

FILED

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF KINGS

2015 NOV 12 PM 2:37

IN THE MATTER OF EMINENT DOMAIN
CASES RELATED TO HIGH SPEED
RAIL

No.

2015-05

JEFFREY E. LEWIS
CLERK OF COURT
KINGS COUNTY
SUPERIOR COURT, CA

Nancy R
Nancy R

DEPUTY

**AMENDED ORDER CONFIRMING THE REASSIGNMENT OF ALL EMINENT DOMAIN
CASES RELATED TO HIGH SPEED RAIL**

There are currently pending before the Kings County Superior Court, at least thirty-three (33) eminent domain/inverse condemnation cases pursued by, on behalf of, or against the State of California in connection with its acquisition of property for high speed train system purposes. A majority of the regular sitting judicial officers of the Kings County Superior Court have entered disqualifications in connection with each of the pending cases.

The Kings County Superior Court anticipates the filing of a large number of additional similarly-purposed eminent domain/inverse condemnation cases in the near future. In regards to such cases, it is expected that a majority of the judicial officers of the Court will continue to enter voluntary disqualifications.

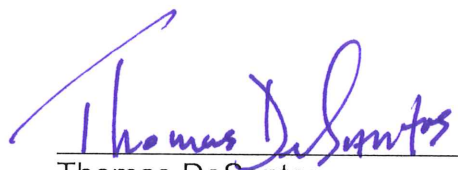
Such benchwide disqualifications and the significant number of high speed rail cases filed and/or to be filed with the Kings County Superior Court has raised grave concerns on the part of Court Administrators as to how best manage the same in light of the Court's limited resources and reduced staffing levels; prompting a request to the Chief Justice of California for assignment of a single judicial officer to handle, for all purposes, those eminent domain/inverse condemnation cases related to high speed rail filed and/or to be filed with the Kings County Superior Court.

On **October 20, 2015**, the Honorable Edward M. Ross, Judge, was assigned by the Chief Justice of California to sit as a Judge of the Kings County Superior under

1 Assignment Order No. 1042250-15 in connection with the high speed rail cases, until
2 completion.¹

3 **IT IS HEREBY ORDERED**, all eminent domain/inverse condemnation cases
4 pursued by, on behalf of, or against the State of California in connection with the State's
5 acquisition of property for high speed train system purposes, shall be assigned to the
6 Honorable Edward M. Ross, Judge, for all purposes and until completion. The records of
7 the court shall reflect the all-purpose assignment of Judge Ross to such matters by the
8 Chief Justice of California.

9 Dated: Nov 12, 2015

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11 Thomas DeSantos,
12 Presiding Judge of the Superior Court
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27 ¹ The above-signed judicial officer is informed that additional assignment orders may be issued periodically by
28 the Chief Justice of California in connection with Judge Ross' all-purpose assignment to the high speed rail
cases filed with the Kings County Superior Court. This Standing Order is meant to apply to all cases
addressed by Assignment Order No. 1042250-15, as hereinafter supplemented, as well as any new
assignment orders periodically issued by the Chief Justice of California in connection with new case filings.

FILED

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF KINGS

2015 OCT 28 AM 8:19

IN THE MATTER OF EMINENT DOMAIN
CASES RELATED TO HIGH SPEED
RAIL

No.

2015-05

JEFFREY E. LEWIS
CLERK OF COURT
KINGS COUNTY
SUPERIOR COURT, CA

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Nancy Rizo

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RELATED TO HIGH SPEED RAIL**

There are currently pending before the Kings County Superior Court, at least thirty-three (33) eminent domain/inverse condemnation cases pursued by, on behalf of, or against the State of California in connection with its acquisition of property for high speed train system purposes. A majority of the regular sitting judicial officers of the Kings County Superior Court have entered disqualifications in connection with each of the pending cases.

The Kings County Superior Court anticipates the filing of a large number of additional similarly-purposed eminent domain/inverse condemnation cases in the near future. In regards to such cases, it is expected that a majority of the judicial officers of the Court will continue to enter voluntary disqualifications.

Such benchwide disqualifications and the significant number of high speed rail cases filed and/or to be filed with the Kings County Superior Court has raised grave concerns on the part of Court Administrators as to how best manage the same in light of the Court's limited resources and reduced staffing levels; prompting a request to the Chief Justice of California for assignment of a single judicial officer to handle, for all purposes, those eminent domain/inverse condemnation cases related to high speed rail filed and/or to be filed with the Kings County Superior Court.

On October 27, 2015, the Honorable Edward M. Ross, Judge, was assigned by the Chief Justice of California to sit as a Judge of the Kings County Superior under

1 Assignment Order No. 1042250-15 in connection with the high speed rail cases, until
2 completion.¹

3 **IT IS HEREBY ORDERED**, all eminent domain/inverse condemnation cases
4 pursued by, on behalf of, or against the State of California in connection with the State's
5 acquisition of property for high speed train system purposes, shall be assigned to the
6 Honorable Edward M. Ross, Judge, for all purposes and until completion. The records of
7 the court shall reflect the all-purpose assignment of Judge Ross to such matters by the
8 Chief Justice of California.

9 Dated: October 27, 2015

Thomas DeSantos
Thomas DeSantos,
Presiding Judge of the Superior Court

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addressed by Assignment Order No. 1042250-15, as hereinafter supplemented, as well as any new
assignment orders periodically issued by the Chief Justice of California in connection with new case filings.

Chambers of the Chief Justice
SUPREME COURT OF CALIFORNIA
350 McALLISTER STREET
SAN FRANCISCO, CA 94102-3660

1042250-15

THE HONORABLE EDWARD M. ROSS, Retired Judge of the Los Angeles County Superior Court, is hereby assigned to sit as a Judge of the Superior Court of California, County of Kings, on the following date(s):

October 20, 2015*

and until completion and disposition of any specific open motion or other matter pending in a case before the judge at the time the assignment ends. Any further motions or other matters in the case may be heard only pursuant to a separate appointment order.

Dated: October 20, 2015



Tani G. Cantil-Sakauye
Chief Justice of California and
Chairperson of the Judicial Council

*This order is made pursuant to the request for assignment for all purposes until completion in the matters of eminent domain listed in Attachment A.

cc: Presiding Judge
Hon. Edward M. Ross

Original On File With Judicial Council

ATTACHMENT A

CAKINGSPROD

Case Index

Version: Public Filed Date: 01/01/2015 to 10/20/2015 Sorted By: Case Number

Case Manager Hanford HN-Civil CO-Civil AV-Civil

Hanford

Case Number	Style	Case Type Case Subtype	File Date	Case Status Date Current Case Status
15C-0134	The State of California vs. Michael A. Dias, Trustee of the Michael A. Dias and Germana Dias First Amended Revocable Living Trust dated August 10, 2005	Eminent Domain/Inverse Condemnation Unlimited	6/22/2015	06/22/2015 Open
15C-0142	The State of California vs. Kings Waste and Recycling Authority, a Joint Powers Authority, who aquired title as, Kings County Waste Management Authority	Eminent Domain/Inverse Condemnation Unlimited	6/25/2015	06/25/2015 Open
15C-0205	The State of California vs. Vernon Roy Lohse, as Trustee of the Eileen L. Lohse Testamentary Bypass Trust	Eminent Domain/Inverse Condemnation Unlimited	8/17/2015	08/17/2015 Open

ATTACHMENT A

CAKINGSPROD

Case Index

Version: Public Filed Date: 01/01/2015 to 10/20/2015 Sorted By: Case Number

Case Manager Hanford HN-Civil CO-Civil AV-Civil
 HN-Civil

Case Number	Style	Case Type Case Subtype	File Date	Case Status Date Current Case Status
15C-0107	The People of The State of Ca, Through State Public Works vs. Darryl Archer	Eminent Domain/Inverse Condemnation Unlimited	5/20/2015	06/20/2015 Dismissal of Entire Action
15C-0115	State of California vs. Ma Elena Jimenez	Eminent Domain/Inverse Condemnation Unlimited	6/3/2015	06/03/2015 Open
15C-0118	State of California vs. MILLARD F DOWNING	Eminent Domain/Inverse Condemnation Unlimited	6/8/2015	09/08/2015 Open
15C-0119	State of California vs. John Teixeira Farms, Inc.	Eminent Domain/Inverse Condemnation Unlimited	6/8/2015	06/08/2015 Open
15C-0120	State of California vs. John Teixeira Farms, Inc.	Eminent Domain/Inverse Condemnation Unlimited	6/8/2015	06/08/2015 Open
15C-0122	The State of California vs. Vernon R. Lohse, aka Vernon Roy Lohse, as Trustee of the Bypass Trust	Eminent Domain/Inverse Condemnation Unlimited	6/10/2015	06/10/2015 Open
15C-0128	State of California vs. Richard's Family Land, LLC.	Eminent Domain/Inverse Condemnation Unlimited	6/15/2015	06/15/2015 Open
15C-0132	STATE OF CALIFORNIA vs. The People's Ditch Company	Eminent Domain/Inverse Condemnation Unlimited	6/19/2015	06/19/2015 Open
15C-0141	THE STATE OF CALIFORNIA vs. Michael Ventura, Successor Trustee of the Acacio J. and Gloria M. Ventura Family Trust dated 08/15/05	Eminent Domain/Inverse Condemnation Unlimited	6/25/2015	06/25/2015 Open

ATTACHMENT A

Case Index

CAKINGSPROD

Version: Public Filed Date: 01/01/2015 to 10/20/2015 Sorted By: Case Number

Case Manager	Hanford	HN-Civil	CO-Civil	AV-Civil				
15C-0157	The State of California vs. Avelino C. Barcellos, Jr.				Eminent Domain/Inverse Condemnation Unlimited	7/6/2015	07/06/2015	Open
15C-0184	The State of California vs. EBC Farms LLC				Eminent Domain/Inverse Condemnation Unlimited	7/30/2015	07/30/2015	Open
15C-0194	The State of California vs. Myron Leal, Trustee of the Myron and Helena Leal Family Trust, dated August 18, 1989				Eminent Domain/Inverse Condemnation Unlimited	8/6/2015	08/06/2015	Open
15C-0197	The State of California vs. John G. Garner, as trustee of the John G. Garner Revocable Trust				Eminent Domain/Inverse Condemnation Unlimited	8/10/2015	08/10/2015	Open
15C-0200	Vernon Lohse vs. The State of California				Eminent Domain/Inverse Condemnation Unlimited	8/11/2015	08/11/2015	Open
15C-0210	The People of the State of California vs. Elias Carranza Perez				Eminent Domain/Inverse Condemnation Unlimited	8/19/2015	08/19/2015	Open
15C-0214	The State of California vs. Gabriel Martin Dias				Eminent Domain/Inverse Condemnation Unlimited	8/24/2015	08/24/2015	Open
15C-0225	The State of California vs. John Toledo, et al				Eminent Domain/Inverse Condemnation Unlimited	8/2/2015	08/02/2015	Open
15C-0227	The State of California, acting by and through the State Public Works Board vs. Mary R. Silva				Eminent Domain/Inverse Condemnation Unlimited	9/4/2015	09/04/2015	Open
15C-0230	The State of California vs. M.C. Land Company				Eminent Domain/Inverse Condemnation Unlimited	8/9/2015	08/09/2015	Open
15C-0231	The State of California vs. Myron J Fagundes				Eminent Domain/Inverse Condemnation Unlimited	9/9/2015	09/09/2015	Open

ATTACHMENT A

Case Index

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Case Manager Hanford HN-Civil CO-Civil AV-Civil

15C-0235	The State of California vs. Bank of the Sierra	Eminent Domain/Inverse Condemnation Unlimited	9/15/2015	09/15/2015	Open
15C-0240	The State of California, acting by and through the State Public Works Board vs. M.C. Land Company, a California Partnership	Eminent Domain/Inverse Condemnation Unlimited	9/18/2015	09/18/2015	Open
15C-0241	The State of California vs. Michael A. Dias, Trustee of the Michael A. Dias and Germaine Dias First Amended Revocable Living Trust dated August 10, 2005	Eminent Domain/Inverse Condemnation Unlimited	9/18/2015	09/18/2015	Open
15C-0242	The State of California vs. Germaine Dias, Trustee of the Michael A. Dias and Germaine Dias First Amended Revocable Living Trust Dated August 10, 2005	Eminent Domain/Inverse Condemnation Unlimited	9/18/2015	09/18/2015	Open
15C-0243	The State of California vs. Michael A. Dias, Trustee of the Michael A. Dias and Germaine Dias First Amended Revocable Living Trust dated August 10, 2005	Eminent Domain/Inverse Condemnation Unlimited	9/18/2015	09/18/2015	Open
15C-0255	The State of California vs. Brian M. Silva	Eminent Domain/Inverse Condemnation Unlimited	9/29/2015	09/29/2015	Open
15C-0258	The State of California vs. Tony J. Brazil, as Trustee of the Tony J. Brazil and Virginia L. Brazil Revocable Trust Dated 06/28/95	Eminent Domain/Inverse Condemnation Unlimited	10/22/2015	10/02/2015	Open
15C-0259	The State of California vs. Donald T. Headrick, aka Don Headrick, Co-Trustee of the Don and Melanie Headrick Living Trust, dated September 20, 2001	Eminent Domain/Inverse Condemnation Unlimited	10/05/2015	10/05/2015	Open
15C-0265	The State of California vs. REBECCA BECKERA	Eminent Domain/Inverse Condemnation Unlimited	10/07/2015	10/07/2015	Open
15C-0271	THE STATE OF CALIFORNIA vs. Boyett Farms, Inc.	Eminent Domain/Inverse Condemnation Unlimited	10/16/2015	10/16/2015	Open

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Grand Total: 33

Chambers of the Chief Justice
SUPREME COURT OF CALIFORNIA
350 McALLISTER STREET
SAN FRANCISCO, CA 94102-3660

1042250-15

THE HONORABLE EDWARD M. ROSS, Retired Judge of the Los Angeles County Superior Court, is hereby assigned to sit as a Judge of the Superior Court of California, County of Kings, on the following date(s):

November 6, 2015*

and until completion and disposition of any specific open motion or other matter pending in a case before the judge at the time the assignment ends. Any further motions or other matters in the case may be heard only pursuant to a separate appointment order.

Dated: November 6, 2015



Tani G. Cantil-Sakauye
Chief Justice of California and
Chairperson of the Judicial Council

*This order is made pursuant to the request for assignment for all purposes until completion in the matter of eminent domain cases related to high speed rail.

cc: Presiding Judge
Hon. Edward M. Ross

Original On File With Judicial Council