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Attorneys for WDS California II, LLC

**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

**WDS CALIFORNIA II, LLC'S 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, WDS CALIFORNIA II, LLC (hereinafter “WDS”), hereby identifies the following list of exhibits to be introduced into evidence at the Phase Four Trial.

WDS has not fully completed its investigation of the facts relating to this case and has 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 WDS’s right introduce evidence subsequently discovered which WDS may later recall or discover. WDS accordingly reserves 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 WDS in relation to further discovery, research and analysis.

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

In addition to the exhibits listed in the attached Exhibit “A”, WDS reserves 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 Cross-Defendant WDS CALIFORNIA II, LLC

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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: **WDS CALIFORNIA II, LLC'S 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.scefilng.org](http://www.scefilng.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)**

**WDS CALIFORNIA II, LLC**

- 4-WDS-1** Stipulation With WDS California II, LLC For Phase 4 Trial;
- 4-WDS-2** Business Records Affidavit of Carl F. Voss, Jr., Grimmway Enterprises, Inc., On Behalf of WDS California II, LLC Pursuant to Evidence Code Sections 1560-1562;
- 4-WDS-3** Business Records Affidavit of Frederick J. Koch III, Southern California Edison, On Behalf of WDS California II, LLC Pursuant to Evidence Code Sections 1560-1562;
- 4-WDS-4** Response of WDS California II, LLC to Court Ordered Discovery For Phase 4 Trial;
- 4-WDS-5** Declaration of WDS California II, LLC in Lieu of Deposition Testimony For Phase 4 Trial.