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| 8 | SUPERIOR COURT OF THE STATE OF CALIFORNIA | |
| 9 | COUNTY OF SANTA CLARA | |
| 10 | ANTELOPE VALLEY GROUNDWATER CASES: | Judicial Council Coordination Proceeding No. 4408 |
| 11 | Included Actions: | 110cccunig 110. 4400 |
| 12 | | Santa Clara Case No. 1-05-CV-049053 Assigned to the Honorable Jack Komar |
| 13 | Los Angeles County Waterworks District No. 40 v. Diamond Farming Co. | |
| 14 | Superior Court of California County of Los Angeles, Case No. BC325201 | ANAVERDE LLC'S SECOND AMENDED WITNESS LIST FOR PHASE 2 TRIAL |
| 15 | Los Angeles County Waterworks District No. | |
| 16 | 40 v. Diamond Farming Co. Superior Court of California | |
| 17 | County of Kern, Case No. S-1500-CV-254-348 | |
| 18 | Wm. Bolthouse Farms, Inc. v. City of | |
| 19 | Lancaster Diamond Farming Co. v. City of Lancaster | Trial Date: November 3, 2008 Location: LASC, Dept. 1 |
| 20 | Diamond Farming Co. v. Palmdale Water Dist. Superior Court of California | Time : 9:00 a.m. |
| 21 | County of Riverside, consolidated actions Case Nos. RIC 353840, RIC 344436, | |
| 22 | RIC 344668 | |
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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Cross-defendant, Anaverde LLC ("Anaverde"), hereby identifies the following individuals as witnesses who may testify in Anaverde's case-in-chief:

- 1. Survey Officer from SIKAND Engineering Associates: Mr. Bill Brown, or other person who has personal knowledge of the Anaverde property, is expected to testify at trial as to ownership of Anaverde and the legal property boundary. His examination would last approximately twenty (20) minutes.
- 2. John Lambie: Principal Groundwater Hydrologist, e-pur, LLC. Mr. Lambie is Anaverde's designated expert witness. Mr. Lambie is an expert witness on groundwater characteristics of the aquifer below and around Anaverde's property. Anaverde intends to call Mr. Lambie to testify to the issue of separate basins that are distinct from the overall Antelope Valley Adjudication Basin. Anaverde estimates approximately eight (8) hours for Mr. Lambie's testimony.

Anaverde reserves its right to call other persons to testify (expert and/or percipient) as may be required, and as may be required to impeach and/or rebut any testimony or evidence offered by any party. Further foundation and/or authentication witnesses may be called, if needed.

DATED: October 24, 2008 Respectfully submitted,

> MALISSA HATHAWAY McKEITH JOESEPH SALAZAR, JR. JACQUELINE MITTELSTADT KIMBERLY A. HUANGFU LEWIS BRISBOIS BISGAARD & SMITH LLP

By: <u>/s/</u> KIMBERLY A. HUANGFU Attorneys for ANAVERDE, LLC.

LEWIS BRISBOIS BISGAARD & SMITH LLP 221 NORTH FIGUEROA STREET, SUITE 1200 LOS ANGELES, CALIFORNIA 90012 TELEPHONE 213.250.1800

PROOF OF SERVICE

I declare that:

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012.

On October 24, 2008, 2008, I served **ANAVERDE LLC'S SECOND AMENDED WITNESS LIST FOR PHASE 2 TRIAL** by posting the document(s) to the Santa Clara 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 October 24, 2008, 2008.

| _/s/ | |
|---------|---------|
| Maritza | Estrada |