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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES**

Coordination Proceeding
Special Title (Rule 1550(b))

**ANTELOPE VALLEY
GROUNDWATER CASES**

Included Actions:

Los Angeles County Waterworks District
No. 40 v. Diamond
FARMING/IRRIGATION Co.
Superior Court of California
County of Los Angeles, Case No. BC
325201

Los Angeles County Waterworks District
No. 40 v. Diamond
FARMING/IRRIGATION Co.
Superior Court of California, County of
Kern, Case No. S-1500-CV 254348

Wm. Bolthouse Farms, Inc. v. City of
Lancaster Diamond
FARMING/IRRIGATION Co. v. City of
Lancaster Diamond
FARMING/IRRIGATION Co. v. Palmdale
Water Dist. Superior Court of California,
County of Riverside, consolidated actions,
Case Nos. RIC 353840, RIC 344436, RIC
344668

Judicial Council Coordination Proceeding
No. 4408

SC Case No. 105CV 049053
Assigned to Hon. Jack Komar

**DELMAR D. VAN DAM, GERTRUDE J.
VAN DAM, AND GARY VAN DAM'S
(HIGH DESERT DAIRY) LIST OF
PHASE 4 TRIAL EXHIBITS**

Trial Date: May 28, 2013

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TO ALL PARTIES and their attorneys of record herein:

PLEASE TAKE NOTICE that in accordance with the Court’s Case Management Order For Phase 4 Trial, as amended, and in accordance with the Court’s directions at the May 24, 2013 Pre-Trial Conference, DELMAR D. VAN DAM, GERTRUDE J. VAN DAM, AND GARY VAN DAM (collectively, “VAN DAMS”), hereby identify the following list of exhibits to be introduced into evidence at the Phase Four Trial.


VAN DAMS have not fully completed their investigation of the facts relating to this case and have not completed preparation for trial. It is anticipated that further discovery, independent investigation, legal research, and analysis will supply additional facts, add meaning to the known facts, as well as establish entirely new factual conclusions and legal contentions, all of which may lead to substantial additions to, changes in, and variations from the information herein set forth. The following responses are given without prejudice to VAN DAMS’s right to introduce evidence subsequently discovered which VAN DAMS may later recall or discover. VAN DAMS accordingly reserve the right to change and supplement any and all responses herein provided. The responses contained herein are made in a good faith effort to supply the information requested in the Case Management Order For Phase Four Trial as presently known, but should in no way be to the prejudice of VAN DAMS in relation to further discovery, research and analysis.

PLEASE TAKE NOTICE that, VAN DAMS hereby identify the list of exhibits to be introduced at the Phase Four Trial. A copy of VAN DAMS’s Exhibit list is attached hereto as Exhibit “A”.

In addition to the exhibits listed in the attached Exhibit “A”, VAN DAMS reserve the right to supplement or add to this list if necessary.

Dated: May 24, 2013

THE LAW OFFICES OF YOUNG WOOLDRIDGE, LLP

By: 
SCOTT K. KUNEY, Esq., Attorneys for
DELMAR D. VAN DAM, GERTRUDE J. VAN DAM,
and GARY VAN DAM

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF KERN

I, ERIN L. LINDSEY, declare: I am and was at the times of the service hereunder mentioned, over the age of eighteen (18) years, and not a party to the within cause. My business address is 1800 30th Street, Fourth Floor, Bakersfield, CA 93301.

On May 24, 2013, I caused the below listed document(s) entitled as: **DELMAR D. VAN DAM, GERTRUDE J. VAN DAM, AND GARY VAN DAM'S (HIGH DESERT DAIRY) LIST OF PHASE 4 TRIAL EXHIBITS**, to be served on the parties via the following service:

 X (BY POSTING) I posted the document listed above to the Santa Clara Superior Court website regarding the Antelope Valley Groundwater matter pursuant to the Court's Clarification Order. Electronic service posting completed through www.scefiling.org.

 X (STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on May 24, 2013, at Bakersfield, California.


ERIN L. LINDSEY

EXHIBIT "A"

ANTELOPE ADJUDICATION (PHASE IV TRIAL)

DELMAR D. VAN DAM, GERTRUDE J. VAN DAM, and GARY VAN DAM

(HIGH DESERT DAIRY)

- 4-VANDAMFARMS-1** Stipulation With Delmar D. Van Dam, Gertrude J. Van Dam, and Gary Van Dam For Phase 4 Trial;
- 4-VANDAMFARMS-2** Business Records Affidavit of Frederick J. Koch III, Southern California Edison, On Behalf of Gary Van Dam (High Desert Dairy) Pursuant to Evidence Code Sections 1560-1562;
- 4-VANDAMFARMS-3** Response of Delmar D. Van Dam, Gertrude J. Van Dam, and Gary Van Dam to Court Ordered Discovery For Phase 4 Trial;
- 4-VANDAMFARMS-4** First Supplemental Response of Delmar D. Van Dam, Gertrude J. Van Dam, and Gary Van Dam to Court Ordered Discovery For Phase 4 Trial;
- 4-VANDAMFARMS-5** Declaration of Gary Van Dam in Lieu of Deposition Testimony For Phase 4 Trial;
- 4-VANDAMFARMS-6** First Supplemental Declaration of Gary Van Dam in Lieu of Deposition Testimony For Phase 4 Trial.