

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES**

**Civil Division**

Central District, Spring Street Courthouse, Department 9

**BCV-21-101927**

**BOLTHOUSE LAND COMPANY, LLC, et al. vs ALL  
PERSONS CLAIMING A RIGHT TO EXTRACT OR STORE  
GROUNDWATER IN THE CUYAMA VALLEY  
GROUNDWATER BASIN (NO.3-013), et al.**

May 24, 2023  
10:00 AM

Judge: Honorable Yvette M. Palazuelos  
Judicial Assistant: R. Arraiga  
Courtroom Assistant: M. Tavakoli

CSR: None  
ERM: None  
Deputy Sheriff: None

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**APPEARANCES:**

For Plaintiff(s): Robert Garth Kuhs; Richard G. Zimmer, Esq.; William T. Zimmer, Esq.  
(Telephonic)

For Defendant(s): Jeffrey V. Dunn; Derek Hoffman

Other Appearance Notes: \*Additional Appearances for Defendant(s) Are Listed Below\*

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**NATURE OF PROCEEDINGS:** Status Conference;

Additional Appearances:

Stephanie Osler Hastings via LA Court Connect (Telephonic)  
James Lee Markman via LA Court Connect (Telephonic)  
Cameron Goodman via LA Court Connect (Telephonic)  
Callie Kim via LA Court Connect (Telephonic)  
Noah Golden-Krasner via LA Court Connect (Telephonic)  
Kathleen March via LA Court Connect (Video)  
Thomas Wynsma via LA Court Connect (Telephonic)  
Daniel Root via LA Court Connect (Telephonic)  
James Worth via LA Court Connect (Telephonic)  
Christopher M. Sanders via LA Court Connect (Video)  
Stefanie Morris via LA Court Connect (Telephonic)  
Colin L. Pearce via LA Court Connect (video)  
R. Jeffrey Warren via LA Court Connect (Telephonic)  
Eve W. McDonald via LA Court Connect (Telephonic)  
Thomas Thornton via LA Court Connect (Telephonic)  
Boyd Hill via LA Court Connect (Video)

The matter is called for hearing.

The Court has received and reviewed the parties' Amended Sixth Joint Status Conference

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Statement filed on 05/18/2023.

The Court and counsel confer in reference to expert depositions, outstanding initial disclosures, Motion for Sanctions, expert reports, Application for Order Authorizing Service by Publication, length of trial, efforts regarding Notice of Intent to Claim Water Rights other than Groundwater Rights, next status conference, and the status of the case.

The parties request to amend the Order Re Phase One Discovery and Trial Order dated 11/28/2022 and the Court GRANTS this request.

The order dated 11/28/2022, is hereby amended to vacate the 06/01/2023 date and to set a new date of 06/15/2023 in reference to Disclose Expert Reports by Parties Supporting DWR 118 Basin Boundary pursuant to CCP § 843(b); and disclose materials relied upon by experts supporting DWR 118 Basin Boundary in addition to required production pursuant to CCP 843 (b).

Counsel for Plaintiff provides the Court with the current stats of the expert depositions of Anthony Brown and Mark D. Nicholls as follows:

- 1) Deposition of Mark D. Nicholls is completed; and
- 2) Deposition of Anthony Brown is not completed and is set to reconvene on 05/31/2023 at 1:30 p.m. and all day on 06/07/2023.

The deposition will be taken at the Law Offices of Jeffrey V. Dunn and made accessible to others via remote videoconferencing.

The parties state that the length of trial will be 8-10 court days.

The Court provides a hearing date of 07/25/2023, 10:00 AM for Plaintiff's Motion for Sanctions Re: Failure to Comply With Court Order Regarding Initial Disclosures. Counsel is to call the courtroom staff to obtain a briefing schedule PRIOR to filing the motion.

The Final Status Conference scheduled for 06/30/2023 shall remain on calendar and will also serve as a Status Conference.

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The parties are ordered to file a Joint Status Report by 06/16/2023. Do not use the Judicial Council Form CM-110 (Case Management Statement) for this purpose.

If report is NOT filed by said date an Order to Show Cause Re: Sanctions hearing will be set.

The Court's FINAL STATUS CONFERENCE AND TRIAL ORDERS is signed and filed this date.

The Judicial Assistant to give notice to Counsel for Plaintiff Mr. Richard Zimmer who is ordered to give further and formal notice to all parties.

Clerk's Certificate of Service By Electronic Service is attached.

<b>SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES</b>		Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012		<b>FILED</b> Superior Court of California County of Los Angeles <b>05/24/2023</b> <small>David W. Slayton, Executive Officer / Clerk of Court</small> By: <u>    R. Arraiga    </u> Deputy
PLAINTIFF: Ruby Land Company et al		
DEFENDANT: All Persons Claiming a Right to Extract or Store Groundwater in the Cuyar		
<b>CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6</b>		CASE NUMBER: <b>BCV-21-101927</b>

I, the below named Executive Officer/Clerk of Court of the above-entitled court, do hereby certify that I am not a party to the cause herein, and that on this date I served one copy of the Minute Order and FINAL STATUS CONFERENCE AND TRIAL ORDERS entered herein, on 05/24/2023, upon each party or counsel of record in the above entitled action, by electronically serving the document(s) on Case Anywhere at www.caseanywhere.com on 05/24/2023 from my place of business, Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012 in accordance with standard court practices.

David W. Slayton, Executive Officer / Clerk of Court

Dated: 05/24/2023

By: R. Arraiga

Deputy Clerk