

1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 FOR THE COUNTY OF LOS ANGELES

3 DEPARTMENT 1

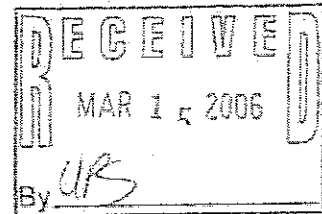
HON. JACK KOMAR, JUDGE

4 COORDINATION PROCEEDING )  
5 SPECIAL TITLE )  
6 (RULE 1550(B)) )

7 PLAINTIFF, )

8 ANTELOPE VALLEY )  
9 GROUNDWATER CASES )

JCCP4408



10 REPORTER'S TRANSCRIPT OF PROCEEDINGS

11 FRIDAY, FEBRUARY 17TH, 2006

12 APPEARANCES:

13 (SEE APPEARANCE PAGE)

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26 LISA C. RIDLEY  
27 OFFICIAL REPORTER  
28 111 N. HILL ST.  
DEPT 1  
LOS ANGELES, CA 90012

CC-2



1 MR. JOYCE: ALL I AM ASKING IS THAT IF COUNSEL  
2 WHO REPRESENTS THE OTHER IDENTIFIED CROSS-COMPLAINANTS,  
3 THAT THEY EITHER CONFIRM OR RENOUNCE THE EFFICACY OF  
4 THAT DOCUMENT AS A CROSS-COMPLAINT, THEN I CAN RESPOND  
5 ACCORDINGLY.

6 MR. ZIMMER: I WASN'T SURE, THE COURT, IN THE  
7 LAST HEARING, HAD EXPRESSED SOME POTENTIAL INTEREST IN  
8 HAVING SOME PART OF THE RIVERSIDE ACTION HEARD FIRST AND  
9 I WASN'T SURE WHETHER YOUR INTENTION WAS THAT THE  
10 CROSS-COMPLAINT BE ONLY BY RIVERSIDE PARTIES AGAINST  
11 BOLTHOUSE AND DIAMOND FARMING BECAUSE OF THAT REASON,  
12 IN ORDER TO KEEP THAT SEPARATE.

13 THE COURT: I WAS ONLY CONCERNED WITH THE,  
14 WITH THE PLEADINGS THAT HAD ACTUALLY BEEN FILED AND  
15 WHICH SHOULD NOT HAVE BEEN FILED AS A SEPARATE  
16 COMPLAINT, SHOULD HAVE BEEN FILED AS A CROSS-COMPLAINT.

17 AND SO THAT THE ORDER WAS THAT,  
18 ESSENTIALLY, HE RE-PLIED, WAS NOT TALKED ABOUT ADDING ANY  
19 ADDITIONAL PARTIES, OR EXPANDING THE SCOPE OF THAT  
20 CROSS-COMPLAINT, HOWEVER, IF COUNSEL WISH TO DO THAT,  
21 THEY CERTAINLY COULD, UNDER THE ORDER AUTHORIZING THE  
22 FILING OF THE AMENDED PLEADING.

23 MR. JOYCE: I THINK, YOUR HONOR, IN ORDER TO  
24 MAKE IT CLEAR, THAT PROBABLY WHAT WOULD SUFFICE IS IF  
25 THE OTHER NAMED PURVEYOR CROSS-COMPLAINANTS WERE TO AT  
26 LEAST, IN SOME WRITTEN FORMAT, ADVISE ME AS TO THE FACT  
27 THAT, YES, THAT IS INTENDED TO BE A CROSS-COMPLAINT THAT  
28 MY CLIENT HAS AGAINST YOUR CLIENT, SO I DO KNOW THAT, IN