

**NOTICE OF
ENTRY OF JUDGMENT /
JUDGMENT**

**NOTICE OF ENTRY OF JUDGMENT /
JUDGMENT**

LAW OFFICES OF
BEST BEST & KRIEGER LLP
18101 VON KARMAN AVENUE, SUITE 1000
IRVINE, CALIFORNIA 92612

1 **BEST BEST & KRIEGER LLP**
ERIC L. GARNER, Bar No. 130665
2 JEFFREY V. DUNN, Bar No. 131926
WENDY Y. WANG, Bar No. 228923
3 18101 VON KARMAN AVENUE, SUITE 1000
IRVINE, CALIFORNIA 92612
4 TELEPHONE: (949) 263-2600
TELECOPIER: (949) 260-0972
5 Attorneys for Cross-Complainant
LOS ANGELES COUNTY WATERWORKS
6 DISTRICT NO. 40

**EXEMPT FROM FILING FEES
UNDER GOVERNMENT CODE
SECTION 6103**

7 **OFFICE OF COUNTY COUNSEL**
COUNTY OF LOS ANGELES
8 MARY WICKHAM, BAR NO. 145664
COUNTY COUNSEL
9 WARREN WELLEN, Bar No. 139152
PRINCIPAL DEPUTY COUNTY COUNSEL
10 500 WEST TEMPLE STREET
LOS ANGELES, CALIFORNIA 90012
11 TELEPHONE: (213) 974-8407
TELECOPIER: (213) 687-7337
12 Attorneys for Cross-Complainant
LOS ANGELES COUNTY WATERWORKS
13 DISTRICT NO. 40

14 [See Next Page For Additional Counsel]

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES – CENTRAL DISTRICT

16 ANTELOPE VALLEY GROUNDWATER CASES

17 Included Actions:
Los Angeles County Waterworks District No. 40 v.
18 Diamond Farming Co., Superior Court of
California, County of Los Angeles, Case No. BC
19 325201;

20 Los Angeles County Waterworks District No. 40 v.
Diamond Farming Co., Superior Court of
21 California, County of Kern, Case No. S-1500-CV-
22 254-348;

23 Wm. Bolthouse Farms, Inc. v. City of Lancaster,
Diamond Farming Co. v. City of Lancaster,
24 Diamond Farming Co. v. Palmdale Water Dist.,
Superior Court of California, County of Riverside,
25 Case Nos. RIC 353 840, RIC 344 436, RIC 344 668

26 RICHARD WOOD, on behalf of himself and all
other similarly situated v. A.V. Materials, Inc., et
27 al., Superior Court of California, County of Los
Angeles, Case No. BC509546
28

Judicial Council Coordination
Proceeding
No. 4408

CLASS ACTION

Santa Clara Case No. 1-05-CV-049053
Assigned to the Honorable Jack Komar

**NOTICE OF ENTRY OF
JUDGMENT**

NOTICE OF ENTRY OF JUDGMENT

PPHCSD_000006

LAW OFFICES OF
BEST BEST & KRIEGER LLP
18101 VON KARMAN AVENUE, SUITE 1000
IRVINE, CALIFORNIA 92612

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2
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6
7
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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

NOTICE IS HEREBY GIVEN that on December 28, 2015, the Court entered Judgment in this coordinated proceeding. A true and correct copy of the executed Judgment, dated December 23, 2015, is attached hereto as Exhibit "1".

Dated: December 28, 2015

BEST BEST & KRIEGER LLP

By 

ERIC L. GARNER
JEFFREY V. DUNN
WENDY Y. WANG
Attorneys for
LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40

LAW OFFICES OF
BEST, BEST & KRIEGER LLP
18101 VON KARMAN AVENUE, SUITE 1000
IRVINE, CALIFORNIA 92612

1
2
3
4
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PROOF OF SERVICE

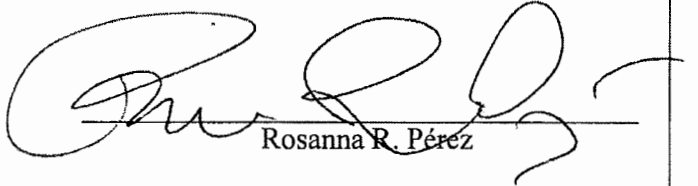
I, Rosanna R. Pérez, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 300 S. Grand Avenue, 25th Floor, Los Angeles, California 90071. On December 28, 2015, I served the following document(s):

NOTICE OF ENTRY OF JUDGMENT

by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on December 28, 2015, at Los Angeles, California.


Rosanna R. Pérez

26345.00000\23235226.1

THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA
ELECTRONIC FILING - WWW.SCEFILING.ORG

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2915 McClure Street
Oakland, CA94609
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EMAIL: Info@Glotrans.com

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SANTA CLARA

Coordination Proceeding Special Title (Rule 1550(b)) ANTELOPE VALLEY GROUNDWATER CASES (JCCP 4408) Included Actions: Los Angeles County Waterworks District No. 40)	Antelope Valley Groundwater Cases (JCCP 4408)
)	
)	Lead Case No.1-05-CV-049053
)	
Plaintiff,)	Hon. Jack Komar
vs.)	
)	
Diamond Farming Co. Superior Court of California County of Los Angeles, Case No. BC 325 201 Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. Superior Court of California, County of Kern, Case No. S-1500-CV-254-348 Wm. Bolthouse Farms, Inc. v. City of Lancaster Diamond Farming Co. v. City of Lancaster Diamond Farming Co. v. Palmdale Water Dist. Superior Court of California, County of Riverside, consolidated actions, Case Nos. RIC 353 840, RIC 344 436, RIC 344 668)	
)	
Defendant.)	

AND RELATED ACTIONS

PROOF OF SERVICE
Electronic Proof of Service

I am employed in the County of Alameda, State of California.

I am over the age of 18 and not a party to the within action; my business address is 2915 McClure Street, Oakland, CA 94609.

The documents described on page 2 of this Electronic Proof of Service were submitted via the worldwide web on Mon. December 28, 2015 at 2:54 PM PST and served by electronic mail notification.

I have reviewed the Court's Order Concerning Electronic Filing and Service of Pleading Documents and am readily familiar with the contents of said Order. Under the terms of said Order, I certify the above-described document's electronic service in the following manner:

The document was electronically filed on the Court's website, <http://www.scefilling.org>, on Mon. December 28, 2015 at 2:54 PM PST

Upon approval of the document by the Court, an electronic mail message was transmitted to all parties on the electronic service list maintained for this case. The message identified the document and provided instructions for accessing the document on the worldwide web.

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

correct. Executed on December 28, 2015 at Oakland, California.

Dated: December 28, 2015

For WWW.SCEFILING.ORG

Andy Jamieson

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1 THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA
ELECTRONIC FILING SYSTEM - WWW.SCEFILING.ORG

2 Electronic Proof of Service
Page 2

3 Document(s) submitted by Jeffrey Dunn of Best Best & Krieger, LLP on Mon. December 28, 2015 at 2:54 PM PST

4 1. Ntc:Entry of Jgmt w/Proof of Svc: NOTICE OF ENTRY OF JUDGMENT
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The Superior Court of California, County of Santa Clara
 Hon. Jack Komar, Department 17c
 191 N. First Street, San Jose, CA 95113

www.scefilings.org
 info@glotrans.com
 (510) 208-4775

ELECTRONIC SERVICE NOTICE #15-5743

Service date: 12/28/2015 3:13 PM

Case No: 1-05-CV-049053
Antelope Valley Groundwater Cases (JCCP 4408)

Document #119081:

Title: **NOTICE OF ENTRY OF JUDGMENT** ([Click here to view document information](#))
 Type: Notice: Entry of Judgment with Proof of Service
 Author: Jeffrey Dunn of Best Best & Krieger, LLP
 Parties: Los Angeles County Waterworks District No. 40

Document #119082:

Title: **Minute Order from December 23, 2015** ([Click here to view document information](#))
 Type: Other
 Author: Jack Komar of Superior Court of California
 Parties: Superior Court of California

Service list:

Party name	Attorney/Representative Contact	Email address
40th St Mutual Water Company		
60th Street Assoc. Water System		
A. V. Materials, Inc.	Chester, Theodore – Smland Chester Alden LLP	tchester@smilandlaw.com
	Lewis, James – Taylor & Ring	lewis@tayloring.com
A.C. Warnack, as Trustee of The A.C. Warnack Trust	Lewis, James – Taylor & Ring	lewis@tayloring.com
A.V. United Mutual Group	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
AV Solar Ranch 1, LLC	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Brunton, Daniel – Latham & Watkins LLP	daniel.brunton@lw.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Maguire, Neal	
Adams Bennett Investments, LLC	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
Ames, Tim: Desert Breeze Mobile Home Estates	Ames, Tim – Desert Breeze Mobile Home Estates	dbmhe@gmail.com [bad address]
Andrews, Franklin D.	Andrews, Franklin D.	
Andrews, Treba	Andrews, Treba	
Angelo and Dolores M. Cassara as Trustees of the Cassara Marital Trust	Kalfayan, Ralph – Krause, Kalfayan, Benink & Slavens, LLP	rkalfayan@kkbs-law.com
Antelope Valley Country Club Improvement Company, Inc.	Clark, William – Law Offices of William Allen Clark	lawyerbill@sbcglobal.net
Antelope Valley East-Kern Water Agency	Brunick, William – Brunick, McElhaney & Kennedy PLC	bbrunick@bmklawplc.com
Antelope Valley Ground Water Agreement Association	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
	Fife, Michael – Brownstein Hyatt Farber Schreck LLP	mfife@bhfs.com
	Herrema, Bradley – Brownstein Hyatt Farber Schreck LLP	bherrema@bhfs.com

	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Lane, Gina – Brownstein Hyatt Farber Schreck	glane@bhfs.com
	Sloan, William – Morrison & Foerster LLP	wsloan@mofo.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
Antelope Valley Joint Union High School District	Hall, Daphne Borromeo – Fagen Friedman & Fulfrost, LLP	dbhall@fagenfriedman.com [bad address]
	Smith, Kimberly – Fagen Friedman & Fulfrost LLP	ksmith@f3law.com
Antelope Valley Mobile Estates	Wilson, Walter – Law Offices of Walter J. Wilson	walterw1@aol.com
Antelope Valley Water Storage LLC	Zolezzi, Jeanne M. – Herum Crabtree Suntag	jzolezzi@herumcrabtree.com
Arklin Brothers Enterprises	Weitkamp, John – Weitkamp & Weitkamp	jweitkamp@aol.com
Arklin, Philip H.	Weitkamp, John – Weitkamp & Weitkamp	jweitkamp@aol.com
Balice, Maria	LaCiento, Michael – Law Office of Michael J. La Ciento	mjlaciento@yahoo.com
Balice, Norman	LaCiento, Michael – Law Office of Michael J. La Ciento	mjlaciento@yahoo.com
Barnes, William	Barnes, William	
Basner, William: M&M Peach Ranch		
	Basner, William – M&M Peach Ranch	lofelizoaks@msn.com
Baxter Mutual Water Co.	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
	Gorden, Larry – Baxter Mutual Water Co.	larry@baxterwater.com
Big Rock Mutual Water Company	Lemieux, W Keith – Lemieux & O'Neill	keith@lemieux-oneill.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
Blayney, Randall	Stein, Andrew – Andrew D. Stein & Associates, Inc.	ads@steinlawcorp.com
Bloom, Melody	Bloom, Melody	bloommelody@yahoo.com
Bolthouse Properties, LLC.	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
Boron Community Services District	Worth, James – MCMURTREY, HARTSOCK & WORTH	jim@mcmurtreyhartsock.com
Boruchin, as Trustee for the John and Dora Boruchin Living Trust, Dora	Aklufi, Joseph – Aklufi and Wysocki	aandwlaw@aol.com
Boruchin, as Trustee for the John and Dora Boruchin Living Trust, John	Aklufi, Joseph – Aklufi and Wysocki	aandwlaw@aol.com
Britton Associates, LLP	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Stone, Edward – Edward H. Stone, A Law Corporation	edstonelawoffice@sbcglobal.net [bad address]
Bujulian Brothers, Inc.	Kuney, Scott K. – Law Offices of Young Wooldridge LLP	skuney@youngwooldridge.com
Bujulian Brothers, Inc.	Kaia, Michael – Law Offices of Young Wooldridge LLP	mkaia@youngwooldridge.com
Burrows, Bruce: 300 A 40 H, LLC	Chester, Theodore – Smland Chester Alden LLP	tchester@smilandlaw.com
	Herrema, Bradley – Brownstein Hyatt Farber Schreck LLP	bherrema@bhfs.com
		mklachko-blair@bhfs.com

	Hoch, Steven – Brownstein Hyatt Farber Schreck LLP	
Bushnell Enterprises, LLC	Willis, Geoffrey K. – Sheppard Mullin Richter & Hampton LLC	adonoghue@sheppardmullin.com
CJR, a general partnership	Bilotti, Karen	karen_bilotti@yahoo.com
Cabahug, Jaime and Arlene	Cabahug, Jaime	jcabahug@cox.net [bad address]
California Water Service Company	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
	Morris, Stefanie – Best Best & Krieger, LLP	stefanie.morris@bbklaw.com [bad address]
	Tootle, John – California Water Service Company	jtootle@calwater.com [bad address]
Cameron Properties	Leckie, Bernard A. – Meserve, Mumper & Hughes LLP	bleckie@mmhllp.com
Chan, Hawk Nin: Self-Representing	Chan, Hawk Nin – Self-representing	sythm@earthlink.net [bad address]
Chavez, Efren	Herrema, Bradley – Brownstein Hyatt Farber Schreck LLP	bherrema@bhfs.com
City National Bank, Trustee	Brower, Neill – Jeffer Mangels Butler & Marmaro, LLP	nb4@jmbm.com
	Ehrlich, Kenneth – Jeffer Mangels Butler & Marmaro LLP	kae@jmbm.com
City of Lancaster	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Evertz, Douglas J. – Murphy & Evertz	devertz@murphyevertz.com
City of Los Angeles	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Goldsmith, Janet – Kronick, Moskovitz, Tiedemann & Girard	jgoldsmith@kmtg.com
	Riley, Julie C. – Los Angeles City Attorney's Office	julie.riley@ladwp.com
City of Palmdale	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Kim, B. Tilden – Richards Watson & Gerson	tkim@rwglaw.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
	McDonald, Whitney – Richards, Watson & Gershon	wmcdonald@rwglaw.com [bad address]
Clan Keith Real Estate Investments, LLC, dba Leisure Lake Mobile Estates	Morris, John K. – Latham & Watkins LLP	john.morris@lw.com
	Quass, Lucas – Latham & Watkins LLP	lucas.quass@lw.com
	Singarella, Paul N. – Latham & Watkins LLP	paul.singarella@lw.com
	Wilson, Walter – Law Office of Walter Wilson	walterw1@aol.com
	Wilson, Walter – Law Offices of Walter J. Wilson	walterw1@aol.com
Collicutt, Ikuku	Collicutt, Ikuku	bizo32f8@verizon.net [bad address]
Copa De Oro Land Company, a California general partnership	Bezerra, Ryan – Bartkiewicz Kronick & Shanahan, a professional corporation	rsb@bkslawfirm.com
	Ramos, Andrew – Bartkiewicz, Kronick & Shanahan	ajr@bkslawfirm.com
County Sanitation Districts Nos. 14 and 20 of Los Angeles County	Sanders, Christopher – Ellison, Schneider & Harris	cms@eslawfirm.com

	Sanders, Christopher M. – Ellison, Schneider & Harris	ps@eslawfirm.com
Crestmore Village Water Company		
Crystal Organic Farms LLC	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
Davis, Robert Glenn		
	Davis, Robert	imrdavis@gmail.com
Del Sur Ranch, LLC	Fife, Michael – Brownstein Hyatt Farber Schreck LLP	mfife@bhfs.com
Del Sur Ranch, LLC	Fife, Michael – Brownstein Hyatt Farber Schreck LLP	mfife@bhfs.com
Desert Lakes Community Services District	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Lemieux, W Keith – Lemieux & O'Neill	keith@lemieux-oneill.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
Diamond Farming Company	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
E.C. Wheeler, LLC	Wheeler, Eugene – E.C. Wheeler, LLC	edi@genewheelerfarms.com
Eastley, Philip	eastley, philip	eastley@sopris.net
Epstein, Daniel: Desert Breeze MHP, LLC	Epstein, Daniel – Desert Breeze MHP, LLC	epstein14@yahoo.com
	Wilson, Walter – Law Offices of Walter J. Wilson	walterw1@aol.com
Estrada, David	Estrada, David	djestrada@cs.com
Estrada, Rita	Estrada, David	djestrada@cs.com
Eyherabide Land Co., LLC	Stead, Calvin – BORTON PETRINI, LLP	cstead@bortonpetrini.com
Eyherabide, Juanita		
	Stead, Calvin – BORTON PETRINI, LLP	cstead@bortonpetrini.com
First Mutual Water System		
Florence Cernicky as Trustee of the Cernicky Trust	Kalfayan, Ralph – Krause, Kalfayan, Benink & Slavens, LLP	rkalfayan@kkbs-law.com
Frankie H. Salomon Trust	Salaman, Franklin – Franklin Salaman - Trustee - Frankie H. Salomon Trust	fssalaman9171@comcast.net [bad address]
Fredrichsen, Lewis		
Fry, Ron	Fry, Ron	roncfry@earthlink.net [bad address]
GOLDEN SANDS MOBILE HOME PARK	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
	Reinhard, David	rf4driver@cox.net
Gaskell SunTower, LLC	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Maguire, Neal	
Gateway Triangle Properties	Kia, Fred – Gateway Triangle Properties	fredkia@gmail.com
Goodyork Corporation	Wilson, Walter – Law Offices of Walter J. Wilson	walterw1@aol.com
Granite Construction Company	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Kuhs, Robert – Kuhs & Parker	rgkuhs@kuhsparke.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
Grimmway Enterprises, Inc.	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com

H&N Development Co. West, Inc.	Hughes, Joseph – Klein, DeNatale, Goldner, Cooper, Rosenlieb & Kimball, LLP	jhughes@kleinlaw.com
	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
Hancock, Catherine	Hancock, Catherine	chan365973@aol.com
Hancock, Timothy	Hancock, Timothy	timothy_hancock@paramount.com
Harbaugh, Barry	Harbaugh, Barry	bocabaugh@verizon.net [bad address]
Harris, Steven	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Stone, Edward – Edward H. Stone, A Law Corporation	edstonelawoffice@sbcglobal.net [bad address]
Healy Enterprises, Inc.	Fife, Michael – Brownstein Hyatt Farber Schreck LLP	mfife@bhfs.com
Herrmann, David	Herrmann, David – The Herrmann Family Trust	david@herrmannfinancial.com [bad address]
	Peffer, Ray – Greenan Peffer Sallander & Lally LLP	rpeffer@gpsllp.com
Hi-Grade Materials, Co.	Bilotti, Karen	karen_bilotti@yahoo.com
Hidden Valley Mutual Water Company		
High Desert Investments, LLC	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Brunton, Daniel – Latham & Watkins LLP	daniel.brunton@lw.com
Holliday Rock Co., Inc.	Chester, Theodore – Smland Chester Alden LLP	tchester@smilandlaw.com
	Lewis, James – Taylor & Ring	lewis@tayloring.com
Hooshpack Dev Inc.	Adair, Eric – Hinson Gravelle & Adair LLP	adair@hinsongravelle.com
	Green, G Richard – GREEN & MARKER	grgreen13@gmail.com
Huth, Clinto	Hewitt, Stephen – HEWITT & TRUSZKOWSKI	shewitt@hewittlegal.com
Iannaccone, Elizabeth: Pro-per	Iannaccone, Elizabeth	albers9601@aol.com
Joshua Acres Mutual Water Company		
Jung, Irene	Jung, Paul	jungphn@yahoo.com
Jung, Paul	Jung, Paul	jungphn@yahoo.com
LITTLE ROCK SAND AND GRAVEL, INC.	Chester, Theodore – Smland Chester Alden LLP	tchester@smilandlaw.com
	Lewis, James – Taylor & Ring	lewis@tayloring.com
LV Ritter Ranch LLC	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
Lancaster Summit Properties, Ltd.	Wilson, Walter – Law Offices of Walter J. Wilson	walterw1@aol.com
Lancaster Water Company		
	Kearin, Arthur – Lancaster Water company	artkearin@rglobal.net
Landfield, Richard	Landfield, Richard	rl@go2fairway.com [bad address]
Landinv, Inc.	Chester, Theodore – Smland Chester Alden LLP	tchester@smilandlaw.com
Lands of Promise Mutual Water Association		
Lapis Land Company, LLC	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
Lebata, Inc.	Keces, Matthew – Law Office of Matthew A. Keces	makeces@yahoo.com

Leduc, Larry V.	Campbell, Clayton – The Campbell Law Firm	claytondcampbell@gmail.com
Leduc, Sonia S.	Campbell, Clayton – The Campbell Law Firm	claytondcampbell@gmail.com
Leslie Property	Graf, Allan – Carlsmith Ball	agraf@carlsmith.com
Little Baldy Mutual Water Company	Elliott, Robert	robertelliott1960@yahoo.com
	Lemieux, W Keith – Lemieux & O'Neill	keith@lemieux-oneill.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
	Stiefler, Kurt – Law Office of Kurt Stiefler	stieflerlaw@att.net
Littlerock Aggregate Co., Inc. dba Antelope Valley Aggregate, Inc.	Chester, Theodore – Smland Chester Alden LLP	tchester@smilandlaw.com
	Lewis, James – Taylor & Ring	lewis@tayloring.com
Littlerock Creek Irrigation District	Doerfler, Michelle – Lemieux & O'Neill	michelle@lemieux-oneill.com
	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Lemieux, W Keith – Lemieux & O'Neill	keith@lemieux-oneill.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
Llano Mutual Water Company	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Lemieux, W Keith – Lemieux & O'Neill	keith@lemieux-oneill.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
Llano-Del Rio Water Company	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Lemieux, W Keith – Lemieux & O'Neill	keith@lemieux-oneill.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
Los Angeles County Waterworks District No. 40	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Garner, Eric – Best Best & Krieger, LLP	eric.garner@bbklaw.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
	Moore, Michael L. – Los Angeles County Counsel's Office	mmoore@counsel.lacounty.gov
	Morris, Stefanie – Best Best & Krieger, LLP	stefanie.morris@bbklaw.com [bad address]
	Wellen, Warren – Los Angeles County Counsel's Office	wwellen@counsel.lacounty.gov
Lu, Clark C.	Chao, Lynn – Law Offices of Lynn Chao, A.P.C.	lawlynnchao@gmail.com
Lu, Danny C.	Chao, Lynn – Law Offices of Lynn Chao, A.P.C.	lawlynnchao@gmail.com
Lucky 18 on Rosamond, LLC		
Lyon, Alice	Kennedy, Terri	violeti@pacbell.net
Mason, David S.	Putnam, Vernon – Avila & Putnam, Professional Law Corporation	vputnam@avilaputnam.com
Mathis, Joe	Joe, Mathis	hollyrowton@marshallowens.com
Matsui, Jeanne	Matsui, Jeanne	pearldr@sbcglobal.net
Max Webb Trustee of the Webb Trust of 1978	Webb, Max	mwebb@740management.com
Melinda L. Gillman, Trustee of the Grubb Family Trust	Melinda L. Gillman, Trustee of the Grubb Family Trust	gvre@gvre.com [bad address]
Melvin Thomas Andrews and Margaret E. Andrews, Trustees of	Andrews, Melvin T.	mandrews@lakesidecapital.com

the Andrews Living Trust dated August 2, 2004		
Middle Butte Mine, Inc.	Kawar, Ramsey	rfkawar@yahoo.com
Monte Vista Building Sites Inc.	Lewis, James – Taylor & Ring	lewis@tayloring.com
Mountain Brook Ranch, LLC	Weitkamp, John – Weitkamp & Weitkamp	jweitkamp@aol.com
Murphy, Patty	Murphy, Pat – Law Offices of Pat Murphy	murphyslaw@qnet.com
NRG Solar Alpine, LLC (was Alta Vista)	Rusinek, Walter – Procopio, Cory, Hargreaves & Savitch LLP	walter.rusinek@procopio.com
New Anaverde, LLC	Goldman, James – Pircher, Nichols & Meeks	jgoldman@pircher.com [bad address]
Nibbelink Family Trust	Lewis, James – Taylor & Ring	lewis@tayloring.com
North Edwards Water District	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbkllaw.com
	Lemieux, W Keith – Lemieux & O'Neill	keith@lemieux-oneill.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
Northrop Grumman Corporation (Sued As Doe 534)	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Ramos, Yolanda – Alston & Bird LLP	yolie.amos@alston.com
Palm Ranch Irrigation District	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbkllaw.com
	Lemieux, W Keith – Lemieux & O'Neill	keith@lemieux-oneill.com
	Lemieux, Wayne – Lemieux & O'Neill	wayne@lemieux-oneill.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
Palmdale Hills Property LLC	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Maguire, Neal	
	Ramos, Yolanda – Alston & Bird LLP	yolie.amos@alston.com
Palmdale Water District	Bunn III, Thomas – Lagerlof, Senecal, Gosney & Kruse, LLP	tombunn@lagerlof.com
	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbkllaw.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
Phelan Pinon Hills Community Services District	Ailin, June – Aleshire & Wynder, LLP	jailin@awattorneys.com
	Hogan, Miles P. – Aleshire & Wynder LLP	mhogan@awattorneys.com
Pittman, Thomas	Kalfayan, Ralph – Krause, Kalfayan, Benink & Slavens, LLP	rkalfayan@kkbs-law.com
Qarmout, Elias	Rivas, Manuel – Law Offices of Manuel Rivas, Jr.	manuel@rivaslawoffices.com
Quartz Hill Water District	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbkllaw.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
	Reed, Chad – Charlton Weeks	creed@qhwd.org
	Weeks, Bradley – Charlton Weeks LLP	brad@charltonweeks.com
Rafferty, Gary	Rafferty, Gary	grafferty@swinerton.com [bad address]
Rafferty, Nona	Rafferty, Nona	nmraff@aol.com
Raney, as Trustee for the Robert and Shirley Raney Living Trust , Robert D.	Aklufi, Joseph – Aklufi and Wysocki	aandwlaw@aol.com
Raney, as Trustee for the Robert and Shirley Raney Living Trust , Shirley B.	Aklufi, Joseph – Aklufi and Wysocki	aandwlaw@aol.com

Red Dawn SunTower, LLC	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Maguire, Neal	
Reesdale Mutual Water Company	John, Dani	chapjohn@verizon.net
	Stiefler, Kurt – Law Office of Kurt Stiefler	stieflerlaw@att.net
Renaissance Perinatal Medical Group, professional corporation	Adair, Eric – Hinson Gravelle & Adair LLP	adair@hinsongravelle.com
	Green, G Richard – GREEN & MARKER	grgreen13@gmail.com
Ritter, Mark: successor trustee of the Ritter Family Trust	Brumfield, III, Robert H. – Brumfield & Hagan, LLP	bob@brumfield-haganlaw.com
Robar Enterprises, Inc.	Bilotti, Karen	karen_bilotti@yahoo.com
Rosamond Community Services District	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Evertz, Douglas J. – Murphy & Evertz	devertz@murphyevertz.com
	Markman, James – Richards, Watson & Gershon	jmarkman@rwglaw.com
Rosamond Mobile Home Park	Coldren, Robert – Coldren Law Offices	clo@coldrenlawoffices.com
Rosamond Ranch	Satalino, Frank – Law Offices of Frank Satalino	franksatalino@sbcglobal.net
Rosamond School Water System		
	Burger, Christopher – Schools Legal Service	chburger@kern.org
Rose Villa Apartments		
SGS Antelope Valley Development LLC	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Maguire, Neal	
SHAKIB, KAMRAM	Shokrian, Elias – Califco	elias@califco.com [bad address]
Saint Andrew's Abbey, Inc., Roe 623	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
Sempra Energy	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
Service Rock Products, L.P. (originally named as Service Rock Products Corporation)	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
Sheep Creek Water Company	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
Sheldon R. Blum, Trustee for the Sheldon R. Blum Trust	Blum, Sheldon R. – Law Offices of Sheldon R. Blum	blumlaw@sbcglobal.net
Shelton, Edward		
Shokrian, Elias	Satalino, Frank – Law Offices of Frank Satalino	franksatalino@sbcglobal.net
	Shokrian, Elias	aaron@califco.com [bad address]
Shokrian, Shirley	Satalino, Frank – Law Offices of Frank Satalino	franksatalino@sbcglobal.net
	Shokrian, Elias	aaron@califco.com [bad address]
Sierra SunTower, LLC	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Maguire, Neal	
Small, Frank A.		
Sorrento West Properties, Inc.	Martin, Brian – Pillsbury Winthrop Shaw Pittman LLP	brian.martin@pillsburylaw.com

Southern California Edison Company	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Gantvoort, Amy – Southern California Edison Company	amy.gantvoort@sce.com
	Luesebrink, Marc	marc.luesebrink@sce.com [bad address]
	Maguire, Neal	
Starros, John P.		
State of California; Santa Monica Mountains Conservancy; 50th District Agricultural Association	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Golden-Krasner, Noah – State of California Office of the Attorney General	noah.goldenkrasner@doj.ca.gov
	Levin, Marilyn H. – Office of the Attorney General	marilyn.levin@doj.ca.gov
Superior Court of California	Snyder, J.L. – Superior Court of California-County of Los Angeles	jlsnyder@lasuperiorcourt.org
	Walker, Rowena – Superior Court of California	rwalker@scscourt.org
Superior Court of California	Samoy, Felicia – Superior Court of California	fsamoy@scscourt.org
	Walker, Rowena – Superior Court of California	rwalker@scscourt.org
Superior Court of California	Walker, Rowena – Superior Court of California	rwalker@scscourt.org
Talley, Jr., Grover Lee: Antelope Valley Progressive Club	Talley, Jr., Grover Lee – Antelope Valley Progressive Club	thepiddler@msm.com [bad address]
Tapia, Charles	Brumfield, III, Robert H. – Brumfield & Hagan, LLP	bob@brumfield-haganlaw.com
Tejon Ranchcorp	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
	Dunn, Jeffrey – Best Best & Krieger, LLP	jeffrey.dunn@bbklaw.com
	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Kuhs, Robert – Kuhs & Parker	rgkuhs@kuhsparserlaw.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
The Eyherabide Sheep Company	Stead, Calvin – BORTON PETRINI, LLP	cstead@bortonpetrini.com
The Frank and Yvonne Lane Family Trust, Dated March 5, 1993 as Restated July 20, 2000	Chester, Theodore – Smland Chester Alden LLP	tchester@smilandlaw.com
	Lewis, James – Taylor & Ring	lewis@tayloring.com
The George and Charlene Lane Family Trust	Chester, Theodore – Smland Chester Alden LLP	tchester@smilandlaw.com
	Lewis, James – Taylor & Ring	lewis@tayloring.com
The Nellie Tapia Family Trust	Brumfield, III, Robert H. – Brumfield & Hagan, LLP	bob@brumfield-haganlaw.com
The Philip H. Arklin Family Trust Dated April 28, 1994	Weitkamp, John – Weitkamp & Weitkamp	jweitkamp@aol.com
Three Arklin Limited Liability Company, The	Weitkamp, John – Weitkamp & Weitkamp	jweitkamp@aol.com
Tom, Jung N.	Allenby, Robert – Sullivan, Hill, Lewin, Rez & Engel	allenby@shlaw.com
Treacy, Patrick	Treacy, Patrick	ajhofs7719@sbcglobal.net [bad address]
		michaelsoffice@gmail.com

Triple M Property F.K.A. 3M Property Investment Co	Lin, Mon-Wei – Triple M Property F.K.A. 3M Property Investment Co	
Tumbleweed SunTower, LLC	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
U.S. Borax, Inc.	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Sloan, William – Morrison & Foerster LLP	wsloan@mofo.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
United States Department of Justice	DuBois, James – U.S. Department of Justice, ENRD/NRS	james.dubois@usdoj.gov
	Leininger, Lee – U.S. Department of Justice	lee.leininger@usdoj.gov
Valentine, Roland	Valentine, Roland	rolandval@rglobal.net
Van Dam, Craig	Kuney, Scott K. – Law Offices of Young Wooldridge LLP	skuney@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	kmoen@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	pmcnemar@youngwooldridge.com [bad address]
Van Dam, Delmar D.	Kuney, Scott K. – Law Offices of Young Wooldridge LLP	skuney@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	kmoen@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	pmcnemar@youngwooldridge.com [bad address]
Van Dam, Gary	Kuney, Scott K. – Law Offices of Young Wooldridge LLP	skuney@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	kmoen@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	pmcnemar@youngwooldridge.com [bad address]
Van Dam, Gertrude J.	Kuney, Scott K. – Law Offices of Young Wooldridge LLP	skuney@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	kmoen@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	pmcnemar@youngwooldridge.com [bad address]
WAGAS Land Company LLC	Renwick, Edward – Hanna and Morton LLP	erenwick@hanmor.com
WDS California II, LLC	Kuney, Scott K. – Law Offices of Young Wooldridge LLP	skuney@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	kmoen@youngwooldridge.com
	Kuney, Scott – Law Offices of Young Wooldridge, LLP	pmcnemar@youngwooldridge.com [bad address]
West Valley Country Water District		
West Valley County Water District	Graham, Arnold – GRAHAM VAAGE LLP	akgraham@grahamvaagelaw.com
White Fence Farms Mutual Water Co. Inc.	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
	Dougherty, Robert – Covington & Crowe, LLP	robertedougherty@yahoo.com
	White, Jessie – White Fence Farms Mutual Water No 3	whitefencefarms3@gmail.com
		walterw1@aol.com

White Fence Farms Water Mutual Co. No. 3	Wilson, Walter – Law Offices of Walter J. Wilson	
William Fisher Memorial Water Company		
William and Eldora Barnes Family Trust of 1989	William and Eldora Barnes Family Trust of 1989	
Willis, Rebecca Lee	Brennan, Lynne M. – Krause Kalfayan Benink & Slavens, LLP	lbrennan@kkbs-law.com
	Kalfayan, Ralph – Krause, Kalfayan, Benink & Slavens, LLP	rkalfayan@kkbs-law.com
	Zlotnick, David – Krause, Kalfayan, Benink & Slavens, LLP	dzlotnick@kkbs-law.com
Wm. Bolthouse Farms, Inc.	Davis, Michael Duane – Gresham Savage Nolan & Tilden, a Professional Corporation	michael.davis@greshamsavage.com
	Joyce, Bob – LeBeau-Thelen, LLP	bjoyce@lebeauthelen.com
	Zimmer, Richard G. – Clifford & Brown	rzimmer@clifford-brownlaw.com
Wood, Richard A.	McLachlan, Michael – Law Offices of Michael D. McLachlan APC	mike@mclachlan-law.com
	O'Leary, Daniel M. – Law Office of Daniel M. O'Leary	dan@danolearylaw.com
	Wood, Richard A.	ralwoody@hotmail.com
eSolar, Inc.	Brady, Andrew – Alston & Bird LLP	andrew.brady@alston.com
	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Maguire, Neal	
enXco Development Corporation (Sued as Roe 452)	Casey, Edward J. – Alston & Bird LLP	ed.casey@alston.com
	Maguire, Neal	
	Ramos, Yolanda – Alston & Bird LLP	yolie.amos@alston.com

Additional recipients of Electronic Service:

Service recipient	Email address
Ailin, June [cc]	lyarvis@awattorneys.com
Ailin, June [cc]	myoung@awattorneys.com
Ailin, June [cc]	mhogin@awattorneys.com [bad address]
Allenby, Robert [cc]	francis@shlaw.com [bad address]
Allenby, Robert [cc]	engel@shlaw.com
Amanda Monchant	amanda.monchant@hklaw.com [bad address]
Barbara Stroud	barbara.stroud@bbklaw.com [bad address]
Bezerra, Ryan [cc]	kcg@bkslawfirm.com
Bob Joyce	bjoyce@lebeauthelen.com
Brad Herrema	bherrema@hatchparent.com
Brady, Andrew [cc]	Yolie.Ramos@alston.com
Brumfield, III, Robert H. [cc]	cyndy@brumfield-haganlaw.com
Brunick, William [cc]	lmcelhaney@bmklawplc.com
Brunick, William [cc]	jquihuis@bmklawplc.com
Brunton, Daniel [cc]	linda.bernstein@lw.com [bad address]
Brunton, Daniel [cc]	marina.durazo@lw.com [bad address]
Brunton, Daniel [cc]	marian.dulay@lw.com [bad address]

Bunn III, Thomas [cc]	llane@lagerlof.com
Bunn III, Thomas [cc]	jkim@lagerlof.com
Burger, Christopher [cc]	rofranco@kern.org
Campbell, Clayton [cc]	brandon@attorneycampbell.com [bad address]
Carol Davis	cdavis@lagerlof.com
Casey, Edward J. [cc]	yolie.ramos@alston.com
Chan, Hawk Nin [cc]	wpoon@mwdh2o.com
Chester, Theodore [cc]	wsmiland@smilandlaw.com
Chris Sanders	cms@eslawfirm.com
Christine Carson, Lemieux & O'Neill	christine@lemieux-oneill.com
Claire Hervey Collins	hervey@lbbslaw.com
Clark, William [cc]	lawyerbill@sbcglobal.net
Clark, William [cc]	lawyerbill@sbcglobal.net
Clark, William [cc]	lawyerbill@sbcglobal.net
Clark, William [cc]	lawyerbill@sbcglobal.net
Davis, Michael Duane [cc]	sundalemual@gmail.com
Davis, Michael Duane [cc]	marlene.allen@greshamsavage.com
Davis, Michael Duane [cc]	dina.snider@greshamsavage.com
Davis, Michael Duane [cc]	edwin.carranza@greshamsavage.com
Davis, Michael Duane [cc]	derek.hoffman@greshamsavage.com
Donna Luis	dluis@lebeauthelen.com [bad address]
Douglas J. Evertz	devertz@sycr.com [bad address]
Dougherty, Robert [cc]	acabrerarios@covcrowe.com [bad address]
Dougherty, Robert [cc]	jmorrison@covcrowe.com [bad address]
Dunn, Jeffrey [cc]	wendy.wang@bbklaw.com
Dunn, Jeffrey [cc]	sandra.rosales@bbklaw.com
Dunn, Jeffrey [cc]	elsa.morales@bbklaw.com
Dunn, Jeffrey [cc]	kira.johnson@bbklaw.com
Dunn, Jeffrey [cc]	kerry.keefe@bbklaw.com
Dunn, Jeffrey [cc]	jennifer.maguire@bbklaw.com
Dunn, Jeffrey [cc]	rosanna.perez@bbklaw.com
E.L. Garner	elgarner@bbklaw.com [bad address]
ENebeker	enebeker@adelphia.net
Ehrlich, Kenneth	kae@jmbm.com
Eric Garner	eric.garner@bbklaw.com
Erin Powers	epowers@rwglaw.com [bad address]
Estrada, David [cc]	djestrada@cs.com
Evertz, Douglas J. [cc]	spattis@murphyvertz.com
Fife, Michael [cc]	lminky@bhfs.com
Fife, Michael [cc]	orittershaus@bhfs.com
Garner, Eric [cc]	Kerry.Keefe@bbklaw.com
Garner, Eric [cc]	Elgarner@bbklaw.com
Golden-Krasner, Noah [cc]	beatriz.davalos@doj.ca.gov
Goldman, James [cc]	tgates@pircher.com [bad address]
Goldsmith, Janet [cc]	spowell@kmtg.com

Goldsmith, Janet [cc]	twhitman@kmtg.com
Goldsmith, Janet [cc]	sramirez@kmtg.com
Gosling, Douglas (Young Wooldridge)	dgosling@youngwooldridge.com
Graham, Arnold [cc]	abrenot@GrahamVaageLaw.com
Hall, Daphne Borromeo [cc]	rsoll@f3law.com [bad address]
Hall, Daphne Borromeo [cc]	cperez@fagenfriedman.com
Harbaugh, Barry [cc]	nmahaley@yahoo.com
Herrema, Bradley [cc]	arobitaille@bhfs.com
Herrema, Bradley [cc]	lminky@bhfs.com
Hewitt, Stephen [cc]	mtcable@hewittlegal.com
Hoch, Steven [cc]	rdrake@bhfs.com
Hoch, Steven [cc]	icapilli@bhfs.com
Horowitz, Joshua M. (Bartkiewicz, Kronick & Shanahan)	jmh@bkslawfirm.com
Huangfu, Kimberly	huangfu@lbbslaw.com [bad address]
Hughes, Joseph [cc]	Tgarcia@kleinlaw.com
Hughes, Joseph [cc]	shildebrand@kleinlaw.com
Hughes, Joseph [cc]	dlampkins@kleinlaw.com
Hughes, Joseph [cc]	RPatel@KleinLaw.com
Hyde	hyde@lbbslaw.com
J. Markman	jmarkman@rwglaw.com
Janet Goldsmith	jgoldsmith@kmtg.com
Jeffrey Dunn	jeffrey.dunn@bbklaw.com
John, Dani [cc]	trishparker21@gmail.com
John, Dani [cc]	Mdmarchitects@yahoo.com
Joyce, Bob [cc]	dhansen@lebeauthelen.com [bad address]
Joyce, Bob [cc]	dhansen@lebeauthelen.com [bad address]
Joyce, Bob [cc]	dhansen@lebeauthelen.com [bad address]
Judy Tetreault	judy.tetreault@usdoj.gov [bad address]
Julie Gomez	julie.gomez@doj.ca.gov [bad address]
Jung, Paul [cc]	irenetabithaoh@hotmail.com
Kathi M.	kathi@lemieux-oneill.com
Kearin, Arthur [cc]	res0u62i@verizon.net
Kearin, Arthur [cc]	shanjo1313@gmail.com
Kerry Keefe	kerry.keefe@bbklaw.com
Kim, B. Tilden [cc]	lpomatto@rwglaw.com
Kuhs, Robert [cc]	lluna@kuhsparserlaw.com
Kuhs, Robert [cc]	vhanners@kuhsparserlaw.com
Kuhs, Robert [cc]	wck@kuhsparserlaw.com
Kuhs, Robert [cc]	lluna@kuhsparserlaw.com
Kuhs, Robert [cc]	vhanners@kuhsparserlaw.com
Kuhs, Robert [cc]	wck@kuhsparserlaw.com
Kuney, Scott K. [cc]	pmcnemar@youngwooldridge.com
Kuney, Scott K. [cc]	Antelope@youngwooldridge.com
Kuney, Scott [cc]	dgosling@youngwooldridge.com

Kuney, Scott [cc]	pmcnemar@youngwooldridge.com
Kuney, Scott [cc]	pmcnemar@youngwooldridge.com
Kuney, Scott [cc]	dgosling@youngwooldridge.com
L. Slaton	lslaton81@aol.com [bad address]
LaCiento, Michael [cc]	suarezcruz1@yahoo.com
Lane, Gina [cc]	RSaperstein@bhfs.com
Leininger, Lee [cc]	laurie.himebaugh@usdoj.gov
Leininger, Lee [cc]	lee.leininger@yahoo.com
Leininger, Lee [cc]	james.dubois@usdoj.gov
Leininger, Lee [cc]	edwin.oyarzo@us.af.mil
Leininger, Lee [cc]	nancy.brazil@usdoj.gov
Lemieux, W Keith [cc]	kathi@lemieux-oneill.com
Lemieux, W Keith [cc]	michelle@lemieux-oneill.com
Lemieux, Wayne [cc]	kathi@lemieux-oneill.com
Lemieux, Wayne [cc]	michelle@lemieux-oneill.com
Levin, Marilyn H. [cc]	gwen.blanchard@doj.ca.gov
Lewis, James [cc]	jlewis@walshdelaney.com [bad address]
Lin, Mon-Wei [cc]	monwei@gmail.com
Lin, Mon-Wei [cc]	michaeloffice@gmail.com
Linda Shumard	linda.shumard@usdoj.gov [bad address]
Linda	linda@lemieux-oneill.com [bad address]
Lorin Moreno	lmoreno@sycr.com [bad address]
Lynda Kocis	lynda.kocis@bbklaw.com
M. Fife	mfife@hatchparent.com
M. Klachko-blair (AGWA)	mklachko-blair@bhfs.com
Malissa Hathaway McKeith	mckeith@lbbslaw.com
Markman, James [cc]	jmarkman@rwglaw.com
Markman, James [cc]	ncollins@rwglaw.com
Markman, James [cc]	pskahan@rwglaw.com
Martin, Brian [cc]	karen.costa@pillsburylaw.com
McLachlan, Michael [cc]	dan@danolearylaw.com
McLachlan, Michael [cc]	carol@danolearylaw.com
Michael Crow	michael.crow@doj.ca.gov
Michael D. Gross	mgjg7777@aol.com [bad address]
Michael L. Moore	mmoore@counsel.lacounty.gov
Morris, Stefanie [cc]	patricia.alshabazz@bbklaw.com
Morris, Stefanie [cc]	Barbara.Stroud@bbklaw.com [bad address]
Nancy Collins	ncollins@rwglaw.com
O'Leary, Daniel M. [cc]	carol@danolearylaw.com
O'Leary, Daniel M. [cc]	mike@mclachlanlaw.com [bad address]
Patrick J. Treacy	treacy@vill.com [bad address]
Peffer, Ray [cc]	hpeffer@gpsllp.com
Peter Kiel	pjk@eslawfirm.com

Priya Mohan (with Lamb and Kawakami LLP)	pmohan@lamb-kawami.com [bad address]
Putnam, Vernon [cc]	dmartinez@avilaputnam.com
R. Drake (AGWA)	rdrake@bhfs.com
Rachel Robledo	rrobledo@hatchparent.com [bad address]
Rafferty, Nona [cc]	grafferty@swinerton.com [bad address]
Reinhard, David [cc]	rf4driver@cox.net
Reinhard, David [cc]	rf4driver@cox.net
Reinhard, David [cc]	rf4driver@cox.net
Reinhard, David [cc]	rf4driver@cox.net
Reinhard, David [cc]	rf4driver@cox.net
Reinhard, David [cc]	rf4driver@cox.net
Renwick, Edward [cc]	aaguilar@hanmor.com
Riley, Julie C. [cc]	lillian.catena@ladwp.com
Rivas, Manuel [cc]	manuelrivas_jr@yahoo.com
Rowena Walker	rwalker@scscourt.org
Rusinek, Walter [cc]	sarai.dejesus@procopio.com
Rusinek, Walter [cc]	calendaring@procopio.com
Salaman, Franklin [cc]	fsalaman@lanl.gov [bad address]
Sloan, William [cc]	mmcilhargie@mofo.com
Sloan, William [cc]	amcafee@mofo.com
Smith, Kimberly [cc]	jsalt@f3law.com
Smith, Kimberly [cc]	jforrette@fagenfriedman.com
Smith, Kimberly [cc]	khriczo@f3law.com
Snyder, J.L. [cc]	rechon@lasuperiorcourt.org
Snyder, J.L. [cc]	lismael@lasuperiorcourt.org
Stefanie Hedlund	stefanie.hedlund@bbklaw.com [bad address]
Stein, Andrew [cc]	rds@steinlawcorp.com
Stein, Andrew [cc]	dl@steinlawcorp.com
System administrator	ajam@glotrans.com
Tom Bunn	tombunn@lagerlof.com
Treacy, Patrick [cc]	dzlotnick@kkbs-law.com
Treacy, Patrick [cc]	aimee@kkbs-law.com [bad address]
Wayne K. Lemieux	wayne@lemieux-oneill.com
Webb, Max [cc]	tliu@740management.com
Weeks, Bradley [cc]	gayle@charltonweeks.com
Weeks, Bradley [cc]	gayle@charltonweeks.com
Weeks, Bradley [cc]	CReed@qhwd.org
Weeks, Bradley [cc]	CReed@qhwd.org
Willis, Geoffrey K. [cc]	dwade@sheppardmullin.com [bad address]
Wilson, Walter [cc]	lowalterwilson@aol.com
Zimmer, Richard G. [cc]	sgiven@clifford-brownlaw.com
Zimmer, Richard G. [cc]	dseibert@clifford-brownlaw.com
Zolezzi, Jeanne M. [cc]	pgarcia@herumcrabtree.com

Zolezzi, Jeanne M. [cc]	cambriz@herumcrabtree.com
Zolezzi, Jeanne M. [cc]	adutra@herumcrabtree.com
Zolezzi, Jeanne M. [cc]	lcummings@herumcrabtree.com

EXHIBIT 1

TO NOTICE OF ENTRY OF JUDGMENT



CONFORMED COPY
ORIGINAL FILED
Superior Court Of California
County Of Los Angeles

DEC 28 2015

Sherri H. Carter, Executive Officer/Clerk
By: Kristina Vargas, Deputy

Received

DEC 28 2015

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES – CENTRAL DISTRICT

ANTELOPE VALLEY GROUNDWATER
CASES

Included Actions:
Los Angeles County Waterworks District No.
40 v. Diamond Farming Co., Superior Court of
California, County of Los Angeles, Case No.
BC 325201;

Los Angeles County Waterworks District No.
40 v. Diamond Farming Co., Superior Court of
California, County of Kern, Case No. S-1500-
CV-254-348;

Wm. Bolthouse Farms, Inc. v. City of
Lancaster, Diamond Farming Co. v. City of
Lancaster, Diamond Farming Co. v. Palmdale
Water Dist., Superior Court of California,
County of Riverside, Case Nos. RIC 353 840,
RIC 344 436, RIC 344 668

RICHARD WOOD, on behalf of himself and
all other similarly situated v. A.V. Materials,
Inc., et al., Superior Court of California,
County of Los Angeles, Case No. BC509546

Judicial Council Coordination Proceeding
No. 4408

CLASS ACTION

Santa Clara Case No. 1-05-CV-049053
Assigned to the Honorable Jack Komar

~~PROPOSED~~ JUDGMENT

PROPOSED JUDGMENT

1 The matter came on for trial in multiple phases. A large number of parties representing
2 the majority of groundwater production in the Antelope Valley Area of Adjudication ("Basin")
3 entered into a written stipulation to resolve their claims and requested that the Court enter their
4 [Proposed] Judgment and Physical Solution as part of the final judgment. As to all remaining
5 parties, including those who failed to answer or otherwise appear, the Court heard the testimony
6 of witnesses, considered the evidence, and heard the arguments of counsel. Good cause
7 appearing, the Court finds and orders judgment as follows:

- 8 1. The Second Amended Stipulation For Entry of Judgment and Physical Solution
9 among the stated stipulating parties is accepted and approved by the Court.
- 10 2. Consistent with the December 23 2015 Statement of Decision ("Decision"), the
11 Court adopts the Proposed Judgment and Physical Solution attached hereto as
12 Exhibit A and incorporated herein by reference, as the Court's own physical
13 solution ("Physical Solution"). The Physical Solution is binding upon all parties.
- 14 3. In addition to the terms and provisions of the Physical Solution the Court finds as
15 follows:
 - 16 a. Each of the Stipulating Parties to the Physical Solution has the right to
17 pump groundwater from the Antelope Valley Adjudication Area as stated
18 in the Decision and Physical Solution.
 - 19 b. The following entities are awarded prescriptive rights from the native safe
20 yield against the Tapia Parties, defaulted parties identified in Exhibit 1 to
21 the Physical Solution, and parties who did not appear at trial identified in
22 Exhibit B attached hereto, in the following amounts:

23 Los Angeles County Waterworks District No. 40	17,659.07 AFY
24 Palmdale Water District	8,297.91 AFY
25 Littlerock Creek Irrigation District	1,760 AFY
26 Quartz Hill Water District	1,413 AFY
27 Rosamond Community Services District	1,461.7 AFY
28 Palm Ranch Irrigation District	960 AFY

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Desert Lake Community Services District 318 AFY

California Water Service Company 655 AFY

North Edwards Water District 111.67 AFY

No other parties are subject to these prescriptive rights.

c. Each of the parties referred to in the Decision as Supporting Landowner Parties has the right to pump groundwater from the Antelope Valley Adjudication Area as stated in the Decision and in Paragraph 5.1.10 of the Physical Solution in the following amounts:

i. Desert Breeze MHP, LLC 18.1 AFY

ii. Milana VII, LLC dba Rosamond Mobile Home Park 21.7 AFY

iii. Reesdale Mutual Water Company 23 AFY

iv. Juanita Eyherabide, Eyherabide Land Co., LLC and Eyherabide Sheep Company, collectively 12 AFY

v. Clan Keith Real Estate Investments, LLC., dba Leisure Lake Mobile Estates 64 AFY

vi. White Fence Farms Mutual Water Co. No. 3 4 AFY

vii. LV Ritter Ranch LLC 0 AFY

d. *viii. Robar Enterprises Inc., Hi-Grade Materials Co., and CJR, a*
Each member of the Small Pumper Class can exercise an overlying right pursuant to the Physical Solution. The Judgment Approving Small Pumper Class Action Settlements is attached as Exhibit C ("Small Pumper Class Judgment") and is incorporated herein by reference.

e. Cross-defendant Charles Tapia, as an individual and as Trustee of Nellie Tapia Family Trust (collectively, "The Tapia Parties") has no right to pump groundwater from the Antelope Valley Adjudication Area except under the terms of the Physical Solution.

f. Phelan Piñon Hills Community Services District ("Phelan") has no right to pump groundwater from the Antelope Valley Adjudication Area except under the terms of the Physical Solution.

General Partnership - 200 AFY

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g. The Willis Class members have an overlying right that is to be exercised in accordance with the Physical Solution.

h. All defendants or cross-defendants who failed to appear in any of these coordinated and consolidated cases are bound by the Physical Solution and their overlying rights, if any, are subject to the prescriptive rights of the Public Water Suppliers. A list of the parties who failed to appear is attached hereto as Exhibit D.

i. ~~Robar Enterprises, Inc., Hi-Grade Materials Co., and CJR, a general partnership (collectively, "Robar") are~~

4. Each party shall designate the name, address and email address, to be used for all subsequent notices and service of process by a designation to be filed within thirty days after entry of this Judgment. The list attached as Exhibit A to the Small Pumper Class Judgment shall be used for notice purposes initially, until updated by the Class members and/or Watermaster. The designation may be changed from time to time by filing a written notice with the Court. Any party desiring to be relieved of receiving notice may file a waiver of notice to be approved by the Court. The Court will maintain a list of parties and their respective addresses to whom notice or service of process is to be sent. If no designation is made as required herein, a party's designee shall be deemed to be the attorney of record or, in the absence of an attorney of record, the party at its specified address.

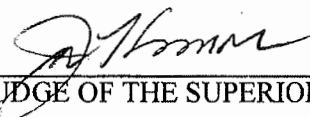
5. All real property owned by the parties within the Basin is subject to this Judgment. It is binding upon all parties, their officers, agents, employees, successors and assigns. Any party, or executor of a deceased party, who transfers real property that is subject to this Judgment shall notify any transferee thereof of this Judgment.

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This Judgment shall not bind the parties that cease to own real property within the Basin, and cease to use groundwater, except to the extent required by the terms of an instrument, contract, or other agreement.

The Clerk shall enter this Judgment.

Dated: Dec 23, 2015



JUDGE OF THE SUPERIOR COURT