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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

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23
24 **NOTICE OF RULING AND FURTHER
STATUS CONFERENCE**

25 **RELATED TO ROA 1593, 1594**

26 **Date: July 15, 2025**

27 **Time: 10:00 a.m.**

28 **Dept.: CX101**

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.

Complaint Filed: November 19, 2019
Phase 1 Trial Date: April 28, 2025
Phase 2 Trial Date: March 30, 2026

1 **NOTICE**

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

3 **PLEASE TAKE NOTICE** that during the Further Status Conference held on
4 February 10, 2025, the Court:

5 1. Continued the Discovery Cutoff for the Phase 1 Trial—item (13) on page 5 of the
6 Case Management Order Re: Phase 1 Trial—for two weeks, from February 20, 2025 to
7 **March 6, 2025;**

8 2. Continued the Model Disclosure for the Phase 2 Trial—item (2) on page 2 of the
9 Case Management Order Re: Phase 2 Trial—for sixty days, from February 20, 2025 to
10 **April 21, 2025;**

11 3. Ordered the parties to meet and confer on a revised Case Management Order Re:
12 Phase 2 Trial in light of the continued model disclosure date;

13 4. Ordered Defendant, Cross-Complainant, and Cross-Defendant Indian Wells
14 Valley Water District (“District”) to submit a revised Case Management Order Re: Phase 2 Trial
15 no later than **February 28, 2025** if the parties can agree on a revised case management order
16 after meeting and conferring; or if the parties cannot agree on a revised case management order
17 after meeting and conferring, to coordinate the scheduling of an Informal Discovery Conference
18 with the Court to discuss a revised case management order;

19 5. Set a Further Status Conference in the above-captioned action and all related
20 actions for **July 15, 2025, at 10:00 a.m., in Department CX101** of the Orange County Superior
21 Court, Civil Complex Center, located at 751 West Santa Ana Boulevard, Santa Ana, California
22 92701;

23 6. Ordered the parties to submit one Joint Status Conference Statement ahead of the
24 Further Status Conference, which shall be filed under Case No. 30-2021-01187275-CU-OR-CJC
25 no later than **July 8, 2025;** and

26 7. Ordered the District to give notice.

27 Attached as Exhibit “1” and incorporated by this reference is a true and correct copy of
28 the Court’s February 10, 2025 Minute Order in Case No. 30-2021-01187275-CU-OR-CJC.

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DATED: February 13, 2025

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: 02/10/2025

TIME: 01:30:00 PM

DEPT: CX101

JUDICIAL OFFICER PRESIDING: William Claster

CLERK: G. Hernandez

REPORTER/ERM: Jaime Ply CSR# 13323

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: 74396792

EVENT TYPE: Status Conference

APPEARANCES

REMOTE APPEARANCES

Abigail Frische of the US Department of Justice

Scott Steven Slater of Brownstein

Noah Golden for CDFW

Nick Karno for Los Angeles Department of Water and Power

Judith Coleman of the US Department of Justice for United States of America

Sean Hood of Fennemore appearing for Meadowbrook

Robert Kuhs of LeBeau Thelen appearing for Granite Construction Co.

James Worth of McMurtrey Hartsock Worth & St. Lawrence for Indian Wells Valley Water District

Emily L. Madueno of Murphy & Evertz LLP for Indian Wells Valley Water District

Daniel Quinley of Jeffer Mangels Butler & Mitchell LLP for Robertson's Ready Mix

IN PERSON APPEARANCES

Douglas J. Evertz of Murphy & Evertz appearing for Indian Wells Valley Water District

Jeffrey V. Dunn of Best Best & Krieger for Searles Valley Minerals

Kyle H. Brochard of RWG Law for IWVGA

Derek Hoffman of Fennemore for Meadowbrook Dairy

Phillip W. Hall of Kern County Office of County Counsel for Kern County

Hearing held with participants appearing remotely and in person.

Court and counsel discuss the status of the case and the upcoming trial.

A revised case management order extending the deadlines set forth at today's hearing will be submitted by 02/28/2025.

A Status Conference is scheduled for 07/15/2025 at 10:00 AM in Department CX101.

A joint status conference statement is to be filed on or before 07/08/2025.

Court orders Indian Wells Valley Water District to give notice.

Related Matters:

Mojave Pistachios, LLC vs. Indian Wells Valley Groundwater District, 30-2021-01187275
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*

1 **PROOF OF SERVICE**

2 *Mojave Pistachios, LLC; et al. v. Indian Wells Valley Water District; et al.*

3 Orange County Superior Court – Civil Complex Center

4 The Honorable William Claster, Dept. CX101

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

6 Related to: Case No. 30-2021-01187589-CU-WM-CXC; Case No. 30-2021-01188089-
7 CU-WM-CXC; Case No. 30-2022-01239479-CU-MC-CJC; Case No. 30-2022-01239487-CU-
8 MC-CJC; & Case No. 30-2022-01249146-CU-MC-CJC

9 I am a resident of the State of California, over 18 years of age and not a party to this
10 action. I am employed in the County of Orange, State of California. My business address is 650
11 Town Center Drive, Suite 550, Costa Mesa, CA 92626.

12 On February 13, 2025, I served true copies of the following document(s) described as
13 **NOTICE OF RULING AND FURTHER STATUS CONFERENCE (7/15/2025)** on the
14 interested parties in this action as follows:

15 **PLEASE SEE SERVICE LIST**

16 **BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons
17 at the addresses listed above and placed the envelope for collection and mailing, following our
18 ordinary business practices. I am readily familiar with Murphy & Evertz LLP’s practice for
19 collecting and processing correspondence for mailing. On the same day that the correspondence
20 is placed for collection and mailing, it is deposited in the ordinary course of business with the
21 United States Postal Service, in a sealed envelope with postage fully prepaid.

22 **BY E-MAIL OR ELECTRONIC TRANSMISSION:** I caused a copy of the document(s) to
23 be sent from e-mail address aconstant@murphyevertz.com to the persons at the e-mail addresses
24 listed in the Service List. I did not receive, within a reasonable time after the transmission, any
25 electronic message or other indication that the transmission was unsuccessful.

26 **BY POSTING:** I transmitted the document(s) listed above to the Case Anywhere via electronic
27 transfer through the Internet, consistent with the Court’s December 2, 2022 Order Authorizing
28 Electronic Filing and Service – Case Anywhere LLC.

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

Executed on **February 13, 2025**, at Costa Mesa, California.



Alexandra Constant