

1 ERIC N. ROBINSON, State Bar No. 191781
erobinson@kmtg.com
2 STANLEY C. POWELL, State Bar No. 254057
spowell@kmtg.com
3 JENIFER N. RYAN, State Bar No. 311492
jryan@kmtg.com
4 KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation
5 1331 Garden Highway, 2nd Floor
Sacramento, California 95833
6 Telephone: (916) 321-4500
Facsimile: (916) 321-4555
7

8 MICHAEL N. FEUER, State Bar No. 111529
Los Angeles City Attorney
9 JOSEPH BRAJEVICH, General Counsel, Water and Power
BRIAN C. OSTLER, General Counsel, Los Angeles World Airports
10 Attorneys for CITY OF LOS ANGELES and
LOS ANGELES WORLD AIRPORTS
11 Attorneys for City of Los Angeles and Los
Angeles World Airports
12

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
14 **COUNTY OF LOS ANGELES**
15

16 Coordination Proceeding
17 ANTELOPE VALLEY GROUNDWATER
CASES,
18

Los Angeles County Waterworks District No.
19 40 v. Diamond Farming Co.
20 Los Angeles County Waterworks District No.
40 v. Diamond Farming Co.
21 Wm Bolthouse Farms, Inc. v. City of
22 Lancaster
23 Diamond Farming Co. v. City of Lancaster
24 Diamond Farming Co. v. Palmdale Water
District,
25

26 AND RELATED ACTIONS
27
28

Judicial Council Coordination
Proceeding No. 4408
**STIPULATION REGARDING
ZAMRZLAS' HEARING, DISCOVERY
AND BRIEFING SCHEDULE;
[PROPOSED] ORDER**
The Hon. Jack Komar, Dept. 17
Santa Clara Case No. 105 CV 049053
Riverside County Superior Court
Lead Case No. RIC 344436
Case No. RIC 344668
Case No. RIC 353840
Los Angeles Superior Court Case
No. BC 325201
Kern County Superior Court Case
No. S-1500-CV-254348

1 **STIPULATION**

2 The City of Los Angeles (Los Angeles World Airports), Grimmway Enterprises, Palmdale
3 Water District, County Sanitation Districts of Los Angeles County Nos. 14 and 20 (collectively,
4 “Settling Parties”), Antelope Valley Watermaster, and Johnny Zamrzla, Pamella Zamrzla, Johnny Lee
5 Zamrzla and Jeanette Zamrzla (“Zamrzlas”), by and through their respective attorneys of record
6 (individually, “Party” and collectively, “Parties”), stipulate and agree as follows:

7 **RECITALS**

8 A. The Court granted the Settling Parties’ ex parte application to continue the May 3,
9 2022, hearing on the Zamrzlas’ Motions to Set Aside or Modify the Judgment (“Motions”) to 9 a.m.
10 on August 9, 2022.

11 B. The Court directed the Parties to meet and confer and to inform the Court of the
12 outcome of their meet-and-confer efforts on the following: (1) hearing date and length; (2) venue; (3)
13 discovery and briefing deadlines; and (4) court reporter.

14 C. The Parties on April 22, 2022, met and conferred on the issues designated by the Court
15 and reached agreement as set forth in the May 14, 2022, Order regarding the Zamrzlas’ Hearing,
16 Discovery and Briefing Schedule.

17 D. On June 20, 2022, the Parties agreed to continue the dates for discovery, briefing and
18 the hearing as set forth below.

19 **IT IS HEREBY STIPULATED AND AGREED THAT:**

20 1. **Hearing date and venue.** The August 23, 2022, hearing date on the Motions is vacated
21 and rescheduled to start at 9 a.m. on Tuesday, October 25, 2022. The hearing is estimated to last two
22 days and will take place in Department 17 of the Santa Clara County Superior Court located at 161
23 North First Street, San Jose, California 95113.

24 2. **Scope.** The scope of issues for discovery and to be tried at the hearing will be limited
25 to whether the Zamrzlas are bound by the Judgment and Physical Solution entered on December 28,
26 2015, as raised by the Zamrzlas’ motions. The Zamrzlas’ claims to production rights are deferred to a
27 later hearing.

28 3. **Deadlines.** Based on an October 25, 2022, hearing date on the Motions:

1 a. Opposition briefs shall be filed and served by the Settling Parties and
2 Watermaster on or before Friday, October 7, 2022.

3 b. Reply briefs shall be filed and served by the Zamrzlas on or before Monday,
4 October 17, 2022.

5 4. **Briefing and Page Limits.** The Settling Parties may file one opposition of 30 pages or
6 less. The Zamrzlas may file one reply to the Settling Parties' opposition of 20 pages or less. The
7 Watermaster may file separate briefing responding to the Zamrzlas' claims within statutory page
8 limits. The Zamrzlas may file a reply to the Watermaster's oppositions within statutory page limits.

9 5. **Discovery.**

10 a. The Parties are permitted to conduct discovery as to any other party, per the
11 Code of Civil Procedure and subject to the terms of this Stipulation.

12 b. Scope of Discovery. Discovery is limited to the scope of the issues to be
13 addressed at the October 25, 2022 hearing, as described above in Section 2.

14 c. Discovery cutoff. Based on an October 25, 2022, hearing date on the Motions
15 and Code of Civil Procedure, the discovery cutoff will be on Monday, September 26, 2022.

16 d. Depositions. The Parties agree to review and to provide signed deposition
17 transcripts within 10 days from receipt. Depositions of the Zamrzlas will take place in Bakersfield,
18 California, unless otherwise agreed by the Parties. The depositions of the Zamrzlas will take place
19 between August 17-19, 2022, and will continue day to day until completed.

20 e. Written discovery. The Parties agree to shorten the time for written discovery
21 responses to 20 days from service of discovery requests.

22 f. Disputes. If there are any discovery disputes that the Parties cannot settle
23 among themselves, the Parties will ask the Court's clerk to schedule a teleconference with the Court to
24 resolve the dispute informally.

25 g. Extending discovery and merits briefing and hearing schedule. If any party
26 determines more time is needed for discovery, that party shall file with the Court a written request for
27 an extension showing good cause.

28 6. **Experts.** Electronic exchange of expert disclosures shall be made by 5:00 p.m. on

1 Friday, August 19, 2022. Electronic exchange of rebuttal experts shall be made by 5:00 p.m. on
2 Friday, September 9, 2022. Any expert testimony or document shall be limited to the issues set for the
3 October 25, 2022, hearing, as described in Section 2, above. Expert disclosures will be made
4 according to the California Code of Civil Procedure. Expert depositions can be conducted on 7 days
5 electronic notice. Expert deposition transcript review and signature must be completed within 10 days
6 of receipt.

7 7. **Court reporter.** The Parties will provide for a court reporter for the hearing, and will
8 equally share the cost among the Settling Parties (1/3), Watermaster (1/3) and the Zamrzlas (1/3). If
9 any additional party decides to separately oppose the Zamrzlas' Motions, the cost will be further
10 divided equally among the Parties and any additional party.

11
12 DATED: June 22, 2022

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation

13
14
15 By: 
Eric N. Robinson
Jenifer N Ryan
Attorneys for CITY OF LOS ANGELES and
LOS ANGELES WORLD AIRPORTS

16
17
18 DATED: June 22, 2022

LEBEAU THELEN LLP

19
20 By: 
for
Robert G. Kuhs
Attorneys for GRIMMWAY ENTERPRISES

21
22
23 DATED: June 22, 2022

LAGERLOF, LLP

24
25 By: 
for
Thomas S. Bunn
Attorneys for PALMDALE WATER DISTRICT

1 DATED: June 22, 2022

ELLISON, SCHNEIDER, HARRIS & DONLAN LLP

2

3

By:  for

4

Christopher M. Sanders
Attorneys for COUNTY SANITATION
DISTRICTS OF LOS ANGELES COUNTY NOS.
14 AND 20

5

6

7 DATED: June 22, 2022

PRICE, POSTEL & PARMA LLP

8

9

By:  for

10

Craig Parton
Attorneys for ANTELOPE VALLEY
WATERMASTER

11

12

13 DATED: June ____, 2022

MATHENY SEARS LINKERT & JAIME, LLP

14

15

By: _____

16

Nicholas R. Shepard
Attorneys for JOHNNY ZAMRZLA, PAMELLA
ZAMRZLA, JOHNNY LEE ZAMRZLA AND
JEANETTE ZAMRZLA

17

18

19

20

21

22

23

24

25

26

27

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: June __, 2022

LAGERLOF, LLP

By: _____
Thomas S. Bunn
Attorneys for PALMDALE WATER DISTRICT

DATED: June __, 2022

ELLISON, SCHNEIDER, HARRIS & DONLAN LLP

By: _____
Christopher M. Sanders
Attorneys for COUNTY SANITATION
DISTRICTS OF LOS ANGELES COUNTY NOS.
14 AND 20

DATED: June __, 2022

PRICE, POSTEL & PARMA LLP

By: _____
Craig Parton
Attorneys for ANTELOPE VALLEY
WATERMASTER

DATED: June 21, 2022

MATHENY SEARS LINKERT & JAIME, LLP

By:  _____
Nicholas R. Shepard
Attorneys for JOHNNY ZAMRZLA, PAMELLA
ZAMRZLA, JOHNNY LEE ZAMRZLA AND
JEANETTE ZAMRZLA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

[PROPOSED] ORDER

The Court having read the foregoing Stipulation, and good cause appearing, **IT IS SO ORDERED.**

DATED: June ____, 2022

Jack Komar

1 **Judicial Council Coordination Proceeding No. 4408**
2 **For Filing Purposes Only: Santa Clara County Case No.: 1-05-CV-049053**

3 **PROOF OF SERVICE**

4 **STATE OF CALIFORNIA, COUNTY OF SACRAMENTO**

5 At the time of service, I was over 18 years of age and not a party to this action. I am
6 employed in the County of Sacramento, State of California. My business address is 1331 Garden
7 Hwy, 2nd Floor, Sacramento, CA 95833.

8 On June 22, 2022, I served true copies of the following document(s) described as
9 **STIPULATION REGARDING ZAMRZLAS' HEARING, DISCOVERY AND BRIEFING**
10 **SCHEDULE; [PROPOSED] ORDER** on the interested parties in this action as follows:

11 **BY ELECTRONIC TRANSMISSION:** By submitting an electronic version of the
12 document(s) to the parties, through the user interface at avwatermaster.org.

13 I declare under penalty of perjury under the laws of the State of California that the
14 foregoing is true and correct.

15 Executed on June 22, 2022, at Sacramento, California.

16
17
18
19
20
21
22
23
24
25
26
27
28


Sherry Ramirez