

Michael D. McLachlan (State Bar No. 181705)  
**McLACHLAN LAW, APC**  
2447 Pacific Coast Highway, Suite 100  
Hermosa Beach, California 90254  
Telephone: (310) 954-8270  
Facsimile: (310) 954-8271  
*mike@mclachlan-law.com*

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

**SUPERIOR COURT FOR THE STATE OF CALIFORNIA**  
**COUNTY OF LOS ANGELES**

Coordination Proceeding  
Special Title (Rule 1550(b))

ANTELOPE VALLEY GROUNDWATER  
CASES

RICHARD A. WOOD, an individual, on  
behalf of himself and all others similarly  
situated,

Plaintiff,

v.

LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40; et  
al.

Defendants.

Judicial Council Coordination  
Proceeding No. 4408

Lead Case No. BC 325201

Case No.: BC 391869

**SMALL PUMPER CLASS'  
NOTICE OF MOTION FOR  
MODIFIED ATTORNEYS' FEES  
AWARD CONSISTENT WITH  
COURT OF APPEAL OPINION**

[filed concurrently with Appendix,  
Memorandum of Points and  
Authorities, Declarations of Michael  
McLachlan and Daniel O'Leary]

Date: TBD  
Time: TBD  
Dept.: TBD

1 TO THE COURT AND ALL INTERESTED PARTIES:

2 PLEASE TAKE NOTICE that on a date and time to be determined by the  
3 Court,<sup>1</sup> Richard Wood, on behalf of himself and those similarly situated, will and  
4 hereby does move for a modified award of attorneys' fees consistent with the  
5 opinion issued by the Court of Appeal.

6 The Motion is based on C.C.P. section 1021.5, and the stipulation to  
7 liability thereunder by Los Angeles County Waterworks District No. 40 as  
8 memorialized in the Stipulation for Entry of Judgment (addressed at length in  
9 the Court of Appeal opinion). This motion is also based on this Notice, the  
10 Memorandum of Points and Authorities, the Declaration of Michael D.  
11 McLachlan, the Declaration of Daniel M. O'Leary, the Declaration of Richard M.  
12 Pearl, the Court of Appeal Opinion, the Appendix of Fee Motion Filings, all  
13 records and file herein, and on such evidence as may be presented at the hearing  
14 of the Motion.

15  
16 DATED: February 28, 2022 McLACHLAN LAW, APC  
17 LAW OFFICE OF DANIEL M. O'LEARY

18  
19 By: //s// Michael D. McLachlan  
20 Michael D. McLachlan  
21 Attorneys for Plaintiff  
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25 <sup>1</sup> On October 4, 2021, Judge Jack Komar consented to his replacement  
26 following the filing of a Statement of Disqualification under C.C.P. section 170.3.  
27 He promptly requested the Judicial Council replace him but as of this date – the  
28 date the parties have stipulated to filing this motion – that has not occurred.  
Hence, this case presently has no assigned Judge with jurisdiction to hear this  
motion.

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On February 28, 2022, I caused the foregoing document(s) described as **SMALL PUMPER CLASS' NOTICE OF MOTION FOR MODIFIED ATTORNEYS' FEES CONSISTENT WITH COURT OF APPEAL OPINION** to be served on the parties in this action, as follows:

- /s/ Katelyn Furman  
Katelyn Furman