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12 INDIAN WELLS VALLEY WATER DISTRICT

13
14 SUPERIOR COURT OF THE STATE OF CALIFORNIA
15 FOR THE COUNTY OF ORANGE, CIVIL COMPLEX CENTER

16 MOJAVE PISTACHIOS, LLC; et al.,

17 Plaintiffs,

18 v.

19 INDIAN WELLS VALLEY WATER
20 DISTRICT; et al.,

21 Defendants.

Case No. 30-2021-01187275-CU-OR-CJC

*[Related to: Case No. 30-2021-01187589-CU-
WM-CXC; Case No. 30-2021-01188089-CU-
WM-CXC; Case No. 30-2022-01239479-CU-
MC-CJC; Case No. 30-2022-01239487-CU-
MC-CJC; Case No. 30-2022-01249146-CU-
MC-CJC]*

Assigned For All Purposes To:
The Honorable William Claster, Dept. CX101

**NOTICE OF RULING FROM THE
3/22/24 HEARING AND STATUS
CONFERENCE**

1 INDIAN WELLS VALLEY WATER
2 DISTRICT,
3 Cross-Complainant,
4 v.
5 ALL PERSONS WHO CLAIM A RIGHT
6 TO EXTRACT GROUNDWATER IN THE
7 INDIAN WELLS VALLEY
8 GROUNDWATER BASIN NO. 6-54
9 WHETHER BASED ON
10 APPROPRIATION, OVERLYING RIGHT,
11 OR OTHER BASIS OF RIGHT, AND/OR
12 WHO CLAIM A RIGHT TO USE OF
13 STORAGE SPACE IN THE BASIN; et al.,
14 Cross-Defendants.

15 SEARLES VALLEY MINERALS INC.,
16 Cross-Complainant,
17 v.
18 ALL PERSONS WHO CLAIM A RIGHT
19 TO EXTRACT GROUNDWATER IN THE
20 INDIAN WELLS VALLEY
21 GROUNDWATER BASIN NO. 6-54
22 WHETHER BASED ON
23 APPROPRIATION, OVERLYING RIGHT,
24 OR OTHER BASIS OF RIGHT, AND/OR
25 WHO CLAIM A RIGHT TO USE OF
26 STORAGE SPACE IN THE BASIN; et al.,
27 Cross-Defendants.

28 AND RELATED CASES.

In All Related Cases

Next Status Conference:
Date: June 14, 2024
Time: 1:30 p.m.
Dept.: CX101

In the Basin Adjudication

Order to Show Cause Re: Basin Boundary:
Date: June 14, 2024
Time: 1:30 p.m.
Dept.: CX101

**Hearing on Searles Valley Minerals Inc.'s
Motion for Phase 2 Trial Setting:**
Date: June 14, 2024
Time: 1:30 p.m.
Dept.: CX101

**Phase 1 Trial re United States of America's
Federal Reserved Water Right Claim:**
Date: April 28, 2025
Time: 9:00 a.m.
Dept.: CX101

In Case No. 30-2022-01239479

**Hearing on Indian Wells Valley
Groundwater Authority's Motion for
Preliminary Injunction:**
Date: June 14, 2024
Time: 9:00 a.m.
Dept.: CX101

Complaint Filed: November 19, 2019
Phase 1 Trial Date: April 28, 2025

1 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 **PLEASE TAKE NOTICE** that on March 22, 2024, at 1:30 p.m., the Court held (a) a
3 hearing on the Motion for Order to Divide Trial into Phases, Issue an Order to Show Cause re:
4 Basin Boundary, Set a Phase 1 Trial re: Groundwater in Storage and United States' Federal
5 Reserved Water Right Claim, and Partially Lift Discovery Stay ("Phase 1 Trial Motion") of
6 Defendant, Cross-Complainant, and Cross-Defendant Indian Wells Valley Water District
7 ("District") in the above-captioned action; and (b) a Status Conference in the above-captioned
8 action and all related actions. The Court made the following rulings:

9 **1. In Case No. 30-2021-01187275-CU-OR-CJC:**

10 A. Ruling on the Phase 1 Trial Motion: The Court GRANTED in part and DENIED
11 without prejudice in part the Phase 1 Trial Motion. The Court granted the Phase 1 Trial Motion
12 as to the District's request to set a phase 1 bench trial ("Phase 1 Trial") to adjudicate the federal
13 reserved water right claim of Cross-Defendant United States of America. The Court denied
14 without prejudice the Phase 1 Trial Motion as to the District's request to set trial to determine the
15 amount of groundwater in storage within the Indian Wells Valley Groundwater Basin ("Basin").
16 The Court further granted the Phase 1 Trial Motion as to the District's request to partially lift the
17 stay on discovery as to initial disclosures per Code of Civil Procedure section 842, as to the
18 District's request to partially lift the stay on discovery as to the issue to be tried at the Phase 1
19 Trial, and as to the District's request to partially lift the stay on expert disclosures as to the issue
20 to be tried at the Phase 1 Trial.

21 B. Phase 1 Trial: The Court set the Phase 1 Trial with a ten-court-day estimate for
22 **April 28, 2025, at 9:00 a.m., in Department CX101** of the Orange County Superior Court,
23 Civil Complex Center, located at 751 West Santa Ana Boulevard, Santa Ana, California 92701.
24 The Court ordered that the United States' federal reserved water right claim will be tried at the
25 Phase 1 Trial.

26 C. Pre-Trial Schedule for the Phase 1 Trial: The Court ordered the parties to meet
27 and confer to develop a pre-trial schedule, including a schedule for discovery, the exchange of
28 expert disclosures, expert discovery, the filing and service of dispositive motions (if any), and

1 the filing and service of motions in limine (if any), among other things, for the Phase 1 Trial.
2 The Court further ordered the District to submit a proposed Case Management Order for the
3 Phase 1 Trial based on the parties' meet and confer efforts.

4 D. Exchange of Initial Disclosures: The Court ordered the exchange of initial
5 disclosures required by Code of Civil Procedure section 842 to occur no later than **May 17, 2024**
6 for all parties who had already appeared in the case as of the March 22, 2024 Status Conference.
7 For any party making its first appearance in the case after March 22, 2024, the Court ordered that
8 the party shall exchange its initial disclosures **within 60 days from the date of that party's**
9 **appearance.**

10 E. Proof of Service and Notice: The Court ordered the District to file and serve
11 proof of service and notice with supporting declarations and documentation for all methods of
12 service and notice, including the District's recent posting and prior certified mailing, no later
13 than **April 5, 2024.**

14 F. Order to Show Cause Re: Basin Boundary: The Court set a hearing on an Order
15 to Show Cause Re: Basin Boundary for **June 14, 2024, at 1:30 p.m., in Department CX101** of
16 the Orange County Superior Court, Civil Complex Center, located at 751 West Santa Ana
17 Boulevard, Santa Ana, California 92701. The Court ordered the District to prepare a Proposed
18 Order to Show Cause to submit to the Court no later than **March 29, 2024.**

19 G. Motion for Phase 2 Trial Setting: The Court reserved **June 14, 2024, at**
20 **1:30 p.m., in Department CX101** of the Orange County Superior Court, Civil Complex Center,
21 located at 751 West Santa Ana Boulevard, Santa Ana, California 92701, for a hearing on a
22 motion by Defendant, Cross-Defendant, and Cross-Complainant Searles Valley Minerals, Inc.
23 for order setting a phase 2 trial. The Court ordered that any motion for a phase 2 trial setting
24 shall be filed, served, and briefed pursuant to the Code of Civil Procedure. The Court also
25 ordered that the parties meet and confer prior to the filing of the motion.

26 H. Initial Appearance Fee Waiver: The Court granted the District's unopposed
27 request to reinstate waiver of the initial appearance fee (filing fee) for Case No. 30-2021-
28 01187275-CU-OR-CJC through **June 30, 2024.**

1 I. Section 833(d) Exemption: The Court modified its tentative ruling, which
2 became the final ruling of the Court, to defer the setting of any hearing to determine whether,
3 pursuant to Code of Civil Procedure section 833(d), claims for minor water users (not to exceed
4 five acre-feet of water per year) have a material effect on the groundwater rights of other parties
5 in the context of a request for an exemption of those claims. The Court deferred setting any
6 hearing under section 833(d) unless and until a party seeks an exemption pursuant to that section.

7 **2. In Case No. 30-2022-01239479-CU-MC-CJC:**

8 A. Hearing on Motion for Preliminary Injunction: On its own motion, the Court
9 continued the hearing on the Motion of the Indian Wells Valley Groundwater Authority for
10 Preliminary Injunction from April 12, 2024 to **June 14, 2024, at 9:00 a.m., in**
11 **Department CX101** of the Orange County Superior Court, Civil Complex Center, located at
12 751 West Santa Ana Boulevard, Santa Ana, California 92701.

13 **3. In All Related Cases (Case Nos. 30-2021-01187275-CU-OR-CJC; 30-2021-01187589-**
14 **CU-WM-CXC, consolidated with 30-2021-01188089-CU-WM-CXC; 30-2022-**
15 **01239479-CU-MC-CJC; 30-2022-01239487-CU-MC-CJC; and 30-2022-01249146-**
16 **CU-MC-CJC):**

17 A. Next Status Conference: The Court set a Further Status Conference for
18 **June 14, 2024, at 1:30 p.m., in Department CX101** of the Orange County Superior Court, Civil
19 Complex Center, located at 751 West Santa Ana Boulevard, Santa Ana, California 92701.

20 B. Joint Status Conference Statement: The Court ordered the parties to submit one
21 Joint Status Conference Statement, which shall be filed under Case No. 30-2021-01187275-CU-
22 OR-CJC no later than **June 7, 2024**.

23 C. Notice: The Court ordered the District to give notice.

24 **4. Minute Orders:**

25 A. Attached as Exhibit “1” and incorporated by this reference is a true and correct
26 copy of the Court’s March 22, 2024 Minute Order in Case No. 30-2021-01187275-CU-OR-CJC.

1 B. Attached as Exhibit “2” and incorporated by this reference is a true and correct
2 copy of the Court’s March 22, 2024 Minute Order in Case No. 30-2021-01187589-CU-WM-
3 CXC, consolidated with Case No. 30-2021-01188089-CU-WM-CXC.

4 C. Attached as Exhibit “3” and incorporated by this reference is a true and correct
5 copy of the Court’s March 22, 2024 Minute Order in Case No. 30-2022-01239479-CU-MC-CJC.

6 D. Attached as Exhibit “4” and incorporated by this reference is a true and correct
7 copy of the Court’s March 22, 2024 Minute Order in Case No. 30-2022-01239487-CU-MC-CJC.

8 E. Attached as Exhibit “5” and incorporated by this reference is a true and correct
9 copy of the Court’s March 22, 2024 Minute Order in Case No. 30-2022-01249146-CU-MC-CJC.

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DATED: April 3, 2024 MURPHY & EVERTZ LLP

By: /s/ Emily L. Madueno
Douglas J. Evertz
Emily L. Madueno
Attorneys for Defendant, Cross-Complainant, &
Cross-Defendant
INDIAN WELLS VALLEY WATER DISTRICT

EXHIBIT 1

SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CIVIL COMPLEX CENTER

MINUTE ORDER

DATE: 03/22/2024

TIME: 01:30:00 PM

DEPT: CX101

JUDICIAL OFFICER PRESIDING: William Claster

CLERK: G. Hernandez

REPORTER/ERM: Lori Anastasiou CSR# 4345

BAILIFF/COURT ATTENDANT: B. Allen, None

CASE NO: **30-2021-01187275-CU-OR-CJC** CASE INIT.DATE: 02/16/2021

CASE TITLE: **Mojave Pistachios, LLC vs. Indian Wells Valley Water District**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Other Real Property

EVENT ID/DOCUMENT ID: 74235639

EVENT TYPE: Joinder

MOVING PARTY: John Thomas Conaway, John Thomas Conaway Trust, Sierra Shadows Ranch LP, Mojave Pistachios, LLC, John Thomas Conaway Living Trust U/D/T August 7, 2008, Nugent Family Trust

CAUSAL DOCUMENT/DATE FILED: Motion for Joinder, 02/23/2024

EVENT ID/DOCUMENT ID: 74235555

EVENT TYPE: Joinder

MOVING PARTY: Meadowbrook Dairy Real Estate, LLC, Highway 395 Fields, LLC, the Meadowbrook Mutual Water Company, Big Horn Fields, LLC, Brown Road Fields, LLC

CAUSAL DOCUMENT/DATE FILED: Motion for Joinder, 02/23/2024

EVENT ID/DOCUMENT ID: 74172981

EVENT TYPE: Motion - Other

MOVING PARTY: Indian Wells Valley Water District

CAUSAL DOCUMENT/DATE FILED: Motion - Other, 02/23/2024

Additional events listed on last page.

APPEARANCES

1. Defendant, Cross-Complainant, and Cross-Defendant Indian Wells Valley Water District's Order to 1) Divide Trial into Phases; 2) Issue and Order to Show Cause Re: Basin Boundary; 3) Set a Phase 1 Trial Re: Groundwater in Storage & Unified States' Federal Reserved Water Right Claim; and 4) Partially Lift Discovery Stay ROA 1204

2. Defendant, Cross-Complainant, and Cross-Defendant Meadowbrook Dairy Real Estate, LLC, Big Horn Fields, LLC, Brown Road Fields, LLC, Highway 395 Fields, LLC, The Meadowbrook Mutual Water Company's Joinder to Indian Wells Valley Water District's Order ROA 1207

3. Plaintiff Mojave, Et al's Joinder in Indian Wells Valley Water District's Order ROA 1211

4. Defendant Searles Valley Minerals Inc.'s Joinder to Indian Wells Valley Water District's Order ROA 1215

DATE: 03/22/2024

MINUTE ORDER

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DEPT: CX101

Calendar No.

EXHIBIT 1

Page 1 of 8

5. Status Conference

Appearances noted by way of copy of business cards, and/or CourtCall Appearance Calendar, attached hereto and incorporated herein by reference.

Tentative Ruling posted on the Internet .

The Court having fully considered the arguments of all parties, both written and oral, as well as the evidence presented, now issues its ruling. The Court's ruling is attached hereto and incorporated herein by reference.

The filing fee waiver is extended to 06/30/2024.

The hearing on motion for preliminary injunction in *Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC*, 30-2022-01239479, is rescheduled from 04/19/2024 to 06/14/2024 at 9:00 a.m. in Department CX101.

A Phase One Trial on the United States' federal reserved water right claim is scheduled for 04/28/2025 at 9:00 a.m. in Department CX101. The parties agree to submit a proposed case management order regarding trial preparation and dates.

The completion of posting/mailling Cross-Complaint, Notice of Commencement of Groundwater Basin Adjudication, and Form Answer to Adjudication Cross-Complaint pursuant to Code of Civil Procedure section 836, subdivision (d)(1)(C) with proof of service and/or documentation is to be filed on or before 04/05/2024.

The deadline for initial disclosures required by CCP §842 will be 05/17/2024. The deadline for those parties that appear going forward will be 60 days from the date of their appearance.

A Status Conference is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The Order to Show Cause Re Objections to Boundary is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The motion of defendant/cross-complainant Searles Valley Minerals, Inc. for the setting of a Phase Two Trial will be heard on 06/14/2024 at 1:30 p.m. in Department CX101.

Related Matters:

Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority, 30-2022-01249146
Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC, 30-2022-01239479
Indian Wells Valley Groundwater Authority vs. Searles Valley Minerals, Inc., 30-2022-01239487
Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority, 30-2021-01187589
consolidated with *Searles Valley Minerals, Inc. vs. Indian Wells*, 30-2021-01188089

ADDITIONAL EVENTS:

EVENT ID/DOCUMENT ID: 74172954

EVENT TYPE: Joinder

MOVING PARTY: Searles Valley Mineral Inc.

CAUSAL DOCUMENT/DATE FILED: Motion for Joinder, 02/27/2024

EVENT ID/DOCUMENT ID: 74173085

EVENT TYPE: Status Conference



Indian Wells Valley
Consolidated Water
Authority

Kyle H. Brochard
Shareholder

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Calendar # _____

Case Name Mojave Pistachio v. WATER DISTRICT

Law Firm McMURRAY, HINCHUCK & MENTHE ST. LAURENCE

Atty Name JAMES A. UZZA

Phone # (661) 322-4417

Representing INDIAN WELLS VALLEY WATER DISTRICT

Plaintiff Defendant Other

Calendar # _____

Case Name MOJAVE PISTACHIOS

Law Firm U.S. DEPT. OF JUSTICE

Atty Name DAVID GEHLERT

Phone # (303) 844-1386

Representing U.S.

Plaintiff Defendant Other

Calendar # _____

Case Name Mojave Pistachio

Law Firm County of Kern

Atty Name Phillip Hall

Phone # 661-868-5826

Representing Indian Wells CA County Kern.

Plaintiff Defendant Other

FENNEMORE.
DOWLING AARON

MEADOWBROOK DAIRY #7

DEREK HOFFMAN

Director

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defendant, & complainant
BBK | **BEST BEST & KRIEGER**
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Direct: (949) 263-2616
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Calendar # _____
Case Name Mojae Pistachio J.
Law Firm Brownstein
Atty Name Scott Slatar
Phone # 905 895-3200
Representing Mojae Pistachio
 Plaintiff Defendant Other Co-Defendant

Calendar #2 Case Number: 30-2021-01200903-CU-FR-CXC Case Title: Doe vs. DW2R, INC.

Event: 09:00 AM - Motion to Dismiss

Event: 09:00 AM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann L Lakhman	Attorney	DW2R Inc. Anh-Dao Vu Le	LAKHMAN & KASAMATSU LLP	No

Calendar #3 Case Number: 30-2023-01358155-CU-OE-CXC Case Title: Meza vs. Hobby Lobby Stores, Inc.

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Demurrer to Answer

Event: 09:00 AM - Motion to Compel Arbitration

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
jane hong	Court Reporter			No
Brian Cole II	Attorney	Defendant	CDF Labor Law LLP	No
Adrian Hernandez	Attorney	Plaintiff Meza	Graves Firm	No

Calendar #5 Case Number: 30-2022-01271734-CU-OE-CXC Case Title: RAMIREZ vs. SANDERS & WOHRMAN CORPORATION

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Motlon - Other

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Benjamin Haber	Attorney	Plaintiff	Wilshire Law Firm	No

Calendar #7 Case Number: 30-2021-01187275-CU-OR-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Water District

Event: 09:00 AM - Motion to Appear Pro Hac Vice

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Sean Hood	Attorney	Meadowbrook Dairy Real Estate, LLC	Fennemore	No
Derek Hoffman	Attorney	Meadowbrook	Fennemore	No

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Motion - Other

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann Simshauser	Cross-Defendant	in pro per		No
James L. Markman	Defendant	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Daniel Quinley	Cross-Defendant	Robertson's Ready Mix	Jeffer Mangels Butler and Mitchell LLP	No
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Plaintiffs and Cross-Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Stan Rajtora	Cross-Complainant			No
StanRajtora	Cross-Complainant			No
Judith Coleman	Attorney	United States of America	U.S. Department of Justice	No
Rebecka Foote	Interested Party			No
Sean Hood	Attorney	Meadowbrook	Fennemore	No
Noah GoldenKrasner	Cross-Defendant	California Department of Fish and Wildlife	California Attorney General's Office	No
ROBERT KUHS	Attorney	GRANITE CONSTRUCTION COMPANY	LEBEAU THELEN LLP	No
Jacob C Metz	Attorney	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Alexandra Abbey	Other		Dep't Of Navy	No
Ron Kicinski	Interested Party			No
Dennis McNulty	Attorney	Little Lake Ranch, Inc.	Arnold, LaRochelle, Mathews, VanConas & Zirbel	No
Ivo Keller	Attorney	California Water Service Company	SSL Law Firm LLP	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
Brett Stroud	Attorney	BT-OH, LLC	Young Wooldridge, LLP	No
James Markman	Defendant	Indian WellsValley Groundwater Authority		No
Rod Stiefvater	Plaintiff			No
Tracy Leach	Other			No

Calendar #8 Case Number: 30-2022-01239479-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC,

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Andrea C Morales	Other		BHFS	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
ChuckGriffin	Interested Party			No

Calendar #9 Case Number: 30-2022-01249146-CU-MC-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Chuck Griffin	Interested Party			No

Calendar #10 Case Number: 30-2021-01187589-CU-WM-CXC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No

Calendar #11 Case Number: 30-2022-01239487-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Searles Valley Minerals Inc.

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Rebecka Foote	Witness			No

EXHIBIT 2

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CIVIL COMPLEX CENTER**

MINUTE ORDER

DATE: 03/22/2024

TIME: 01:30:00 PM

DEPT: CX101

JUDICIAL OFFICER PRESIDING: William Claster

CLERK: G. Hernandez

REPORTER/ERM: Lori Anastasiou CSR# 4345

BAILIFF/COURT ATTENDANT: B. Allen, None

CASE NO: **30-2021-01187589-CU-WM-CXC** CASE INIT.DATE: 03/08/2021

CASE TITLE: **Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Writ of Mandate

EVENT ID/DOCUMENT ID: 74173115

EVENT TYPE: Status Conference

APPEARANCES

Hearing held, all participants appearing remotely.

Appearances noted by way of copy of business cards, and/or CourtCall Appearance Calendar, attached hereto and incorporated herein by reference.

The filing fee waiver is extended to 06/30/2024.

The hearing on motion for preliminary injunction in *Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC*, 30-2022-01239479, is rescheduled from 04/19/2024 to 06/14/2024 at 9:00 a.m. in Department CX101.

A Phase One Trial on the United States' federal reserved water right claim is scheduled for 04/28/2025 at 9:00 a.m. in Department CX101. The parties agree to submit a proposed case management order regarding trial preparation and dates.

The completion of posting/ mailing Cross-Complaint, Notice of Commencement of Groundwater Basin Adjudication, and Form Answer to Adjudication Cross-Complaint pursuant to Code of Civil Procedure section 836, subdivision (d)(1)(C) with proof of service and/or documentation is to be filed on or before 04/05/2024.

The deadline for initial disclosures required by CCP §842 will be 05/17/2024. The deadline for those parties that appear going forward will be 60 days from the date of their appearance.

A Status Conference is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The Order to Show Cause Re Objections to Boundary is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The motion of defendant/cross-complainant Searles Valley Minerals, Inc. for the setting of a Phase Two

DATE: 03/22/2024

MINUTE ORDER

Page 1

DEPT: CX101

Calendar No.

EXHIBIT 2

Page 1 of 7

CASE TITLE: Mojave Pistachios, LLC vs. Indian Wells
Valley Groundwater Authority

CASE
30-2021-01187589-CU-WM-CXC

NO:

Trial will be heard on 06/14/2024 at 1:30 p.m. in Department CX101.

DATE: 03/22/2024
DEPT: CX101

MINUTE ORDER

Page 2
Calendar No.

EXHIBIT 2

Page 2 of 7



Indian Wells Valley
Groundwater
Authority

Kyle H. Brochard
Shareholder

1 Civic Center Circle
PO Box 1059
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Indian Wells Valley Water
District

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Calendar # _____

Case Name MOJAVE PISTACHIO v WATER DISTRICT

Law Firm McMURRAY, HINSECK & ST LAURENCE

Atty Name JAMES A. UZZA

Phone # (661) 322-4417

Representing INDIAN WELLS VALLEY WATER DISTRICT

Plaintiff Defendant Other

Calendar # _____

Case Name MOJAVE PISTACHIOS

Law Firm U.S. DEPT. OF JUSTICE

Atty Name DAVID BEHLERT

Phone # (303) 844-1386

Representing U.S.

Plaintiff Defendant Other

Calendar # _____

Case Name Mojave Pistachio

Law Firm County of Kern

Atty Name Phillip Hall

Phone # 661-868-5826

Representing Indian Wells GA County Kern

Plaintiff Defendant Other

FENNEMORE.
DOWLING AARON

MEADOWBROOK #7
DAIRY

DEREK HOFFMAN
Director

P 559.446.3224 | F 559.432.4590 | M 909.353.5615
dhoffman@fennemorelaw.com

8080 N Palm Avenue | Third Floor
Fresno, California 93711

defendant, & complainant
BBK | **BEST BEST & KRIEGER**
ATTORNEYS AT LAW
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Jeffrey V. Dunn
Partner

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Cell: (714) 926-5491

Calendar # _____

Case Name Mojae Pistachio J.

Law Firm Brownstein

Atty Name Scott Stater

Phone # 905 895-3200

Representing Mojae Pistachio

Plaintiff Defendant Other Case - Defendant

Calendar #2 Case Number: 30-2021-01200903-CU-FR-CXC Case Title: Doe vs. DW2R, INC.

Event: 09:00 AM - Motion to Dismiss

Event: 09:00 AM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann L Lakhman	Attorney	DW2R Inc. Anh-Dao Vu Le	LAKHMAN & KASAMATSU LLP	No

Calendar #3 Case Number: 30-2023-01358155-CU-OE-CXC Case Title: Meza vs. Hobby Lobby Stores, Inc.

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Demurrer to Answer

Event: 09:00 AM - Motion to Compel Arbitration

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
jane hong	Court Reporter			No
Brian Cole II	Attorney	Defendant	CDF Labor Law LLP	No
Adrian Hernandez	Attorney	Plaintiff Meza	Graves Firm	No

Calendar #5 Case Number: 30-2022-01271734-CU-OE-CXC Case Title: RAMIREZ vs. SANDERS & WOHRMAN CORPORATION

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Motion - Other

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Benjamin Haber	Attorney	Plaintiff	Wilshire Law Firm	No

Calendar #7 Case Number: 30-2021-01187275-CU-OR-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Water District

Event: 09:00 AM - Motion to Appear Pro Hac Vice

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Sean Hood	Attorney	Meadowbrook Dairy Real Estate, LLC	Fennemore	No
Derek Hoffman	Attorney	Meadowbrook	Fennemore	No

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Motion - Other

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann Simshauser	Cross-Defendant	in pro per		No
James L Markman	Defendant	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Daniel Quinley	Cross-Defendant	Robertson's Ready Mix	Jeffer Mangels Butler and Mitchell LLP	No
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Plaintiffs and Cross-Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Stan Rajtora	Cross-Complainant			No
StanRajtora	Cross-Complainant			No
Judith Coleman	Attorney	United States of America	U.S. Department of Justice	No
Rebecka Foote	Interested Party			No
Sean Hood	Attorney	Meadowbrook	Fennemore	No
Noah GoldenKrasner	Cross-Defendant	California Department of Fish and Wildlife	California Attorney General's Office	No
ROBERT KUHS	Attorney	GRANITE CONSTRUCTION COMPANY	LEBEAU THELEN LLP	No
Jacob C Metz	Attorney	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Alexandra Abbey	Other		Dep't Of Navy	No
Ron Kicinski	Interested Party			No
Dennis McNulty	Attorney	Little Lake Ranch, Inc.	Arnold, LaRochelle, Mathews, VanConas & Zirbel	No
Ivo Keller	Attorney	California Water Service Company	SSL Law Firm LLP	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
Brett Stroud	Attorney	BT-OH, LLC	Young Wooldridge, LLP	No
James Markman	Defendant	Indian WellsValley Groundwater Authority		No
Rod Stiefvater	Plaintiff			No
Tracy Leach	Other			No

Calendar #8 Case Number: 30-2022-01239479-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC,

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Andrea C Morales	Other		BHFS	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
Chuck Griffin	Interested Party			No

Calendar #9 Case Number: 30-2022-01249146-CU-MC-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Chuck Griffin	Interested Party			No

Calendar #10 Case Number: 30-2021-01187589-CU-WM-CXC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No

Calendar #11 Case Number: 30-2022-01239487-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Searles Valley Minerals Inc.

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Rebecka Foote	Witness			No

EXHIBIT 3

SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CIVIL COMPLEX CENTER

MINUTE ORDER

DATE: 03/22/2024 TIME: 01:30:00 PM DEPT: CX101

JUDICIAL OFFICER PRESIDING: William Claster
CLERK: G. Hernandez
REPORTER/ERM: Lori Anastasiou CSR# 4345
BAILIFF/COURT ATTENDANT: B. Allen, None

CASE NO: **30-2022-01239479-CU-MC-CJC** CASE INIT.DATE: 01/05/2022
CASE TITLE: **Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC,**
CASE CATEGORY: Civil - Unlimited CASE TYPE: Misc Complaints - Other

EVENT ID/DOCUMENT ID: 74173112

EVENT TYPE: Status Conference

APPEARANCES

Hearing held with all participants appearing remotely.

Appearances noted by way of copy of business cards, and/or CourtCall Appearance Calendar, attached hereto and incorporated herein by reference.

The filing fee waiver is extended to 06/30/2024.

The hearing on motion for preliminary injunction in *Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC*, 30-2022-01239479, is rescheduled from 04/19/2024 to 06/14/2024 at 9:00 a.m. in Department CX101.

A Phase One Trial on the United States' federal reserved water right claim is scheduled for 04/28/2025 at 9:00 a.m. in Department CX101. The parties agree to submit a proposed case management order regarding trial preparation and dates.

The completion of posting/ mailing Cross-Complaint, Notice of Commencement of Groundwater Basin Adjudication, and Form Answer to Adjudication Cross-Complaint pursuant to Code of Civil Procedure section 836, subdivision (d)(1)(C) with proof of service and/or documentation is to be filed on or before 04/05/2024.

The deadline for initial disclosures required by CCP §842 will be 05/17/2024. The deadline for those parties that appear going forward will be 60 days from the date of their appearance.

A Status Conference is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The Order to Show Cause Re Objections to Boundary is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The motion of defendant/cross-complainant Searles Valley Minerals, Inc. for the setting of a Phase Two

CASE TITLE: Indian Wells Valley Groundwater
Authority vs. Mojave Pistachios, LLC,

CASE
30-2022-01239479-CU-MC-CJC

NO:

Trial will be heard on 06/14/2024 at 1:30 p.m. in Department CX101.



Indian Wells Valley
Groundwater
Authority

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Shareholder

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Indian Wells Valley Water
District

MURPHY & EVERTZ #7
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dovertz@murphyevertz.com

Calendar # _____

Case Name MAJAVE PISTACHIO v WATER ^{TASTMET}

Law Firm McMURRAY, HINSECK JENKINS ^{ST LAURENCE}

Atty Name JAMES A. WERTZ

Phone # (415) 322-4417

Representing INDIAN WELLS VALLEY

WATER DISTRICT
 Plaintiff Defendant Other

Calendar # _____

Case Name MOJAVE PISTACHIOS

Law Firm U.S. DEPT. OF JUSTICE

Atty Name DAVID GEHLERT

Phone # (303) 844-1386

Representing U.S.

Plaintiff Defendant Other

Calendar # _____

Case Name Mojave Pistachio

Law Firm County of Kern

Atty Name Phillip HAU

Phone # 661-868-5826

Representing Indian Wells CA

County Kern.
 Plaintiff Defendant Other

FENNEMORE.
DOWLING AARON

MEADOWBROOK #7
DAIRY

DEREK HOFFMAN

Director

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defendant, x complainant
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Calendar # _____
Case Name Mojae Pistachio J.
Law Firm Brownstein
Atty Name Scott Stater
Phone # 905 895-3200
Representing Mojae Pistachio
 Plaintiff Defendant Other Co-Defendant

Calendar #2 Case Number: 30-2021-01200903-CU-FR-CXC Case Title: Doe vs. DW2R, INC.

Event: 09:00 AM - Motion to Dismiss

Event: 09:00 AM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann L Lakhman	Attorney	DW2R Inc. Anh-Dao Vu Le	LAKHMAN & KASAMATSU LLP	No

Calendar #3 Case Number: 30-2023-01358155-CU-OE-CXC Case Title: Meza vs. Hobby Lobby Stores, Inc.

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Demurrer to Answer

Event: 09:00 AM - Motion to Compel Arbitration

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
jane hong	Court Reporter			No
Brian Cole II	Attorney	Defendant	CDF Labor Law LLP	No
Adrian Hernandez	Attorney	Plaintiff Meza	Graves Firm	No

Calendar #5 Case Number: 30-2022-01271734-CU-OE-CXC Case Title: RAMIREZ vs. SANDERS & WOHRMAN CORPORATION

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Motion - Other

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Benjamin Haber	Attorney	Plaintiff	Wilshire Law Firm	No

Calendar #7 Case Number: 30-2021-01187275-CU-OR-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Water District

Event: 09:00 AM - Motion to Appear Pro Hac Vice

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Sean Hood	Attorney	Meadowbrook Dairy Real Estate, LLC	Fennemore	No
Derek Hoffman	Attorney	Meadowbrook	Fennemore	No

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Motion - Other

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann Simshauser	Cross-Defendant	in pro per		No
James L. Markman	Defendant	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Daniel Quinley	Cross-Defendant	Robertson's Ready Mix	Jeffer Mangels Butler and Mitchell LLP	No
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Plaintiffs and Cross-Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Stan Rajtora	Cross-Complainant			No
StanRajtora	Cross-Complainant			No
Judith Coleman	Attorney	United States of America	U.S. Department of Justice	No
Rebecka Foote	Interested Party			No
Sean Hood	Attorney	Meadowbrook	Fennemore	No
Noah GoldenKrasner	Cross-Defendant	California Department of Fish and Wildlife	California Attorney General's Office	No
ROBERT KUHS	Attorney	GRANITE CONSTRUCTION COMPANY	LEBEAU THELEN LLP	No
Jacob C Metz	Attorney	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Alexandra Abbey	Other		Dep't Of Navy	No
Ron Kicinski	Interested Party			No
Dennis McNulty	Attorney	Little Lake Ranch, Inc.	Arnold, LaRochelle, Mathews, VanConas & Zirbel	No
Ivo Keller	Attorney	California Water Service Company	SSL Law Firm LLP	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
Brett Stroud	Attorney	BT-OH, LLC	Young Wooldridge, LLP	No
James Markman	Defendant	Indian WellsValley Groundwater Authority		No
Rod Stiefvater	Plaintiff			No
Tracy Leach	Other			No

Calendar #8 Case Number: 30-2022-01239479-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC,

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Andrea C Morales	Other		BHFS	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
Chuck Griffin	Interested Party			No

Calendar #9 Case Number: 30-2022-01249146-CU-MC-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Chuck Griffin	Interested Party			No

Calendar #10 Case Number: 30-2021-01187589-CU-WM-CXC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No

Calendar #11 Case Number: 30-2022-01239487-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Searles Valley Minerals Inc.

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Rebecka Foote	Witness			No

EXHIBIT 4

SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CIVIL COMPLEX CENTER

MINUTE ORDER

DATE: 03/22/2024

TIME: 01:30:00 PM

DEPT: CX101

JUDICIAL OFFICER PRESIDING: William Claster

CLERK: G. Hernandez

REPORTER/ERM: Lori Anastasiou CSR# 4345

BAILIFF/COURT ATTENDANT: B. Allen, None

CASE NO: **30-2022-01239487-CU-MC-CJC** CASE INIT.DATE: 01/05/2022

CASE TITLE: **Indian Wells Valley Groundwater Authority vs. Searles Valley Minerals Inc.**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Misc Complaints - Other

EVENT ID/DOCUMENT ID: 74173113

EVENT TYPE: Status Conference

APPEARANCES

Hearing held, all participants appearing remotely.

Appearances noted by way of copy of business cards, and/or CourtCall Appearance Calendar, attached hereto and incorporated herein by reference.

The filing fee waiver is extended to 06/30/2024.

The hearing on motion for preliminary injunction in *Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC*, 30-2022-01239479, is rescheduled from 04/19/2024 to 06/14/2024 at 9:00 a.m. in Department CX101.

A Phase One Trial on the United States' federal reserved water right claim is scheduled for 04/28/2025 at 9:00 a.m. in Department CX101. The parties agree to submit a proposed case management order regarding trial preparation and dates.

The completion of posting/ mailing Cross-Complaint, Notice of Commencement of Groundwater Basin Adjudication, and Form Answer to Adjudication Cross-Complaint pursuant to Code of Civil Procedure section 836, subdivision (d)(1)(C) with proof of service and/or documentation is to be filed on or before 04/05/2024.

The deadline for initial disclosures required by CCP §842 will be 05/17/2024. The deadline for those parties that appear going forward will be 60 days from the date of their appearance.

A Status Conference is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The Order to Show Cause Re Objections to Boundary is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

DATE: 03/22/2024

MINUTE ORDER

Page 1

DEPT: CX101

Calendar No.

EXHIBIT 4

Page 1 of 7

CASE TITLE: Indian Wells Valley Groundwater
Authority vs. Searles Valley Minerals Inc.

CASE
30-2022-01239487-CU-MC-CJC

NO:

The motion of defendant/cross-complainant Searles Valley Minerals, Inc. for the setting of a Phase Two Trial will be heard on 06/14/2024 at 1:30 p.m. in Department CX101.



Indian Wells Valley
Groundwater
Authority

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Shareholder

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KEITH LEMIEUX
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Indian Wells Valley Water
District

MURPHY & EVERTZ #7
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Indian Wells Valley Water District

MURPHY & EVERTZ
Attorneys at Law

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714.277.1702 direct dial
714.277.1777 fax
devertz@murphyevertz.com

Calendar # _____

Case Name MOJAVE PISTACHIO v WATER DISTRICT

Law Firm McMURRAY, HINTSECK JENKINS ST. LAWRENCE

Atty Name JAMES A. UZZA

Phone # (661) 322-4417

Representing INDIAN WELLS VALLEY WATER DISTRICT

Plaintiff Defendant Other

Calendar # _____

Case Name MOJAVE PISTACHIOS

Law Firm U.S. DEPT. OF JUSTICE

Atty Name DAVID GEHLERT

Phone # (303) 844-1386

Representing U.S.

Plaintiff Defendant Other

Calendar # _____

Case Name Mojave Pistachio

Law Firm County of Kern

Atty Name Phillip Hall

Phone # 661-868-5826

Representing Indian Wells CA County Kern.

Plaintiff Defendant Other

FENNEMORE.
DOWLING AARON

MEADOWBROOK DAIRY #7

DEREK HOFFMAN

Director

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defendant, x complainant
BBK | **BEST BEST & KRIEGER**
ATTORNEYS AT LAW
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Direct: (949) 263-2616
Cell: (714) 926-5491

Calendar # _____
Case Name Mojae Pistachio J.
Law Firm Brownstein
Atty Name Scott Stater
Phone # 905 895-3200
Representing Mojae Pistachio
 Plaintiff Defendant Other Cross-Defendant

Calendar #2 Case Number: 30-2021-01200903-CU-FR-CXC Case Title: Doe vs. DW2R, INC.

Event: 09:00 AM - Motion to Dismiss

Event: 09:00 AM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann L Lakhman	Attorney	DW2R Inc. Anh-Dao Vu Le	LAKHMAN & KASAMATSU LLP	No

Calendar #3 Case Number: 30-2023-01358155-CU-OE-CXC Case Title: Meza vs. Hobby Lobby Stores, Inc.

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Demurrer to Answer

Event: 09:00 AM - Motion to Compel Arbitration

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
jane hong	Court Reporter			No
Brian Cole II	Attorney	Defendant	CDF Labor Law LLP	No
Adrian Hernandez	Attorney	Plaintiff Meza	Graves Firm	No

Calendar #5 Case Number: 30-2022-01271734-CU-OE-CXC Case Title: RAMIREZ vs. SANDERS & WOHRMAN CORPORATION

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Motion - Other

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Benjamin Haber	Attorney	Plaintiff	Wilshire Law Firm	No

Calendar #7 Case Number: 30-2021-01187275-CU-OR-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Water District

Event: 09:00 AM - Motion to Appear Pro Hac Vice

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Sean Hood	Attorney	Meadowbrook Dairy Real Estate, LLC	Fennemore	No
Derek Hoffman	Attorney	Meadowbrook	Fennemore	No

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Motion - Other

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann Simshauser	Cross-Defendant	In pro per		No
James L Markman	Defendant	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Daniel Quinley	Cross-Defendant	Robertson's Ready Mix	Jeffer Mangels Butler and Mitchell LLP	No
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Plaintiffs and Cross-Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Stan Rajtora	Cross-Complainant			No
StanRajtora	Cross-Complainant			No
Judith Coleman	Attorney	United States of America	U.S. Department of Justice	No
Rebecka Foote	Interested Party			No
Sean Hood	Attorney	Meadowbrook	Fennemore	No
Noah GoldenKrasner	Cross-Defendant	California Department of Fish and Wildlife	California Attorney General's Office	No
ROBERT KUHS	Attorney	GRANITE CONSTRUCTION COMPANY	LEBEAU THELEN LLP	No
Jacob C Metz	Attorney	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Alexandra Abbey	Other		Dep't Of Navy	No
Ron Kicinski	Interested Party			No
Dennis McNulty	Attorney	Little Lake Ranch, Inc.	Arnold, LaRochelle, Mathews, VanConas & Zirbel	No
Ivo Keller	Attorney	California Water Service Company	SSL Law Firm LLP	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
Brett Stroud	Attorney	BT-OH, LLC	Young Wooldridge, LLP	No
James Markman	Defendant	Indian WellsValley Groundwater Authority		No
Rod Stiefvater	Plaintiff			No
Tracy Leach	Other			No

Calendar #8 Case Number: 30-2022-01239479-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC,

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Ellsabeth Esposito	Attorney	Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Andrea C Morales	Other		BHFS	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
ChuckGriffin	Interested Party			No

Calendar #9 Case Number: 30-2022-01249146-CU-MC-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Chuck Griffin	Interested Party			No

Calendar #10 Case Number: 30-2021-01187589-CU-WM-CXC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Ellsabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No

Calendar #11 Case Number: 30-2022-01239487-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Searles Valley Minerals Inc.

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Rebecka Foote	Witness			No

EXHIBIT 5

SUPERIOR COURT OF CALIFORNIA,
COUNTY OF ORANGE
CIVIL COMPLEX CENTER

MINUTE ORDER

DATE: 03/22/2024 TIME: 01:30:00 PM DEPT: CX101

JUDICIAL OFFICER PRESIDING: William Claster
CLERK: G. Hernandez
REPORTER/ERM: Lori Anastasiou CSR# 4345
BAILIFF/COURT ATTENDANT: B. Allen, None

CASE NO: **30-2022-01249146-CU-MC-CJC** CASE INIT.DATE: 03/09/2022
CASE TITLE: **Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority**
CASE CATEGORY: Civil - Unlimited CASE TYPE: Misc Complaints - Other

EVENT ID/DOCUMENT ID: 74173114

EVENT TYPE: Status Conference

APPEARANCES

Hearing held, all participants appearing remotely.

Appearances noted by way of copy of business cards, and/or CourtCall Appearance Calendar, attached hereto and incorporated herein by reference.

The filing fee waiver is extended to 06/30/2024.

The hearing on motion for preliminary injunction in *Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC*, 30-2022-01239479, is rescheduled from 04/19/2024 to 06/14/2024 at 9:00 a.m. in Department CX101.

A Phase One Trial on the United States' federal reserved water right claim is scheduled for 04/28/2025 at 9:00 a.m. in Department CX101. The parties agree to submit a proposed case management order regarding trial preparation and dates.

The completion of posting/mailling Cross-Complaint, Notice of Commencement of Groundwater Basin Adjudication, and Form Answer to Adjudication Cross-Complaint pursuant to Code of Civil Procedure section 836, subdivision (d)(1)(C) with proof of service and/or documentation is to be filed on or before 04/05/2024.

The deadline for initial disclosures required by CCP §842 will be 05/17/2024. The deadline for those parties that appear going forward will be 60 days from the date of their appearance.

A Status Conference is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The Order to Show Cause Re Objections to Boundary is scheduled for 06/14/2024 at 1:30 p.m. in Department CX101.

The motion of defendant/cross-complainant Searles Valley Minerals, Inc. for the setting of a Phase Two

DATE: 03/22/2024

MINUTE ORDER

Page 1

DEPT: CX101

Calendar No.

EXHIBIT 5

Page 1 of 7

CASE TITLE: Mojave Pistachios, LLC vs. Indian Wells
Valley Groundwater Authority

CASE
30-2022-01249146-CU-MC-CJC

NO:

Trial will be heard on 06/14/2024 at 1:30 p.m. in Department CX101.

DATE: 03/22/2024

DEPT: CX101

EXHIBIT 5

MINUTE ORDER

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Calendar No.

Page 2 of 7



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Groundwater
Authority

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Shareholder

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Indian Wells Valley Water
District

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Calendar # _____

Case Name MOJAVE PISTACHIO v WATER ^{TASTMED}

Law Firm McMURRAY, HINSECK & MERRILL ^{ST LAURENCE}

Atty Name JAMES A. WERTZ

Phone # (468) 322-4417

Representing INDIAN WELLS VALLEY
WATER DISTRICT

Plaintiff Defendant Other _____

Calendar # _____

Case Name MOJAVE PISTACHIOS

Law Firm U.S. DEPT. OF JUSTICE

Atty Name DAVID GEHART

Phone # (303) 844-1386

Representing U.S.

Plaintiff Defendant Other _____

Calendar # _____

Case Name Mojave Pistachio

Law Firm County of Kern

Atty Name Phillip Hall

Phone # 661-868-5826

Representing Indian Wells CA
County Kern.

Plaintiff Defendant Other _____

FENNEMORE.
DOWLING AARON

MEADOWBROOK
DAIRY #7

DEREK HOFFMAN
Director

P 559.446.3224 | F 559.432.4590 | M 909.353.5615
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8080 N Palm Avenue | Third Floor
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defendant, ~~x~~ complainant
BBK | **BEST BEST & KRIEGER**
ATTORNEYS AT LAW
Searles Valley Minerals Inc.
Jeffrey V. Dunn
Partner

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Irvine, CA 92612
Phone: (949) 263-2600
Fax: (949) 260-0972

jeffrey.dunn@bbkclaw.com
Direct: (949) 263-2616
Cell: (714) 926-5491

Calendar # _____
Case Name Mojae Pistachio J.
Law Firm Brownstein
Atty Name Scott Shatz
Phone # 905 895-3200
Representing Mojae Pistachio
 Plaintiff Defendant Other Case - Defendant

Calendar #2 Case Number: 30-2021-01200903-CU-FR-CXC Case Title: Doe vs. DW2R, INC.

Event: 09:00 AM - Motion to Dismiss

Event: 09:00 AM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann L Lakhman	Attorney	DW2R Inc. Anh-Dao Vu Le	LAKHMAN & KASAMATSU LLP	No

Calendar #3 Case Number: 30-2023-01358155-CU-OE-CXC Case Title: Meza vs. Hobby Lobby Stores, Inc.

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Demurrer to Answer

Event: 09:00 AM - Motion to Compel Arbitration

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
jane hong	Court Reporter			No
Brian Cole II	Attorney	Defendant	CDF Labor Law LLP	No
Adrian Hernandez	Attorney	Plaintiff Meza	Graves Firm	No

Calendar #5 Case Number: 30-2022-01271734-CU-OE-CXC Case Title: RAMIREZ vs. SANDERS & WOHRMAN CORPORATION

Event: 09:00 AM - Case Management Conference

Event: 09:00 AM - Motion - Other

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Benjamin Haber	Attorney	Plaintiff	Wilshire Law Firm	No

Calendar #7 Case Number: 30-2021-01187275-CU-OR-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Water District

Event: 09:00 AM - Motion to Appear Pro Hac Vice

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Sean Hood	Attorney	Meadowbrook Dairy Real Estate, LLC	Fennemore	No
Derek Hoffman	Attorney	Meadowbrook	Fennemore	No

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Joinder

Event: 01:30 PM - Motion - Other

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Ann Simshauser	Cross-Defendant	in pro per		No
James L Markman	Defendant	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Daniel Quinley	Cross-Defendant	Robertson's Ready Mix	Jeffer Mangels Butler and Mitchell LLP	No
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Plaintiffs and Cross-Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Stan Rajtora	Cross-Complainant			No
StanRajtora	Cross-Complainant			No
Judith Coleman	Attorney	United States of America	U.S. Department of Justice	No
Rebecka Foote	Interested Party			No
Sean Hood	Attorney	Meadowbrook	Fennemore	No
Noah GoldenKrasner	Cross-Defendant	California Department of Fish and Wildlife	California Attorney General's Office	No
ROBERT KUHS	Attorney	GRANITE CONSTRUCTION COMPANY	LEBEAU THELEN LLP	No
Jacob C Metz	Attorney	Indian Wells Valley Groundwater Authority	Richards, Watson & Gershon	No
Alexandra Abbey	Other		Dep't Of Navy	No
Ron Kicinski	Interested Party			No
Dennis McNulty	Attorney	Little Lake Ranch, Inc.	Arnold, LaRochelle, Mathews, VanConas & Zirbel	No
Ivo Keller	Attorney	California Water Service Company	SSL Law Firm LLP	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
Brett Stroud	Attorney	BT-OH, LLC	Young Wooldridge, LLP	No
James Markman	Defendant	Indian WellsValley Groundwater Authority		No
Rod Stiefvater	Plaintiff			No
Tracy Leach	Other			No

Calendar #8 Case Number: 30-2022-01239479-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Mojave Pistachios, LLC,

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Defendants Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Andrea C Morales	Other		BHFS	No
Nicholas Karno	Cross-Defendant	Los Angeles Department of Water & Power	Los Angeles City Attorney's Office	No
Chuck Griffin	Interested Party			No

Calendar #9 Case Number: 30-2022-01249146-CU-MC-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No
Chuck Griffin	Interested Party			No

Calendar #10 Case Number: 30-2021-01187589-CU-WM-CXC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater Authority

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Elisabeth Esposito	Attorney	Petitioners Mojave Pistachios, LLC, et al.	Brownstein Hyatt Farber Schreck, LLP	No

Calendar #11 Case Number: 30-2022-01239487-CU-MC-CJC Case Title: Indian Wells Valley Groundwater Authority vs. Searles Valley Minerals Inc.

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Elaine Mead	Interested Party			No
Rebecka Foote	Witness			No
