

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

Civil Division

Central District, Spring Street Courthouse, Department 9

BCV-21-101927

January 5, 2024

**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.**

3:13 PM

Judge: Honorable Yvette M. Palazuelos
Judicial Assistant: P. Herrera
Courtroom Assistant: M. Tavakoli

CSR: None
ERM: None
Deputy Sheriff: None

APPEARANCES:

For Plaintiff(s): No Appearances

For Defendant(s): No Appearances

NATURE OF PROCEEDINGS: Nunc Pro Tunc Order

It appearing to the Court that through inadvertence and/or clerical error, the minute order of 01/05/2024 in the above-entitled action does not properly reflect the Court's order. At the direction of the Judicial Officer, said minute order is corrected nunc pro tunc as of 01/05/2024, as follows:

By striking:

Pursuant to Government Code sections 68086, 70044, California Rules of Court, rule 2.956, and the stipulation of appearing parties, ****, CSR #, certified shorthand reporter is appointed as an official Court reporter pro tempore in these proceedings, and is ordered to comply with the terms of the Court Reporter Agreement. The Order is signed and filed this date.

The matter is called for hearing.

The Court has read and considered the above-entitled Ex Parte Application, supporting, opposing, and reply documents.

The Court gives its oral tentative ruling and hears argument from counsel.

After hearing oral argument the Court rules as follows:

The Ex Parte Application Re: Withdrawal of Objections to Bulletin 118 as the Jurisdictional Boundary filed by Brodiaea, Inc, Highland Vineyard SB, LLC, Cuyama Community Services District,, E & B Natural Resources Management Corporation, on 01/03/2024 is Denied.

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Judicial Assistant: P. Herrera
Courtroom Assistant: M. Tavakoli

CSR: None
ERM: None
Deputy Sheriff: None

By adding:

NATURE OF PROCEEDINGS: Hearing on Ex Parte Application Re: Withdrawal of Objections to Bulletin 118 as the Jurisdictional Boundary

Pursuant to Government Code sections 68086, 70044, California Rules of Court, rule 2.956, and the stipulation of appearing parties, Nanci L. Grube, CSR # 3446 , certified shorthand reporter is appointed as an official Court reporter pro tempore in these proceedings, and is ordered to comply with the terms of the Court Reporter Agreement. The Order is signed and filed this date.

The matter is called for hearing.

The Court has read and considered the above-entitled Ex Parte Application, supporting, opposing, and reply documents.

The Court gives its oral tentative ruling and hears argument from counsel.

After hearing oral argument the Court rules as follows:

The Ex Parte Application Re: Withdrawal of Objections to Bulletin 118 as the Jurisdictional Boundary filed by Brodiaea, Inc, Highland Vineyard SB, LLC, Cuyama Community Services District, E & B Natural Resources Management Corporation, on 01/03/2024 is Denied.

The Non-Jury Trial (Phase 1 - Jurisdiction Boundaries) scheduled for 01/08/2024 will start at 11:00 a.m. as follows:

Opening statements: 1/2 hour each side.

Case-in chief - Objecting Parties:

Objection parties will introduce Ex. 1, the 118 Bulletin map of basin.

(The parties should meet and confer as to Ex. 1 and reach an agreement as to what is Bulletin 118.)

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CSR: None
ERM: None
Deputy Sheriff: None

Objecting parties stated they will conclude case-in chief.

Case-in chief - Supporting Parties:

If the parties cannot agree what is Ex. 1, Bulletin 118, then plaintiffs may introduce their own version of Bulletin 118, Ex. 2.

Rebuttal: Defer.

Closing arguments: 1/2 hour each side.

Rebuttal argument: Defer.

Deliberation: After arguments, the court will deliberate and find Bulletin 118.

Verdict: Court will render verdict for Phase I - Jurisdictional Boundary of Basin.

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

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

SUPERIOR COURT OF CALIFORNIA COUNTY OF LOS ANGELES		Reserved for Clerk's File Stamp
COURTHOUSE ADDRESS: Spring Street Courthouse 312 North Spring Street, Los Angeles, CA 90012		FILED Superior Court of California County of Los Angeles 01/05/2024 David W. Slayton, Executive Officer / Clerk of Court By: <u> P. Herrera </u> Deputy
PLAINTIFF: Ruby Land Company et al		
DEFENDANT: All Persons Claiming a Right to Extract or Store Groundwater in the Cuyar		
CERTIFICATE OF ELECTRONIC SERVICE CODE OF CIVIL PROCEDURE 1010.6		CASE NUMBER: BCV-21-101927

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 Minute Order (Hearing on Ex Parte Application Re: Withdrawal of Objections to Bulletin entered herein, on 01/05/2024, 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 01/05/2024 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: 01/05/2024

By: P. Herrera

Deputy Clerk