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11 Attorneys for Defendant, Cross-Complainant, & Cross-Defendant  
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

22  
23  
24 **NOTICE OF FURTHER STATUS  
CONFERENCE**

25 **RELATED TO ROA 1512**

26 **Date: February 10, 2025**

27 **Time: 1:30 p.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 Status Conference held on October 2, 2024,  
4 the Court set a Further Status Conference in the above-captioned action for **February 10, 2025,**  
5 **at 1:30 p.m., in Department CX101** of the Orange County Superior Court, Civil Complex  
6 Center, located at 751 West Santa Ana Boulevard, Santa Ana, California 92701.

7 **PLEASE TAKE FURTHER NOTICE** that the Court ordered the parties to submit one  
8 Joint Status Conference Statement ahead of the Further Status Conference, which shall be filed  
9 under Case No. 30-2021-01187275-CU-OR-CJC no later than **February 3, 2025.**

10 Attached as Exhibit “1” and incorporated by this reference is a true and correct copy of  
11 the Court’s October 2, 2024 Minute Order in Case No. 30-2021-01187275-CU-OR-CJC.

12  
13 DATED: October 4, 2024

MURPHY & EVERTZ LLP

14  
15  
16 By:                   /s/ Emily L. Madueno

17 Douglas J. Evertz  
18 Emily L. Madueno  
19 Attorneys for Defendant, Cross-Complainant, &  
20 Cross-Defendant  
21 INDIAN WELLS VALLEY WATER DISTRICT  
22  
23  
24  
25  
26  
27  
28

# **EXHIBIT 1**

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

**MINUTE ORDER**

DATE: 10/02/2024

TIME: 01:30:00 PM

DEPT: CX101

JUDICIAL OFFICER PRESIDING: William Claster

CLERK: G. Hernandez

REPORTER/ERM: Ryan Wheeler CSR# 13717

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

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EVENT ID/DOCUMENT ID: 74378292

**EVENT TYPE:** Motion for Protective Order

MOVING PARTY: United States of America

CAUSAL DOCUMENT/DATE FILED: Motion for Protective Order, 09/05/2024

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EVENT ID/DOCUMENT ID: 74357135

**EVENT TYPE:** Status Conference

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**APPEARANCES**

Hearing held with participants appearing remotely and in person. Appearances noted by way of copy of business cards and/or Appearance Calendar attached hereto and incorporated herein by reference.

Court and counsel discuss the status of the case. The Court will adopt the working schedule for this case submitted by counsel for United States of America. Counsel for United States of America is to submit a finalized version of the schedule for the Court's signature.

A Status Conference is scheduled for 02/10/2025 at 01:30 PM in Department CX101.

A joint status conference statement is to be filed on or before 02/03/2025.

The Court will set a Status Conference in the four matters related to the instant matter for 11/05/2024 at 10:00 a.m. in Department CX101. Counsel for Indian Wells Valley Groundwater Authority is to give notice of the status conference in the related matters.

Court orders Indian Wells Valley Water District to give notice of today's proceedings in the instant matter.

**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*

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DATE: 10/02/2024

MINUTE ORDER

DEPT: CX101

Page 1  
Calendar No.

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consolidated with *Searles Valley Minerals, Inc. vs. Indian Wells*, 30-2021-01188089



IWVGA

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Indian Wells Valley  
Water District

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Calendar # \_\_\_\_\_

Case Name Mojave

Law Firm County of Kern

Atty Name Phillip HAU

Phone # 661-556-2686

Representing IWUGA + County of Kern

Plaintiff  Defendant  Other \_\_\_\_\_

Calendar # \_\_\_\_\_

Case Name MOJAVE PESTACIOS

Law Firm U.S. DOJ

Atty Name DAVE GEHURT

Phone # 303/241-1433

Representing US

Plaintiff  Defendant  Other \_\_\_\_\_

Calendar # \_\_\_\_\_

Case Name Indian wells Groundwater

Law Firm CA Attorney General <sup>Cases</sup>

Atty Name Noah Golden-Krasner

Phone # 213 269 3343

Representing CA Dept of Fish + Wildlife

Plaintiff  Defendant  Other \_\_\_\_\_



Calendar #1 Case Number: 30-2024-01392475-CU-OE-CXC Case Title: Her vs. Avon Protection Systems, Inc.

Event: 08:30 AM - Case Management Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Jasmine Samuels	Attorney	Avon Protection Systems, Inc.	Fisher Phillips	No
Kasra Ramez	Attorney	Plaintiff, Dang Her	Bradley Grombacher, LLP	No
Daniel Galvan	Attorney	Defendant Volt Mangement Corp.	Constangy, Brooks, Smith & Prohpete LLP	No

Calendar #5 Case Number: 30-2024-01383078-CU-OE-CXC Case Title: Bulnes vs. Dial One Sonshine, Inc.

Event: 08:30 AM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Michael DeSantis	Attorney	Dial One Sonshine	Lobb & Plewe	No
Kevin Mahoney	Attorney	Plaintiff	Mahoney Law Group APC	No

Calendar #8 Case Number: 30-2022-01241848-CU-EI-CXC Case Title: Kim vs. Orange County Transportation Authority

Event: 08:30 AM - Order to Show Cause re: Dismissal on Settled Case

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Meighan A McHugh Cardenas	Attorney	Defendants	Lynberg & Watkins	No
Meighan Cardenas	Attorney	Defendants	Lynberg & Watkins	No

Calendar #9 Case Number: 30-2021-01187275-CU-OR-CJC Case Title: Mojave Pistachios, LLC vs. Indian Wells Valley Water District

Event: 01:30 PM - Motion for Protective Order

Event: 01:30 PM - Status Conference

Participant	Role	Attorney for	Law Firm/Company Name	Specially Appearing
Scott Slater	Attorney	Mojave Pistachios, Sierra Shadows, Inyo-Kern CSD	BHFS	No
Stan Rajtora	Interested Party			No
Ann Simshauser	Cross-Defendant	in pro per for Simshauser Trust		No

Elisabeth Esposito	Attorney			No
James L Markman	Attorney	Indian Wells Groundwater Sustainability Authority	Richards, Watson & Gershon	No
Ryan Wheeler Court Reporter	Court Reporter			No
Ryan wheeler backup line	Court Reporter			No
George D Croll	Interested Party			No
Sean Hood	Attorney	Meadowbrook	Fennemore	No
C Krieger	Other			No
Elaine Mead	Interested Party			No
Nick Karno	Cross-Defendant	LADWP	Los Angeles City Attorney's Office	No
Judith Coleman	Attorney	United States	U.S. Department of Justice	No
Ron Kicinski	Interested Party			No
Allie Abbey	Cross-Defendant		Department of the Navy	No
Gary Arnold	Defendant	Little Lake Ranch, Inc.	Arnold LaRochelle	No
Daniel Quinley	Cross-Defendant	Robertson's Ready Mix	Jeffer Mangels Butler & Mitchell	No
Donna HOcker	Other			No
Alexa Penalosa	Other			No
Robert Kuhs	Attorney	Granite Construction Company	Lebeau Thelen, LLP	No
A Imsand	Cross-Defendant			No
Tracy Leach	Other			No

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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 October 4, 2024, I served true copies of the following document(s) described as  
13 **NOTICE OF FURTHER STATUS CONFERENCE** on the interested parties in this action as  
14 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 **October 4, 2024**, at Costa Mesa, California.



Alexandra Constant