

**SUPERIOR COURT OF CALIFORNIA,
COUNTY OF VENTURA
VENTURA**

MINUTE ORDER

DATE: 12/04/2013

TIME: 09:30:00 AM

DEPT: 21

Judicial Officer Presiding: Tari Cody
CLERK: Martha Lagana
REPORTER/ERM: Lisa Lemus

CASE NO: **56-2011-00408712-CU-CO-VTA**

CASE TITLE: **North Kern Water Storage District vs City of Bakersfield**

CASE CATEGORY: Civil - Unlimited CASE TYPE: Contract - Other

EVENT TYPE: Court Trial (LC)

APPEARANCES

SCOTT K KUNEY, counsel, present for Plaintiff(s)
DOUGLAS GOSLING, counsel, present for Plaintiff(s)
COLIN PEARCE, counsel, present for Defendant(s)
JOLIE-ANNE S. ANSLEY, counsel, present for Defendant(s)

9th Day of Trial

At 9:40 a.m. Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

Defendant's witness, Gene Bogart, previously sworn, resumes the stand for further direct examination by Mr. Pearce on behalf of Defendant.

A cleaner copy of 3 pages of Defense exhibit no. 1061 are provided to the court, to be substituted for the pages that were marked.

At 10:17 a.m. cross examination of Gene Bogart commences by Mr. KuneY on behalf of Plaintiff.

Exhibits are identified on a separate list attached.

Plaintiff's exhibit no. 328 is marked for identification.

At 10:55 a.m., Court is in recess.

At 11:15 a.m., Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

Defendant's witness Gene Bogart, previously sworn, resumes the stand for further cross examination by

Mr. Kuney on behalf of Plaintiff.

Plaintiff's exhibit no. 329 is marked for identification.

Witness Gene Bogart is excused

11:56 a.m., Court is in recess.

At 1:37 p.m., Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

At 1:38 p.m., Defense witness, Jason Medaors is sworn and testifies.

Defendant's exhibits 1127, 1039 and 1045 are marked for identification.

At 2:34 p.m. cross examination of Jason Medaors commences by Mr. Kuney on behalf of Plaintiff.

At 2:57 pm Court is in recess.

At 3:26 p.m., Court reconvenes with plaintiff(s), defendant(s) and counsel present as noted above.

Defendant's witness Jason Medaors, previously sworn, resumes the stand for further cross examination by Mr. Kuney on behalf of Plaintiff.

Plaintiff's exhibits 330, 331, 332, 333, 334, 335 and 127 are marked for identification.

Witness Jason Medaors is excused

At 4:19 p.m., Defense witness, Stephen J. Cullen is sworn and testifies.

At 4:17 p.m. Court is adjourned until 12/05/2013 at 09:30 AM in Department 21.