (X)

JANET K. GOLDSMITH (X)

EDWARD S. RENWICK (X)

R. LEE LEININGER (X)

FRANK SATALINO (X)

MICHAEL T. FIFE (X)

JOHN S. TOOTLE (X)

MILES P. HOGAN (X)

CHRISTOPHER M. SANDERS (X)

DANIEL RUDDEROW (X)

ROSEMARIE S. LEWIS (X)

ANDREW BRADY (X)

DOUGLAS J. EVERTZ (X)

JOSEPH D. HUGHES (X)

SHELDON R. BLUM (X)

SCOTT K. KUNEY (X)

NOAH GOLDEN (X)

WILLIAM J. BRUNICK (X)

LELAND P. MCELHANEY (X)

MICHAEL D. DAVIS (X)

BRADLEY WEEKS (X)

THEODORE A. CHESTER, JR. (X) LELAND P. McELHANEY (X)

ADDITIONAL APPEARANCES VIA COURTCALL:

ANDREW J. RAMOS (X) LUCAS QUASS (X)

DANIEL T. RUDDEROW (X) ARNOLD K. GRAHAM (X)

MARILYN LEVIN (X)

CALVIN R. STEAD (X)

CHRISTOPHER P. BURGER (X) RICHARD A. WOOD (Client) (X)

WALTER J. WILSON (X) WILLIAM M. SLOAN (X) WALTER E. RUSINEK (X)

CARLOS AMBRIZ (X)

Page 1 of 12 DEPT. 222

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

JUDGE

A. BARTON

**DEPUTY CLERK** 

HONORABLE

#1

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

AUDREY MOLINAR, CSR #12462

NONE

Deputy Sheriff

REPORTER PRO TEMPORE

Reporter

10:00 am JCCP4408

Plaintiff Counsel JEFFREY V. DUNN (X)

WENDY Y, WANG (X)

Coordination Proceeding Special

Title Rule (1550(b)) ANTELOPE VALLEY

Defendant Counsel

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

NATURE OF PROCEEDINGS:

GROUNDWATER CASES

COURT TRIAL (PHASE VI)

Matter is called for trial.

Pursuant to stipulation, cross-defendants Hi-Grade, Robert and CJR are ordered severed.

The court sets a case management conference as to severed parties on October 9, 2015, at 9:00 a.m. in Room 222, Stanley Mosk Courthouse. Counsel are to meet and confer to resolve issues.

Order Granting Cross-Defendants/Cross-Complainants, Members of the Antelope Valley United Mutual Group, Specifically Antelope Park Mutual Water Company's and Tierra Bonita Mutual Water Company's Request for Correction of Minute Orders Re: Evidence Admitted at Phase 4 Trial is signed and filed this date.

The court proceeds with prove-up hearing as to defaulted parties.

Douglas R. Littlefield is sworn and testifies on behalf of the Public Water Suppliers.

Public Water Supplier's (PWS) exhibits 43 (Douglas R. Littlefied curriculum vitae), 1 (Map showing the service areas of the Public Water Suppliers within the Antelope Valley Groundwater Adjudication Basin), 43A (Spreadsheet of Historical Documents), 43B (Harry

> Page 2 of 12 DEPT. 222

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

JUDGE A. BARTON **DEPUTY CLERK** 

HONORABLE #1

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

AUDREY MOLINAR, CSR #12462

NONE Deputy Sheriff

REPORTER PRO TEMPORE Reporter

10:00 am JCCP4408

Plaintiff Counsel

JEFFREY V. DUNN (X) WENDY Y. WANG (X)

Coordination Proceeding Special

Title Rule (1550(b))

ANTELOPE VALLEY GROUNDWATER CASES

RALPH KALFAYAN (X) Defendant LYNNE M. BRENNAN (X) Counsel

KAREN BILOTTI (X)

#### NATURE OF PROCEEDINGS:

43A-1 (Spreadsheet of Documents Reviewed by and notes notes of Dr. Douglas R. Littlefield), 43B (Harry R. Johnson, "Water Resources of the Antelope Valley, California, " USGS WSP 278-1911), 44 (David G. Thompson, "The Mohave Desert Region, California: A Geographic, Gelologic, and Hydrologic Reconnaissance," USGS WSP 578-1929) and 45 (Letter from V.D. Fairchild, President of the Antelope Valley Soil Conservation District to the California Water Resources Board, 11/14/45) are marked for identification only.

Public Water Suppliers' exhibit 1 is received in evidence.

Los Angeles County Waterworks District No. 40's exhibit 6-D40-9 (Los Angeles County Ordinance No. 4457, February 20, 20145 and correspondences related to Ordinance 4457) is marked for identification only.

Public Water Suppliers' exhibits 47 (Frank Rutledge, "Water in Antelope Valley," Los Angeles Times 7/22/1946), 48 ("Report of the State Soil Conservation Commission for the Years 1944 to 1946, " California Soil Conservation Commission, November 1946), 49 (State of California, State Water Resources Board, "Report on Application for Assistance, Antelope Valley Water Supply" 1947), 50 ("The Antelope Valley Soil Conservation Programs, " California Department of Water Resources Report 5/1/1947), 51 ("Report to the Assembly of the Legislature on Water Supply of

Page 3 of 12 DEPT. 222

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

A. BARTON JUDGE

**DEPUTY CLERK** 

HONORABLE #1

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

NONE

10:00 am JCCP4408

AUDREY MOLINAR, CSR #12462

REPORTER PRO TEMPORE

Reporter

Deputy Sheriff

Coordination Proceeding Special

Title Rule (1550(b)) ANTELOPE VALLEY

GROUNDWATER CASES

Plaintiff JEFFREY V. DUNN (X) Counsel WENDY Y. WANG (X)

Defendant Counsel

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

#### **NATURE OF PROCEEDINGS:**

Antelope Valley in Los Angeles and Kern Counties Pursuant to House Resolution Number 101 of February 16, 1946," California Department of Water Resources, May 1947), 52 (Letter from the California State Engineer to Julian Beck, a member of the California State Assembly, California Department of Water Resources, 6/4/1947), 53 ("Antelope Valley Asks New Crop Research Brand," Los Angeles Times, 7/15/1947), 54 ("Water Supply Protection Held No. 1 Problem," Los Angeles Times, 10/14/1947), 55 ("Antelope Valley Water Saving Project Backed, "Los Angeles Times, 3/29/1949), 56 ("Antelope Valley Opens Demonstration Farm, "Los Angeles Times, 4/2/1949), 57 (Tom Cameron, "Southland Still Has Room for Both Homes and Farms," Los Angeles Times, 6/3/1949), 58 ("Desert Empire Ranch Rises in Antelope Valley," Los Angeles Times, 8/13/1950), 59 (Robert Harris, "City's Foresight Pays Off in Water and Power, " Los Angeles Times, 11/15/1950), 60 ("Rain-Increasing Effort Assured in Antelope Valley, "Los Angeles Times, 11/22/1950), 61 ("Farmers' Corporation Tests 'Cloud Seeding', Los Angeles Times, 1/2/1951), 62 ("Castor Bean Crop Tested on Antelope Valley Land, " Los Angeles Times, 7/29/1951), 63 ("Engineer Tells Feather River Project Value, " Los Angeles Times, 12/13/1952), 64 (Del Schrader, "Antelope Valley Blooms with Various Projects," Los Angeles Times, 12/14/1952), 65 ("Antelope Valley Growth of 10,000 Anticipated," Los Angeles Times, 9/7/1953), 66 ("Antelope Valley Hope for MWD Water Dashed, " Los Angeles Times, 11/26/1953), 67 (Ed Ainsworth, "Feather River Top

> Page 4 of 12 DEPT. 222

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

A. BARTON

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HONORABLE

JUDGE PRO TEM

**ELECTRONIC RECORDING MONITOR** 

#1

AUDREY MOLINAR, CSR #12462

NONE

10:00 am JCCP4408

Deputy Sheriff

REPORTER PRO TEMPORE

Reporter

Coordination Proceeding Special

Plaintiff Counsel WENDY Y. WANG (X)

JEFFREY V. DUNN (X)

Title Rule (1550(b)) ANTELOPE VALLEY

Defendant Counsel

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

### **NATURE OF PROCEEDINGS:**

GROUNDWATER CASES

Plan for Water, "Los Angeles Times, 6/6/1954), 68 ("Water District Plans Pushed in Desert Area," Los Angeles Times, 7/4/1954), 69 (J. Herbert Snyder, "Ground Water in California: The Experience of the Antelope Valley, " January 1955), 70 ("Memorandum Report on Water Conditions in Antelope Valley in Kern, Los Angeles and San Bernardino Counties, " California Department of Public Works, February 1955), 71 (Frederick Hehr, "Water for Fighting Fire," Los Angeles Times, 9/12/1955), 72 (Ed Ainsworth, "Water Plan Gives Cause for Concern," Los Angeles Times, 1/11/1956), 73 (Ed Ainsworth, Monumental Water Plan Reviewed by State Board, "Los Angeles Times, 5/4/1956), 74 ("Full Use of All Available Water in 15 Years Seen," Los Angeles Times, 9/14/1956), 75 ("Antelope-East Kern Water District Studied as Step to Meet Shortage, " Los Angeles Times, 11/23/1958), 76 (L.C. Dutcher, "Ground Water Inventory for 1958, Edwards Air Force Base, California, " U.S. Department of Interior, USGS OFR 60-40, 1959), 77 (Charles Cohen, "Great Valley Has Progress Habit," Los Angeles Times, 3/22/1959), 78 ("Brown Restates Water Aim in Lancaster Talk," Los Angeles Times 6/7/1959), 79 (Fred Beck, "California City Report," Los Angeles Times 9/27/1959), 80 ("U.S. Removes Million Acres from Farming," Los Angeles Times, 10/3/1959), 81 (W.R. Moyle, Jr., "Ground-Water Inventory for 1960, Edwards Air Force Base, California, "USGS OFT 61-0108, 1961), 82 (Ray Zeman, "Next Big Boom in North L.A. County," Los Angeles Times, 1/17/1961), 83 ("Rangeland Dying, Ordards Hit

MINUTES ENTERED 09/28/15 COUNTY CLERK

Page 5 of 12 **DEPT. 222** 

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

10:00 am JCCP4408

JUDGE A. BARTON **DEPUTY CLERK** 

HONORABLE

#1

JUDGE PRO TEM

**ELECTRONIC RECORDING MONITOR** 

AUDREY MOLINAR, CSR #12462

NONE Deputy Sheriff

REPORTER PRO TEMPORE

Reporter

JEFFREY V. DUNN (X)

Plaintiff Counsel

WENDY Y. WANG (X)

Coordination Proceeding Special

Title Rule (1550(b)) ANTELOPE VALLEY

Defendant Counsel

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

#### NATURE OF PROCEEDINGS:

GROUNDWATER CASES

by Southland Dry Spell," Los Angeles Times 1/18/1961), 84 (Ray Herbert, "Master Plan for North County Set, " Los Angeles Times, 3/30/1961), 85 (Ray Herbert, "2-Year Schedule Step-up in Feather River Project Seen, " Los Angeles Times, 6/5/1961), 86 (Howard Gingold, "Desert Promoters' Claims Produce Varied Reactions, "Los Angeles Times, 6/9/1961), 87 (Charles Hillinger, "North County Envisioned as 'Connecticut of Southland'," Los Angeles Times, 11/20/1961), 88 (J.E. Weir, Jr., "Ground Water Inventory for 1961, Edwards Air Force Base, California, " USGS OFT 62-0152, 1962), 89 ("Report on Feasibility of Serving the Antelope Valley-East Kern Water Agency From the State Water Facilities," Carley V. Porter Papers, California State Archives, January 1962), 90 (Ray Herbert, "Inland Empire Boosters Assail Growth Forecast, " Los Angeles Times, 2/18/1962), 91 (Fred Beck, "Antelope Valley--Magic Land at L.A. Back Door, " Los Angeles Times, 3/11/1962), 92 ("Attention Now on North Edwards as Hub of 'Upper Valley' Growth, " Los Angeles Times, 3/11/1962), 93 ("Central Water Agency Plan Wins Support, "Los Angeles Times 3/12/1962), 94 (Ray Herbert, "Antelope Valley Boom Predicted at Meeting," Los Angeles Times, 4/5/1962), 95 ("Antelope Valley Sets Water Problem Votes," Los Angeles Times, 4/22/1962), 96 (Jack Johnson, "Water Threat Minimized," Los Angeles Times, 5/6/1962), 97 ("Resolution No. 62-56, A Resolution Authorizing the Filings of a Request Designating the Chief Engineer & General Manager to Act on Behalf of the

Page 6 of 12 DEPT. 222

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

A. BARTON JUDGE

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

**ELECTRONIC RECORDING MONITOR** 

#1

AUDREY MOLINAR, CSR #12462

REPORTER PRO TEMPORE

Reporter

Deputy Sheriff

NONE

10:00 am JCCP4408

Plaintiff JEFFREY V. DUNN (X)

Counsel

Counsel

WENDY Y. WANG (X)

Coordination Proceeding Special

Title Rule (1550(b)) ANTELOPE VALLEY

GROUNDWATER CASES

Defendant

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

#### NATURE OF PROCEEDINGS:

Antelope Valley-East Kern Water Agency as the Applicant for Request for Preliminary Determination of Eligibility for Financial Assistance under the Davis-Grunsky Act, " California Department of Water Resources papers, California State Archives, 7/30/1962), 98 ("Southland: Antelope Valley to Mark Signing of Water Pact, Los Angeles Times, 9/20/1962) and 99 ("Report on Assembly Bill 776 - 1961 General Session," Carley V. Porter Papers, California State Archives, 11/14/1962) are marked for identification only.

Willis Class' request to strike Paragraph 9.2.2 from Page 34 of the proposed global settlement is denied.

Public Water Suppliers' exhibits 100 (J.E. Weir, Jr., "Ground-Water Inventory for 1962, Edward Air Force Base, California, USGS OFR 63-0136, 1963), 101 ("Peace Seen Near in Water Dispute," Los Angeles Times, 1/10/1963), 102 ("Antelope Valley Sees Water Dispute Peace, " Los Angeles Times, 2/4/1963), 103 (Ray Herbert, "Southland in New Fight Over Route for Water, Los Angeles Times, 2/10/1963), 104 (Ray Herbert, "Feather River Battle Rages Outside of L.A.," Los Angeles Times, 2/11/1963), 105 (Randle Lunt, "Water is Mined Like Gold, and It's Just as Precious, Los Angeles times, 3/29/1963), 106 ("Antelope Could Repeat the Saga of San Fernando Valley Growth, "Los Angeles Times, 3/29/1963), 107 (Doug Mauldin, "Area Facing Threat of Water Shortage, Los Angeles Times, 7/28/1963), 108 (L.C.

> 09/28/15 COUNTY CLERK

MINUTES ENTERED

Page 7 of 12 DEPT. 222

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

A. BARTON JUDGE

**DEPUTY CLERK** 

HONORABLE #1

JUDGE PRO TEM

**ELECTRONIC RECORDING MONITOR** 

AUDREY MOLINAR, CSR #12462

REPORTER PRO TEMPORE

Reporter

NONE

Deputy Sheriff

10:00 am JCCP4408

Plaintiff Counsel

JEFFREY V. DUNN (X) WENDY Y, WANG (X)

Coordination Proceeding Special

Title Rule (1550(b)) ANTELOPE VALLEY

Defendant Counsel

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

### NATURE OF PROCEEDINGS:

GROUNDWATER CASES

Dutcher and G.F. Worts, Jr., "Geology Hydrology, and Water Supply of Edwards Air Force Base, Kern County, California, USGS OFR 63-0146, 8/25/1963), 109 ("State Aid Sought to Reclaim Waste Water," Los Angeles Times, 10/20/1963), 110 ("Dorn Sees Bright Future: 'Long-Range Plans in Effect to Assure Orderly Growth', Los Angeles Times 4/10/1964), 111 (Randle Lunt, "Water, Land for a Million People," Los Angeles Times, 4/10/1964), 112 ("Water is the Key to Future Development," Los Angeles Times, 4/10/1964), 113 (Ray Herbert, "State Races Calendar to Bring Water to Southland, "Los Angeles Times 6/28/1964). 114 ("Antelope Valley-East Kern Water Agency, Advisory Committee ad hoc, Syllabus and Supplemental, Carley V. Porter Papers, California State Archives, revised 7/27/1964), 115 (J.E. Weir, Jr., "Ground-Water Inventory for 1963, Edwards Air Force Base, California, " USGS OFR 65-0173, 3/1/1965), 116 ("Agenda Item 10c, Staff Reports & Recommendations", Carley V. Porter Papers, California State Archives, 7/13/1965), 117 (F.W. Giessner and S.G. Robson, "Ground-Water Inventory for 1964, Edwards Air Force Base, California, "USGS OFR 65-0062, 10/21/1965), 118 (Tom Cameron, "West Growth Still Vigorous, Los Angeles Times, 4/17/1966), 119 ("State Asked to Build Reservoir," Los Angeles Times, 8/31/1966), 120 (F.W. Giessner and J.A. Westphal, "Ground-Water Inventory for 1965, Edwards Air Force Base, California, "USGS OFR 66-0049, 11/3/1966), 121 (California DWR Bulletin 91-12. "Water Wells in the Eastern Part of the Antelope

Page 8 of 12 DEPT. 222

DATE: 09/28/15

JUDGE

**DEPT. 222** 

HONORABLE JACK KOMAR

A. BARTON

**DEPUTY CLERK** 

HONORABLE #1

JUDGE PRO TEM

**ELECTRONIC RECORDING MONITOR** 

AUDREY MOLINAR, CSR #12462

REPORTER PRO TEMPORE

Reporter

NONE

10:00 am JCCP4408

Deputy Sheriff

Coordination Proceeding Special

Title Rule (1550(b))

ANTELOPE VALLEY GROUNDWATER CASES Plaintiff Counsel JEFFREY V. DUNN (X)

WENDY Y. WANG (X)

Defendant Counsel

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

### **NATURE OF PROCEEDINGS:**

Valley Area, Los Angeles County, California," California Department of Water Resources, 12/1/1966), 122 (S.J. Tyley, "Ground-Water Inventory for 1966, Edwards Air Force Base, California, " USGS OFR 67-0223, 1967), 123 ("Pact Will Provide More Water for Southland in 1990s," Los Angeles Times, 2/28/1967), 124 (R.M. Bloyd, Jr., "Water Resources Inventory for 1966 Antelope Valley-East Kern Water Agency Area, California, "USGS OFR 8/28/1967), 125 (R.M. Bloyd, Jr., "Water Resources Inventory for 1966 Antelope Valley-East Kern Water Agency Area, California, " USGS OFR 67-0020, 11/14/1967), 126 ("Ground Water and Waste Water Quality Study, Antelope Valley, Los Angeles and Kern Counties, California Department of Water Resources report, March 1968), 127 (J.H. Koehler, "Ground-Water Inventory for 1967, Edwards Air Force Base, California, " USGS OFR 69-0140, 1969), 128 (Dan Cooper, "Borax Miner, Who 'Digs' Valley Need for Water, " Antelope Valley Press, 1/3/1971), 129 ("School, Water Items Discussed by C of C: Antelope Valley Press, 1/7/1971), 130 ("Mrs. Arnold, Vreeland Named to Water Group, " Antelope Valley Press, 1/14/1971), 131 ("AVEK Water to Boost Supply for Quartz Hill Country District, "Antelope Valley Press, 1/14/1971), 132 (AVEK...A Travesty, "Antelope Valley Press, 1/17/1971) and 133 ("Palmdale C of C Backs AVEK's Bond Election, " Antelope Valley Press, 1/21/1971) are marked for identification only.

Plaintiff's counsel is ordered to submit an Order

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

10:00 am JCCP4408

A. BARTON JUDGE

**DEPUTY CLERK** 

HONORABLE #1

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

AUDREY MOLINAR, CSR #12462

REPORTER PRO TEMPORE

Reporter

Deputy Sheriff

NONE

JEFFREY V. DUNN (X) Plaintiff

Counsel WENDY Y. WANG (X)

Coordination Proceeding Special

Title Rule (1550(b)) ANTELOPE VALLEY

GROUNDWATER CASES

Defendant Counsel

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

**NATURE OF PROCEEDINGS:** 

regarding PWS and Los Angeles County District No.40's exhibits to be admitted in evidence.

Court and counsel confer regarding the four parties who are not parties to the stipulation for judgment.

Counsel are ordered to submit declarations regarding pumping related to documents already in evidence and findings.

Defendant Palmdale Water District's exhibit 1 (Declaration of Dennis Lamoreaux for Phase 4 trial with Palmdale Water District Well Production 2000-20012) is marked for identification and admitted in evidence.

Cross-complainant Littlerock Creek's exhibit 8 (Declaration of Travis Berglund on behalf of Littlerock Creek Irrigation District with exhibits A, B, C and D attachments and Exhibit C Parts 1, 2 and 3) is marked for identification and admitted in evidence.

Cross-complainant North Edwards Water District's exhibit 5 (Declaration of Dollie Kostopoulos on behalf of North Edwards Water District with Exhibits A, B and C attachments) is marked for identification and admitted in evidence.

Cross-complainant Desert Lake Community Services District's exhibit 7 (Declaration of Deanna Love on

> Page 10 of 12 **DEPT. 222**

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

A. BARTON

**DEPUTY CLERK** 

HONORABLE

#1

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

AUDREY MOLINAR, CSR #12462 NONE

REPORTER PRO TEMPORE

Deputy Sheriff

Reporter

10:00 am JCCP4408

Plaintiff Counsel

JEFFREY V. DUNN (X) WENDY Y. WANG (X)

Coordination Proceeding Special

Title Rule (1550(b))

ANTELOPE VALLEY GROUNDWATER CASES

Defendant Counsel

RALPH KALFAYAN (X)

LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

#### NATURE OF PROCEEDINGS:

Behalf of Desert Lake Community Services District with exhibits A, B, C and D attachments) is marked for identification and admitted in evidence.

Cross-complainant Palm Ranch Irrigation District's exhibit 10 (Declaration of Peter Tuculet on behalf of Palm Ranch Irrigation District with exhibits A, B, C and D attachments) is marked for identification and admitted in evidence.

Defendant/cross-complainant Quartz Hill Water District's exhibit 6-QHWD-1 (Declaration of Chad Reed for Phase 6 trial with Exhibit A - Quartz Hill Water District Historical Groundwater Pumping and Water Importation attachment) is marked for identification and admitted in evidence.

Defendant Rosamond Community Services District's exhibit 1 (Declaration of Steve A. Perez on Behalf of Rosamond Community Services District in Lieu of Deposition Testimony for Phase 4 Trial with Exhibit E - Rosamond Community Services District Water Usage Date for 2000, 2001, 2002, 2003, 2004, 2011, 2012 attachment) is marked for identification and admitted in evidence.

Defendant The City of Lancaster's exhibit 1 (Declaration of Carlyle S. Workman, P.E. on behalf of The City of Lancaster in Lieu of Deposition Testimony for Phase 4 Trial with Exhibit A attachment) is marked for identification and admitted

DATE: 09/28/15

**DEPT. 222** 

HONORABLE JACK KOMAR

NONE

A. BARTON JUDGE

**DEPUTY CLERK** 

HONORABLE

JUDGE PRO TEM

**ELECTRONIC RECORDING MONITOR** 

#1

AUDREY MOLINAR, CSR #12462

REPORTER PRO TEMPORE

Deputy Sheriff

Reporter

10:00 am JCCP4408

Plaintiff Counsel

JEFFREY V. DUNN (X) WENDY Y. WANG (X)

Coordination Proceeding Special

Title Rule (1550(b)) ANTELOPE VALLEY

GROUNDWATER CASES

Defendant Counsel

RALPH KALFAYAN (X) LYNNE M. BRENNAN (X)

KAREN BILOTTI (X)

### **NATURE OF PROCEEDINGS:**

in evidence.

Plaintiff Richard Wood's ex parte application to correct prior court order re Class member Barrel Springs Properties, LLC previously set for September 21, 2015 is granted. Order is signed and filed this date.

Cross-complainant Los Angeles County Waterworks District No. 40's exhibit 6-D40-10 (Declaration of Adam Ariki for Phase 6 Trial with Exhibits A, B, C, D, E and F attachments) is marked for identification and admitted in evidence.

Court and counsel confer regarding scheduling.

Trial is recessed until September 29, 2015, at 9:00 a.m. in Room 222, Stanley Mosk Courthouse.

DATE: 09/29/15 **DEPT.** 222 HONORABLE JACK KOMAR JUDGE A. BARTON DEPUTY CLERK JUDGE PRO TEM HONORABLE ELECTRONIC RECORDING MONITOR #1 AUDREY MOLINAR, CSR #12462 Deputy Sheriff REPORTER PRO TEMPORE NONE 9:00 am JCCP4408 JEFFREY V. DUNN (X) Plaintiff Counsel WENDY Y. WANG (X) Coordination Proceeding Special Title Rule (1550(b) THOMAS S. BUNN, III (X) Defendant Counsel ANTELOPE VALLEY RICHARD G. ZIMMER (X) GROUNDWATER CASES BRADLEY WEEKS (X) NATURE OF PROCEEDINGS: ADDITIONAL APPEARANCES: MICHAEL D. McLACHLAN (X) DANIEL O'LEARY (X) KUNC PRO TUNC 10/8/15 AB JOSEPH HUGHES (X)

SHELDON R. BLUM (X)

SCOTT K. KUNEY (X)

MICHAEL D. DAVIS (X)

ARNOLD K. GRAHAM (X)

WILLIAM M. SLOAN (X)

DOUGLAS J. EVERTZ (X)

ANDY BRADY (X)

JAMES J. DUBOIS (X)

R. LEE LEININGER (X)

JANET K. GOLDSMITH (X)

W. KEITH LEMIEUX (X)

THOMAS S. BUNN, III (X)

BRADLEY WEEKS (X)

JUNE S. AILIN (X)

MILES P. HOGAN (X)

DEREK HOFFMAN (X)

WALTER J. WILSON (X)

THEODORE A. CHESTER (X)

MICHAEL T. FIFE (X)

SCOTT K. KUNEY (X)

DEREK R. HOFFMAN (X)

LUCAS I. QUASS (X)

ROBERT G. KUHS (X)

ROSEMARIE LEWIS (X)

RICHARD G. ZIMMER (X) JOSEPH HUGHES (X) JUNE S. AILIN (X) BRADLEY WEEKS (X) ADDITIONAL APPEARANCES FOR DEFENDANT VIA COURTCALL: CARLOS AMBRIZ (X)

MARILY LEVIN (X)

JAMES A. WORTH (X)

ANDREW J. RAMOS (X)

RICHARD A. WOOD-Party (X)

LUCAS QUASS (X)

WALTER E. RUSINEK (X)

CHRISTOPHER BURGER (X)

JOE WERNER (X)

KAREN BILOTTI (X) 4-2 (3) ٠, ر Ŀ

Page 1 of 7 DEPT. 222

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DATE: 09/29/15

**DEPT.** 222

HONORABLE JACK KOMAR

DEPUTY CLERK

HONORABLE

JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

#1

AUDREY MOLINAR, CSR #12462

NONE

Deputy Sheriff

REPORTER PRO TEMPORE

9:00 am JCCP4408

Plaintiff Counsel

A. BARTON

JEFFREY V. DUNN (X) WENDY Y. WANG (X)

Coordination Proceeding Special

Title Rule (1550(b)

ANTELOPE VALLEY GROUNDWATER CASES Defendant Counsel

THOMAS S. BUNN, III (X)

RICHARD G. ZIMMER (X)

BRADLEY WEEKS (X)

NATURE OF PROCEEDINGS:

COURT TRIAL IN PROGRESS (PHASE VI)

Order Appointing Court Approved Reporter as Official Reporter Pro Tempore filed September 28, 2015.

Trial resumes from September 28, 2015.

California Water Service Company's exhibits 1-1 (Lancaster Historical Calendar Groundwater Pumping and Water Purchases by Well), 1-3 (Lancaster Well Production Meter Reads), 1-4 (Lancaster Well Record Sheets 2004, 2011-2012), 2-1 (California Public Utilities Commission D.54854 - Order Paragraph No. 1 to Grant Certificate of Public Convenience and Necessity, 4/16/57), 2-2 (Thomas Brother Guide Map Certificated Service Area 1957), 2-3 (California Public Commission Reporter D.69516 Dominguez Water Corp. Acquired Antelope Valley Water), 2-4 (California Public Utilities Commission D.00-05-047 Opinion Authorizing Merger), 2-5 (California Public Utilities Commission Recording Secretary of State of Antelope Merged into Dominguez), 2-6 (California Public Utilities Commission Recording Secretary of State Dominguez Merged into Cal Water), 2-7 (California Public Utilities Commission Service Area Map), 2-8 (California Public Utilities Commission Customer

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DATE: 09/29/15 DEPT. 222

HONORABLE JACK KOMAR JUDGE A. BARTON DEPUTY CLERK

HONORABLE JUDGE PRO TEM ELECTRONIC RECORDING MONITOR
AUDREY MOLINAR, CSR #12462

NONE Deputy Sheriff REPORTER PRO TEMPORE Reporter

9:00 am JCCP4408 Plaintiff JEFFREY V. DUNN (X)
Counsel WENDY Y. WANG (X)

Coordination Proceeding Special
Title Rule (1550(b) Defendant THOMAS S. BUNN, III (X)

ANTELOPE VALLEY

GROUNDWATER CASES

Counsel

RICHARD G. ZIMMER (X)

BRADLEY WEEKS (X)

### **NATURE OF PROCEEDINGS:**

Count), 2-9 (Lancaster Tariff July 1997 Updated to Water Rates July 1, 2015), 3-1 (Antelope Valley-Lancaster Commission Annual Reports 1965-1984, 1986-1991, 1994-2005, 2011-2014), 3-1A (Antelope Valley-Water Co. 1982-2014 Annual Report), 4-1 (Lancaster Property Tax Statements), 4-2 (Lancaster Well Pump Tests), 5-1 (Antelope Valley-Lancaster Avek Capacity and Turnout Fee 2012, 5-2 (Antelope Valley-Leona Valley Avek Agreement 1975), 6-1 (John R. Foth Curriculum Vitae) and 7-1 (Declaration of John R. Foth, Former Engineering Manager for California Water Service Company in Support of Phase VI) are marked for identification and admitted in evidence.

Counsel for plaintiffs Willis Class enter into a stipulation with Public Water Suppliers as fully reflected in the official notes of the reporter and incorporated herein by reference. The court accepts the stipulation.

Motion of plaintiff Richard Wood to correct the class description in the judgment is heard, argued and granted. Second Amended Final Judgment Approving Willis Class Action Settlement is signed and filed this date.

Defendant Palmdale Water District exhibit 6-PalmdaleWD-1 (Declaration of Danielle Henry with Exhibit A attachment) is marked for identification and admitted in evidence.

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DATE: 09/29/15 HONORABLE JACK KOMAR JUDGE A. BARTON DEPUTY CLERK

HONORABLE JUDGE PRO TEM ELECTRONIC RECORDING MONITOR #1 AUDREY MOLINAR, CSR #12462

NONE Deputy Sheriff REPORTER PRO TEMPORE Reporter

9:00 am JCCP4408 JEFFREY V. DUNN (X) Plaintiff WENDY Y. WANG (X) Counsel Coordination Proceeding Special Title Rule (1550(b) THOMAS S. BUNN, III (X) Defendant Counsel ANTELOPE VALLEY RICHARD G. ZIMMER (X) GROUNDWATER CASES BRADLEY WEEKS (X)

### NATURE OF PROCEEDINGS:

The motion to limit the Willis Class' challenge to alleged inconsistencies in the settlement agreement is heard and argued. The court will sustain the objection to production of witnesses to testify as to alternative proposals.

Order Admitting Exhibits is signed and filed this date.

Los Angeles County Waterworks District No. 40's exhibit 6-D40-9, Public Water Suppliers' exhibits 43A, 43A-1, 43B and 44 thru 133, all previously marked for identification, are admitted in evidence.

Public Water Suppliers' exhibits 134 thru 220 and are marked for identification and admitted in evidence as fully reflected in the Order Admitting Exhibits filed this date and incorporated herein by reference to the court file.

Dr. Dennis Williams is sworn and testifies on behalf of the Public Water Suppliers.

Public Water Suppliers' exhibits 542 (Resume of Dennis E. Williams) and 543 (materials prepared by Dennis E. Williams) are marked for identification only.

West Valley exhibits 1 (Declaration of Mark Crosby with Exhibits 1, 2, 3 and 4 attachments), 2 (Declaration of Mark L. Crosby, General Manager

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DATE: 09/29/15

**DEPT.** 222

HONORABLE JACK KOMAR

A. BARTON JUDGE

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JUDGE PRO TEM

ELECTRONIC RECORDING MONITOR

#1

AUDREY MOLINAR, CSR #12462

NONE

Deputy Sheriff

REPORTER PRO TEMPORE

9:00 am JCCP4408

JEFFREY V. DUNN (X) Plaintiff WENDY Y. WANG (X) Counsel

Coordination Proceeding Special Title Rule (1550(b)

Defendant

THOMAS S. BUNN, III (X)

ANTELOPE VALLEY GROUNDWATER CASES Counsel

RICHARD G. ZIMMER (X)

BRADLEY WEEKS (X)

#### **NATURE OF PROCEEDINGS:**

of Cross-Defendant West Valley County Water District -Proposed for Use in Lieu of Live Testimony for Phase VI Trial) and 3 (Supplemental Declaration of Mark Crosby, General Manager of Public Water Supplier/Cross-Defendant West Valley County Water District Regarding West Valley's Water Pumping and Usage Records Previously Marked as West Valley Trial Exhibits 1 through 20) are marked for identification and admitted in evidence.

Cross-defendant Antelope Valley Mobile Estates, LLC's exhibit 1 (Declaration of Jeanette Kolar in support of Phase VI Trial Prove-up with Exhibits A, B, C and D attachments) is marked for identification and admitted in evidence.

Cross-defendant Desert Breeze MHP, LLC's exhibit 1 (First Amended Declarations of Daniel Epstein and Cleo Burtt in Support of the Groundwater Used by Desert Breeze MHP, LLC and its Predecessors) is marked for identification and admitted in evidence.

Dr. Dennis Williams resumes his testimony.

Cross-defendant Clan Keith Real Estate Investments, LLC's exhibits 1-LL-1 (Declaration of Charles M. Keith in Lieu of Testimony for Phase VI Trial with Exhibits A, B, C and D attachments) and 1-LL-2 (Declaration of Jerry Deluca in Lieu of Testimony for Phase VI Trial with Exhibits A, B, C, D and E attachments) are marked for identification

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MINUTES ENTERED 09/29/15 COUNTY CLERK

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DATE: 09/29/15 **DEPT. 222** HONORABLE JACK KOMAR JUDGE A. BARTON **DEPUTY CLERK** HONORABLE JUDGE PRO TEM ELECTRONIC RECORDING MONITOR #1 AUDREY MOLINAR, CSR #12462 NONE REPORTER PRO TEMPORE Deputy Sheriff 9:00 am JCCP4408 Plaintiff JEFFREY V. DUNN (X) WENDY Y. WANG (X) Counsel Coordination Proceeding Special Title Rule (1550(b) THOMAS S. BUNN, III (X) Defendant Counsel RICHARD G. ZIMMER (X) ANTELOPE VALLEY

BRADLEY WEEKS (X)

### **NATURE OF PROCEEDINGS:**

GROUNDWATER CASES

and admitted in evidence.

Robert Beeby, called out of order, is sworn and testifies on behalf of the Public Waters Suppliers.

Public Water Suppliers' exhibits 521 (Resume for Robert G. Beeby), 522 (Exhibit 4 Modified by Robert G. Beeby), 523 (Tapia's Applied Water Demands for the Years 1993-1997, 2000-2004, 2011 and 2012), 524 (Unit Applied Water Demand Values for Sweet Corn and Pumpkin, 525 (Unit Applied Water Demand Values Based on Tapia's Water Claims), 526 (1993 Month by Month LandSat Images for Tapia's Parcel), 527 (1994 Month by Month LandSat Images for Tapia's Parcel), 528 (1998 Month by Month LandSat Images for Tapia's Parcel), 529 (1996 Month by Month LandSat Images for Tapia's Parcel), 530 (1997 Month by Month LandSat Images for Tapia's Parcel), 531 (2000 Month by Month LandSat Images for Tapia's Parcel), 532 (2001 Month by Month LandSat Images for Tapia's Parcel), 533 (2002 Month by Month LandSat Images for Tapia's Parcel), 534 (2003 Month by Month LandSat Images for Tapia's Parcel), 535 (2011 Month by Month LandSat Images for Tapia's Parcel), 536 (2012 Month by Month LandSat Images for Tapia's Parcel), 537 (Irrigated Acreage Based on LandSat Images for the Years 2000 to 2003, 2011 and 2012 for Tapia's Parcel), 538 (2000 to 2003 Kern County Agriculture Permit Data for Tapia's Parcel), 539 (2004 Kern County Agriculture Permit Data for Tapia's Parcel), 540 (Southern California Edison Company's Response to Civil

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DATE: 09/29/15

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HONORABLE JACK KOMAR

JUDGE

A. BARTON

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JUDGE PRO TEM

AUDREY MOLINAR, CSR #12462

#1

REPORTER PRO TEMPORE

Reporter

ELECTRONIC RECORDING MONITOR

NONE

9:00 am JCCP4408

Deputy Sheriff

Counsel

JEFFREY V. DUNN (X)

WENDY Y. WANG (X)

Coordination Proceeding Special Defendant

THOMAS S. BUNN, III (X)

Counsel

Plaintiff

RICHARD G. ZIMMER (X)

BRADLEY WEEKS (X)

**NATURE OF PROCEEDINGS:** 

Title Rule (1550(b)

ANTELOPE VALLEY

GROUNDWATER CASES

Subpoena) and 541 (Amended Declaration of Charles Tapia in Support of Water Usage, 5/10/15) are marked for identification and admitted in evidence.

Dr. Dennis Williams resumes his testimony.

Court and counsel confer regarding witnesses and scheduling.

Trial is recessed until September 30, 2015, at 9:00 a.m. in Department 48, Stanley Mosk Courthouse.

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