

Richard Zimmer

From: Richard Zimmer
Sent: Sunday, March 10, 2013 4:19 PM
To: 'Bradley T. Weeks'
Subject: RE: Brad, Did you receive my prior e-mail re dates for Bolthouse depositions ?

Brad,

I originally sent the e-mail below around the 6th. Sorry you did not receive it.

Brad,

Sorry we missed each other the other day. Mr. Filkins is on a spring break vacation the week of the 26th but can do his deposition on April 2 if you think it is necessary after doing Mr. Yurosek. The methodology for determining the amount of pumping I believe is the same and is based upon records from Bolthouse Farms. We can have Mr. Yurosek available on the 28th at 9:00 am followed by Mr. Leggio if you finish Mr. Yurosek. We will work late if you want to complete both of them on the 28th. If we do not finish, we can continue on the 29th with Mr. Leggio.

Please forward a new deposition notice setting forth with specificity the scope of the deposition inquiry as ordered by the court. As we discussed previously, Mr. Leggio has knowledge regarding the sale of the property from Bolthouse Farms to Bolthouse Properties which may have no relevance to the next phase of trial. Also, as we discussed, we are not claiming groundwater rights as to water which was not produced from wells on Bolthouse property, that is, we are not claiming groundwater rights based upon water pumped from wells on leased property. If a declaration is sufficient in lieu of testimony on this issue please let me know.

Thanks, Rich

From: Bradley T. Weeks [<mailto:Brad@charltonweeks.com>]
Sent: Sunday, March 10, 2013 12:55 PM
To: Richard Zimmer
Cc: Vicki Street
Subject: RE: Brad, Did you receive my prior e-mail re dates for Bolthouse depositions ?

No. Please resend. I will be available for conference tomorrow also.

From: Richard Zimmer [<mailto:RZimmer@clifford-brownlaw.com>]
Sent: Sunday, March 10, 2013 12:40 PM
To: Bradley T. Weeks
Cc: Vicki Street
Subject: Brad, Did you receive my prior e-mail re dates for Bolthouse depositions ?

EXHIBIT "B"

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1 BRADLEY T. WEEKS, Bar No. 173745
2 CHARLTON WEEKS LLP
3 1031 West Avenue M-14, Suite A
4 Palmdale, CA 93551
5 (661) 265-0969
6 www.charltonweeks.com

Exempt from filings fees under
Government Code Section 6103

7 [See Next Page For Additional Counsel]

8 Attorney for Quartz Hill Water District
9 Defendant/Cross Complainant

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 FOR THE COUNTY OF LOS ANGELES-CENTRAL DISTRICT

12 ANTELOPE VALLEY GROUNDWATER
13 CASES

14 Included Actions:

15 Los Angeles County Waterworks District No.
16 40 v. Diamond Farming Co.
17 Superior Court of California, County of Los
18 Angeles, Case No. BC325201;

19 Los Angeles County Waterworks District
20 No. 40 v. Diamond Farming Co.
21 Superior Court of California
22 County of Kern, Case No. S-1500-CV-254-
23 348;

24 Wm. Bolthouse Farms, Inc. v. City of
25 Lancaster
26 Diamond Farming Co. v. City of Lancaster
27 Diamond Farming Co. v. Palmdale Water Dist.
28 Superior Court of California
County of Riverside, consolidated actions
Case Nos. RIC 353840, RIC 344436,
RIC 344668.

**Judicial Council Coordination Proceeding
No. 4408**

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

**PUBLIC WATER SUPPLIER NOTICE OF
DEPOSITION**

Deponent: Anthony Leggio

Date: 04/24/13

Time: 1:00 PM

PUBLIC WATER SUPPLIER NOTICE OF DEPOSITION

Deponent: Anthony Leggio

Date: 4/24/2013

Time: 1:00 PM

EXHIBIT "C"

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1 BEST BEST & KRIEGER LLP
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2 JEFFREY V. DUNN, Bar No. 131926
STEFANIE D. MORRIS, Bar No. 239787
3 18101 VON KARMAN, SUITE 1000
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TELEPHONE: (949) 263-2600
5 TELECOPIER: (949) 260-0972
Attorneys for Cross-Complainant
6 LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40

7 OFFICE OF COUNTY COUNSEL
COUNTY OF LOS ANGELES
8 JOHN F. KRATTLI, Bar No. 82149
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 DISTRICT NO.
40

13 LEMIEUX & O'NEILL
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15 Westlake Village, CA 91361
(805) 495-4770 (805) 495-2787 fax
16 Attorneys for Littlerock Creek Irrigation District and
Palm Ranch Irrigation District

17 LAGERLOF SENEAL GOSNEY & KRUSE
18 Thomas Bunn III, Bar No. 89502
301 North Lake Avenue, 10th Floor
19 Pasadena, CA 91101-4108
(626) 793-9400 (626) 793-5900 fax
20 Attorneys for Palmdale Water District
21
22
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PUBLIC WATER SUPPLIER NOTICE OF DEPOSITION

Deponent: Anthony Leggio
Date: 4/24/2013
Time: 1:00 PM

1 TO ALL INTERESTED PARTIES AND THEIR ATTORNEY OF RECORD:

2 PLEASE TAKE NOTICE THAT THE DEPOSITION OF Anthony Leggio will be taken
3 on 4/24/2013, commencing at 1:00 PM at the offices of Veritext, 707 Wilshire Boulevard, Suite
4 3500, Los Angeles, California, 90017, upon oral examination before a Certified Shorthand
5 Reporter. This noticing party also intends to record the testimony by audio technology, video
6 technology, and the testimony by stenographic method through the instant visual display of the
7 testimony.

8 Said deposition will continue from day to day, excluding Sundays and holidays, until
9 complete. Please note: If an interpreter is needed and/or desired by the deponent, it is requested
10 that the undersigned be notified no later than five (5) days before the date of the deposition.

11 YOU ARE FURTHER NOTIFIED THAT:

12 The deponent is required to produce the following documents, records, or other materials
13 at the deposition:

14 **DEFINITIONS**

15 "BASIN" BASIN shall be defined as on and below the ground surface within the
16 jurisdictional area defined by the court in this matter by order dated March 16, 2007.

17 "DOCUMENT" shall be defined as and have the same broad meaning as it has in
18 California Evidence Code § 250 and Code of Civil Procedure §2031.010 et seq. and includes
19 documents, papers, books, accounts, letters, records, photographs, objects, and all other tangible
20 things. It includes all forms of written communication. It specifically includes all originals,
21 copies, duplicates, drafts, or other recordings of any written, graphic, or otherwise recorded
22 matter, however produced or reproduced, whether inscribed by hand or by mechanical, electronic,
23 microfilm, photographic, phonic, or any other means. It includes abstracts; address books;
24 advertisements; affidavits or statements; agreements; analyses of any kind; appointment books;
25 architectural blueprints or drawings; balance sheets; bids; billings; blueprints; books or records of
26 account; purchase orders; work papers; brochures; bulletins; calendars; charts; checks and
27 canceled checks; circulars; compilations; computer cards, runs, and printouts; computer programs;

PUBLIC WATER SUPPLIER NOTICE OF DEPOSITION

Deponent: Anthony Leggio
Date: 4/24/2013
Time: 1:00 PM

1 computer tapes and discs; consultants' reports or studies; contracts; correspondence; data
2 processing input and output; data sheets; desk calendars; diagrams; diaries; directories; discs;
3 drawings; estimates; expense account records; experts' reports or studies; financial statements or
4 calculations; graphs; house publications; income statements; inspection records, sheets, and
5 reports; interoffice and intra-office communications; invoices; job descriptions or assignments;
6 journals; layouts; ledgers; letters; licenses; lists; magnetic tapes; manuals; maps; memorandums of
7 any kind; microfiche; microfilm; minutes or records of any kind; movies; notations; notes;
8 notebooks; opinions; organizational charts; pamphlets; permits; photographs; pictures; plans;
9 projections; promotional materials; press releases or clippings; publications; punch cards;
10 procedures; questionnaires and answers to them; quotations; records and recordings of any kind;
11 renderings; reports of any kind; rework instructions, orders, and procedures; routing slips;
12 schedules; sound recordings; specifications; statistical analyses; stenographers' notebooks; studies
13 of any kind, analyses, forecasts, and evaluations; subcontracts; summaries; surveys; tables,
14 indices, and lists; tabulations; tallies; tapes; telegrams; cables; telephone messages, telephone logs,
15 and telephone billings and statements; teletype and telex messages; trade letters; transcripts,
16 minutes, reports, and recordings of telephone or other conversations, interviews, conferences,
17 committee meetings, or other meetings; undertakings; video tapes; vouchers; and working
18 drawings, papers, and files.

19 "YOU" or "YOUR" shall mean Anthony Leggio, and shall also include all representatives
20 and agents of Anthony Leggio, predecessors or successors in interest, and all other PERSONS
21 acting or purporting to act on behalf of respondent to this notice.

22 All documents produced by YOU pursuant to a verified response to the Discovery Order
23 For Phase 4 Trial issued by the Honorable Jack Komar December 12, 2012 and posted to the Santa
24 Clara Superior Court in the Antelope Valley Groundwater Litigation, are excluded from this
25 request.

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1
2 **REQUESTS FOR PRODUCTION**

3 **Request for Production Number 1.**

4 Produce all DOCUMENTS identified in YOUR response to the Discovery Order For Phase 4 Trial
5 issued by the Honorable Jack Komar December 12, 2012.
6

7 **Request for Production Number 2.**

8 If YOU contend that the groundwater YOU pumped in the years 2011 and 2012 are not
9 representative of YOUR current pumping, produce all DOCUMENTS THAT relate to YOUR
10 current pumping.
11

12 **Request for Production Number 3.**

13 Produce all groundwater pump meter records for all groundwater YOU pumped in the BASIN
14 from January 1, 2000 through December 31, 2004 from real property YOU own or lease in the
15 BASIN.
16

17 **Request for Production Number 4.**

18 Produce all groundwater pump meter records for all groundwater YOU pumped in the BASIN
19 after December 31, 2010 from real property YOU own or lease in the BASIN.
20

21 **Request for Production Number 5.**

22 Produce all groundwater pump electrical meter records from January 1, 2000 through December
23 31, 2004 from real property YOU own or lease in the BASIN.
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25 **Request for Production Number 6.**

26 Produce all electrical meter records for all groundwater YOU pumped in the BASIN after
27 December 31, 2010 from real property YOU own or lease in the BASIN.
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Request for Production Number 7.

Produce all groundwater pump diesel records from January 1, 2000 through December 31, 2004 from real property YOU own or lease in the BASIN.

Request for Production Number 8.

Produce all groundwater pump diesel records for all groundwater YOU pumped in the BASIN after December 31, 2010 from real property YOU own or lease in the BASIN.

Request for Production Number 9.

Produce all DOCUMENTS which indicate the amount of groundwater pumped from January 1, 2000 through December 31, 2004 from real property YOU own ore lease in the BASIN.

Request for Production Number 10.

Produce all DOCUMENTS which indicate the amount of groundwater pumped from after December 31, 2010 from real property YOU own ore lease in the BASIN.

Request for Production Number 11.

Produce all tests that relate to groundwater pumps that are located in the BASIN, wherein the tests were performed after December 31, 1982. Included in this request are all pump tests that are used by YOU to calculate the amount of groundwater pumped. Also included is any test that has any of the following information: (1) Standing water level; (2) Drawdown; (3) Discharge; (4) Total Head; Capacity; (5) Acre Feed Pumped ; kW input to Motor; (6) kWh per Acre Foot; (7) Overall Plant Efficiency.

Request for Production Number 12.

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1 Produce all DOCUMENTS which relate to YOUR calculation of the amount of groundwater
2 pumped or used by YOU or YOUR predecessors in the BASIN since December 31, 1999 from
3 real property YOU own in the BASIN, with the exception of the years 2005 through 2010.
4

5 **Request for Production Number 13.**

6 Produce all First and Annual Notices for Groundwater Extraction YOU have filed with the
7 California State Water Reassurances Control Board for all groundwater pumped in the BASIN
8 since December 31, 1999.
9

10 **Request for Production Number 14.**

11 Produce all First and Annual Notices for Groundwater Extraction YOU have filed with Los
12 Angeles County for all groundwater pumped in the BASIN since December 31, 1999.
13

14 **Request for Production Number 15.**

15 For the year 2011, all DOCUMENTS that reflect the following:

- 16 a) For each parcel of property YOU owned or leased, the amount of acres of crops grown on
17 that parcel and the type of crop.
18 b) The total amount of water used on each parcel.
19 c) The total amount of groundwater used on each parcel.
20 d) For each crop identified above the amount of crop produced on each parcel for the year
21 2011.
22 e) For each crop identified above, the amount of water per acre used for that crop.
23 f) All DOCUMENTS that relate to the amount of water used by YOU to for all purposes for all
24 agriculture in the BASIN.
25

26 **Request for Production Number 16.**

27 For the year 2012, all DOCUMENTS that reflect the following:

- 1 a) For each parcel of property YOU owned or leased, the amount of acres of crops grown on
2 that parcel and the type of crop.
3 b) The total amount of water used on each parcel.
4 c) The total amount of groundwater used on each parcel.
5 d) For each crop identified above the amount of crop produced on each parcel for the year
6 2011.
7 e) For each crop identified above, the amount of water per acre used for that crop.
8 f) All DOCUMENTS that relate to the amount of water used by YOU to for all purposes for all
9 agriculture in the BASIN.

10
11 **Request for Production Number 17.**

12 All DOCUMENTS that show how groundwater is used by YOU in the mining of minerals from
13 the BASIN, and the separation, and processing of the minerals.


14
15 **Request for Production Number 18.**

16 Produce all DOCUMENTS that indicate how much groundwater any party to this ligation, other
17 than YOU, has pumped in the BASIN since 1945. Documents provided by other parties pursuant
18 to pervious discovery demands, responses to expert witness designations, or disclosed in any
19 previous phase of trial need not be provided.

20
21 To the extent the court's March 7, 2013 order applies to this deposition, the additional information
22 required will be provided by supplement.

23
24 Dated: March 22, 2013

CHARLTON WEEKS LLP



Bradley T. Weeks

Attorney for Quartz Hill Water District

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PROOF OF SERVICE

I am employed in the aforesaid county, State of California; I am over eighteen years of age and not a party to the within action; my business address is 1031 West Avenue M-14, Suite A, Palmdale, California, 93551.

On March 22, 2013, at my place of business at Palmdale, California, a copy of the following DOCUMENT(s):

PUBLIC WATER SUPPLIER NOTICE OF DEPOSITION

By posting the DOCUMENT listed above to the Santa Clara Superior Court website in regard to the Antelope Valley Groundwater Matter. All parties listed on the Santa Clara Superior Court in regard to the Antelope Valley Groundwater Matter are hereby incorporated here at by this reference.

Deponent: Anthony Leggio
Date: 4/24/2013
Time: 1:00 PM

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

Dated: March 22, 2013

CHARLTON WEEKS LLP



Bradley T. Weeks
Attorney for Quartz Hill Water District

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

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Palmdale, CA 93551

1 BRADLEY T. WEEKS, Bar No. 173745
2 CHARLTON WEEKS LLP
3 1031 West Avenue M-14, Suite A
4 Palmdale, CA 93551
5 (661) 265-0969
6 www.charltonweeks.com

Exempt from filings fees under
Government Code Section 6103

7 [See Next Page For Additional Counsel]
8
9 Attorney for Quartz Hill Water District
10 Defendant/Cross Complainant

11 SUPERIOR COURT OF THE STATE OF CALIFORNIA
12 FOR THE COUNTY OF LOS ANGELES-CENTRAL DISTRICT

13 ANTELOPE VALLEY GROUNDWATER
14 CASES
15 Included Actions:
16 Los Angeles County Waterworks District No.
17 40 v. Diamond Farming Co.
18 Superior Court of California, County of Los
19 Angeles, Case No. BC325201;
20 Los Angeles County Waterworks District
21 No. 40 v. Diamond Farming Co.
22 Superior Court of California
23 County of Kern, Case No. S-1500-CV-254-
24 348;
25 Wm. Bolthouse Farms, Inc. v. City of
26 Lancaster
27 Diamond Farming Co. v. City of Lancaster
28 Diamond Farming 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

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

PUBLIC WATER SUPPLIER NOTICE OF
DEPOSITION

Deponent: Darin Filkins
Date: 04/24/13
Time: 9:00 AM

PUBLIC WATER SUPPLIER NOTICE OF DEPOSITION

Deponent: Darin Filkins
Date: 4/24/2013
Time: 9:00 AM

EXHIBIT "D"

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

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BEST BEST & KRIEGER LLP
ERIC L. GARNER, Bar No. 130665
JEFFREY V. DUNN, Bar No. 131926
STEFANIE D. MORRIS, Bar No. 239787
18101 VON KARMAN, SUITE 1000
IRVINE, CALIFORNIA 92612
TELEPHONE: (949) 263-2600
TELECOPIER: (949) 260-0972
Attorneys for Cross-Complainant
LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40

OFFICE OF COUNTY COUNSEL
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COUNTY COUNSEL
WARREN WELLEN, Bar No. 139152
PRINCIPAL DEPUTY COUNTY COUNSEL
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TELEPHONE: (213) 974-8407
TELECOPIER: (213) 687-7337
Attorneys for Cross-Complainant LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40

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(805) 495-4770 (805) 495-2787 fax
Attorneys for Littlerock Creek Irrigation District and
Palm Ranch Irrigation District

LAGERLOF SENEAL GOSNEY & KRUSE
Thomas Bunn III, Bar No. 89502
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Pasadena, CA 91101-4108
(626) 793-9400 (626) 793-5900 fax
Attorneys for Palmdale Water District

PUBLIC WATER SUPPLIER NOTICE OF DEPOSITION

Deponent: Darin Filkins
Date: 4/24/2013
Time: 9:00 AM

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1 TO ALL INTERESTED PARTIES AND THEIR ATTORNEY OF RECORD:

2 PLEASE TAKE NOTICE THAT THE DEPOSITION OF Darin Filkins will be taken on
3 4/24/2013, commencing at 9:00 AM at the offices of Veritext, 707 Wilshire Boulevard, Suite
4 3500, Los Angeles, California, 90017, upon oral examination before a Certified Shorthand
5 Reporter. This noticing party also intends to record the testimony by audio technology, video
6 technology, and the testimony by stenographic method through the instant visual display of the
7 testimony.

8 Said deposition will continue from day to day, excluding Sundays and holidays, until
9 complete. Please note: If an interpreter is needed and/or desired by the deponent, it is requested
10 that the undersigned be notified no later than five (5) days before the date of the deposition.

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13 at the deposition:

14 **DEFINITIONS**

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16 jurisdictional area defined by the court in this matter by order dated March 16, 2007.

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18 California Evidence Code § 250 and Code of Civil Procedure §2031.010 et seq. and includes
19 documents, papers, books, accounts, letters, records, photographs, objects, and all other tangible
20 things. It includes all forms of written communication. It specifically includes all originals,
21 copies, duplicates, drafts, or other recordings of any written, graphic, or otherwise recorded
22 matter, however produced or reproduced, whether inscribed by hand or by mechanical, electronic,
23 microfilm, photographic, phonic, or any other means. It includes abstracts; address books;
24 advertisements; affidavits or statements; agreements; analyses of any kind; appointment books;
25 architectural blueprints or drawings; balance sheets; bids; billings; blueprints; books or records of
26 account; purchase orders; work papers; brochures; bulletins; calendars; charts; checks and
27 canceled checks; circulars; compilations; computer cards, runs, and printouts; computer programs;

Deponent: Darin Filkins
Date: 4/24/2013
Time: 9:00 AM

1 computer tapes and discs; consultants' reports or studies; contracts; correspondence; data
2 processing input and output; data sheets; desk calendars; diagrams; diaries; directories; discs;
3 drawings; estimates; expense account records; experts' reports or studies; financial statements or
4 calculations; graphs; house publications; income statements; inspection records, sheets, and
5 reports; interoffice and intra-office communications; invoices; job descriptions or assignments;
6 journals; layouts; ledgers; letters; licenses; lists; magnetic tapes; manuals; maps; memorandums of
7 any kind; microfiche; microfilm; minutes or records of any kind; movies; notations; notes;
8 notebooks; opinions; organizational charts; pamphlets; permits; photographs; pictures; plans;
9 projections; promotional materials; press releases or clippings; publications; punch cards;
10 procedures; questionnaires and answers to them; quotations; records and recordings of any kind;
11 renderings; reports of any kind; rework instructions, orders, and procedures; routing slips;
12 schedules; sound recordings; specifications; statistical analyses; stenographers' notebooks; studies
13 of any kind, analyses, forecasts, and evaluations; subcontracts; summaries; surveys; tables,
14 indices, and lists; tabulations; tallies; tapes; telegrams; cables; telephone messages, telephone logs,
15 and telephone billings and statements; teletype and telex messages; trade letters; transcripts,
16 minutes, reports, and recordings of telephone or other conversations, interviews, conferences,
17 committee meetings, or other meetings; undertakings; video tapes; vouchers; and working
18 drawings, papers, and files.

19 "YOU" or "YOUR" shall mean Darin Filkins, and shall also include all representatives and
20 agents of Darin Filkins, predecessors or successors in interest, and all other PERSONS acting or
21 purporting to act on behalf of respondent to this notice.

22 All documents produced by YOU pursuant to a verified response to the Discovery Order
23 For Phase 4 Trial issued by the Honorable Jack Komar December 12, 2012 and posted to the Santa
24 Clara Superior Court in the Antelope Valley Groundwater Litigation, are excluded from this
25 request.

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

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REQUESTS FOR PRODUCTION

Request for Production Number 1.

Produce all DOCUMENTS identified in YOUR response to the Discovery Order For Phase 4 Trial issued by the Honorable Jack Komar December 12, 2012.

Request for Production Number 2.

If YOU contend that the groundwater YOU pumped in the years 2011 and 2012 are not representative of YOUR current pumping, produce all DOCUMENTS THAT relate to YOUR current pumping.

Request for Production Number 3.

Produce all groundwater pump meter records for all groundwater YOU pumped in the BASIN from January 1, 2000 through December 31, 2004 from real property YOU own or lease in the BASIN.

Request for Production Number 4.

Produce all groundwater pump meter records for all groundwater YOU pumped in the BASIN after December 31, 2010 from real property YOU own or lease in the BASIN.

Request for Production Number 5.

Produce all groundwater pump electrical meter records from January 1, 2000 through December 31, 2004 from real property YOU own or lease in the BASIN.

Request for Production Number 6.

Produce all electrical meter records for all groundwater YOU pumped in the BASIN after December 31, 2010 from real property YOU own or lease in the BASIN.

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Request for Production Number 7.

Produce all groundwater pump diesel records from January 1, 2000 through December 31, 2004 from real property YOU own or lease in the BASIN.

Request for Production Number 8.

Produce all groundwater pump diesel records for all groundwater YOU pumped in the BASIN after December 31, 2010 from real property YOU own or lease in the BASIN.

Request for Production Number 9.

Produce all DOCUMENTS which indicate the amount of groundwater pumped from January 1, 2000 through December 31, 2004 from real property YOU own ore lease in the BASIN.

Request for Production Number 10.

Produce all DOCUMENTS which indicate the amount of groundwater pumped from after December 31, 2010 from real property YOU own ore lease in the BASIN.

Request for Production Number 11.

Produce all tests that relate to groundwater pumps that are located in the BASIN, wherein the tests were performed after December 31, 1982. Included in this request are all pump tests that are used by YOU to calculate the amount of groundwater pumped. Also included is any test that has any of the following information: (1) Standing water level; (2) Drawdown; (3) Discharge; (4) Total Head; Capacity; (5) Acre Feed Pumped ; kW input to Motor; (6) kWh per Acre Foot; (7) Overall Plant Efficiency.

Request for Production Number 12.

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1 Produce all DOCUMENTS which relate to YOUR calculation of the amount of groundwater
2 pumped or used by YOU or YOUR predecessors in the BASIN since December 31, 1999 from
3 real property YOU own in the BASIN, with the exception of the years 2005 through 2010.

4
5 **Request for Production Number 13.**

6 Produce all First and Annual Notices for Groundwater Extraction YOU have filed with the
7 California State Water Reassurances Control Board for all groundwater pumped in the BASIN
8 since December 31, 1999.

9
10 **Request for Production Number 14.**

11 Produce all First and Annual Notices for Groundwater Extraction YOU have filed with Los
12 Angeles County for all groundwater pumped in the BASIN since December 31, 1999.

13
14 **Request for Production Number 15.**

15 For the year 2011, all DOCUMENTS that reflect the following:

- 16 a) For each parcel of property YOU owned or leased, the amount of acres of crops grown on
17 that parcel and the type of crop.
18 b) The total amount of water used on each parcel.
19 c) The total amount of groundwater used on each parcel.
20 d) For each crop identified above the amount of crop produced on each parcel for the year
21 2011.
22 e) For each crop identified above, the amount of water per acre used for that crop.
23 f) All DOCUMENTS that relate to the amount of water used by YOU to for all purposes for all
24 agriculture in the BASIN.

25
26 **Request for Production Number 16.**

27 For the year 2012, all DOCUMENTS that reflect the following:

- 1 a) For each parcel of property YOU owned or leased, the amount of acres of crops grown on
2 that parcel and the type of crop.
3 b) The total amount of water used on each parcel.
4 c) The total amount of groundwater used on each parcel.
5 d) For each crop identified above the amount of crop produced on each parcel for the year
6 2011.
7 e) For each crop identified above, the amount of water per acre used for that crop.
8 f) All DOCUMENTS that relate to the amount of water used by YOU to for all purposes for all
9 agriculture in the BASIN.
10

11 **Request for Production Number 17.**

12 All DOCUMENTS that show how groundwater is used by YOU in the mining of minerals from
13 the BASIN, and the separation, and processing of the minerals.
14

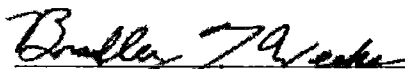
15 **Request for Production Number 18.**

16 Produce all DOCUMENTS that indicate how much groundwater any party to this litigation, other
17 than YOU, has pumped in the BASIN since 1945. Documents provided by other parties pursuant
18 to pervious discovery demands, responses to expert witness designations, or disclosed in any
19 previous phase of trial need not be provided.
20

21 To the extent the court's March 7, 2013 order applies to this deposition, the additional information
22 required will be provided by supplement.
23

24 Dated: March 22, 2013

CHARLTON WEEKS LLP



Bradley T. Weeks

Attorney for Quartz Hill Water District

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

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PROOF OF SERVICE

I am employed in the aforesaid county, State of California; I am over eighteen years of age and not a party to the within action; my business address is 1031 West Avenue M-14, Suite A, Palmdale, California, 93551.

On March 22, 2013, at my place of business at Palmdale, California, a copy of the following DOCUMENT(s):

PUBLIC WATER SUPPLIER NOTICE OF DEPOSITION

By posting the DOCUMENT listed above to the Santa Clara Superior Court website in regard to the Antelope Valley Groundwater Matter. All parties listed on the Santa Clara Superior Court in regard to the Antelope Valley Groundwater Matter are hereby incorporated here at by this reference.

Deponent: Darin Filkins

Date: 4/24/2013

Time: 9:00 AM

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

Dated: March 22, 2013

CHARLTON WEEKS LLP



Bradley T. Weeks

Attorney for Quartz Hill Water District

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1 BRADLEY T. WEEKS, Bar No. 173745
2 CHARLTON WEEKS LLP
3 1031 West Avenue M-14, Suite A
4 Palmdale, CA 93551
5 (661) 265-0969
6 www.charltonweeks.com

Exempt from filings fees under
Government Code Section 6103

7 [See Next Page For Additional Counsel]

8 Attorney for Quartz Hill Water District
9 Defendant/Cross Complainant

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 FOR THE COUNTY OF LOS ANGELES-CENTRAL DISTRICT

12 ANTELOPE VALLEY GROUNDWATER
13 CASES

**Judicial Council Coordination Proceeding
No. 4408**

14 Included Actions:

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

15 Los Angeles County Waterworks District No.
16 40 v. Diamond Farming Co.
Superior Court of California, County of Los
Angeles, Case No. BC325201;

**PUBLIC WATER SUPPLIER NOTICE OF
DEPOSITION**

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

20 Wm. Bolthouse Farms, Inc. v. City of
Lancaster
21 Diamond Farming Co. v. City of Lancaster
22 Diamond Farming Co. v. Palmdale Water Dist.
Superior Court of California
23 County of Riverside, consolidated actions
Case Nos. RIC 353840, RIC 344436,
24 RIC 344668.

**Deponent: Derek Yurosek
Date: 04/24/13
Time: 9:00 AM**

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1 BEST BEST & KRIEGER LLP
ERIC L. GARNER, Bar No. 130665
2 JEFFREY V. DUNN, Bar No. 131926
STEFANIE D. MORRIS, Bar No. 239787
3 18101 VON KARMAN, SUITE 1000
IRVINE, CALIFORNIA 92612
4 TELEPHONE: (949) 263-2600
TELECOPIER: (949) 260-0972
5 Attorneys for Cross-Complainant
6 LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40

7 OFFICE OF COUNTY COUNSEL
COUNTY OF LOS ANGELES
8 JOHN F. KRATTLI, Bar No. 82149
COUNTY COUNSEL
9 WARREN WELLEN, Bar No. 139152
PRINCIPAL DEPUTY COUNTY COUNSEL
10 500 WEST TEMPLE STREET
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11 TELEPHONE: (213) 974-8407
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12 Attorneys for Cross-Complainant LOS ANGELES COUNTY WATERWORKS DISTRICT NO.
40

13 LEMIEUX & O'NEILL
14 Wayne Lemieux, Bar No. 43501
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15 Westlake Village, CA 91361
(805) 495-4770 (805) 495-2787 fax
16 Attorneys for Littlerock Creek Irrigation District and
Palm Ranch Irrigation District

17 LAGERLOF SENEAL GOSNEY & KRUSE
18 Thomas Bunn III, Bar No. 89502
301 North Lake Avenue, 10th Floor
19 Pasadena, CA 91101-4108
(626) 793-9400 (626) 793-5900 fax
20 Attorneys for Palmdale Water District
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22
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Deponent: Derek Yurosek
Date: 4/24/2013
Time: 9:00 AM

CHARLTON WEEKS LLP
1031 West Avenue M-14, Suite A
Palmdale, CA 93551

1 TO ALL INTERESTED PARTIES AND THEIR ATTORNEY OF RECORD:

2 PLEASE TAKE NOTICE THAT THE DEPOSITION OF Derek Yurosek will be taken on
3 4/24/2013, commencing at 9:00 AM at the offices of Veritext, 707 Wilshire Boulevard, Suite
4 3500, Los Angeles, California, 90017, upon oral examination before a Certified Shorthand
5 Reporter. This noticing party also intends to record the testimony by audio technology, video
6 technology, and the testimony by stenographic method through the instant visual display of the
7 testimony.

8 Said deposition will continue from day to day, excluding Sundays and holidays, until
9 complete. Please note: If an interpreter is needed and/or desired by the deponent, it is requested
10 that the undersigned be notified no later than five (5) days before the date of the deposition.

11 YOU ARE FURTHER NOTIFIED THAT:

12 The deponent is required to produce the following documents, records, or other materials
13 at the deposition:

14 **DEFINITIONS**

15 "BASIN" BASIN shall be defined as on and below the ground surface within the
16 jurisdictional area defined by the court in this matter by order dated March 16, 2007.

17 "DOCUMENT" shall be defined as and have the same broad meaning as it has in
18 California Evidence Code § 250 and Code of Civil Procedure §2031.010 et seq. and includes
19 documents, papers, books, accounts, letters, records, photographs, objects, and all other tangible
20 things. It includes all forms of written communication. It specifically includes all originals,
21 copies, duplicates, drafts, or other recordings of any written, graphic, or otherwise recorded
22 matter, however produced or reproduced, whether inscribed by hand or by mechanical, electronic,
23 microfilm, photographic, phonic, or any other means. It includes abstracts; address books;
24 advertisements; affidavits or statements; agreements; analyses of any kind; appointment books;
25 architectural blueprints or drawings; balance sheets; bids; billings; blueprints; books or records of
26 account; purchase orders; work papers; brochures; bulletins; calendars; charts; checks and
27 canceled checks; circulars; compilations; computer cards, runs, and printouts; computer programs;

28 PUBLIC WATER SUPPLIER NOTICE OF DEPOSITION

Deponent: Derek Yurosek
Date: 4/24/2013
Time: 9:00 AM

1 computer tapes and discs; consultants' reports or studies; contracts; correspondence; data
2 processing input and output; data sheets; desk calendars; diagrams; diaries; directories; discs;
3 drawings; estimates; expense account records; experts' reports or studies; financial statements or
4 calculations; graphs; house publications; income statements; inspection records, sheets, and
5 reports; interoffice and intra-office communications; invoices; job descriptions or assignments;
6 journals; layouts; ledgers; letters; licenses; lists; magnetic tapes; manuals; maps; memorandums of
7 any kind; microfiche; microfilm; minutes or records of any kind; movies; notations; notes;
8 notebooks; opinions; organizational charts; pamphlets; permits; photographs; pictures; plans;
9 projections; promotional materials; press releases or clippings; publications; punch cards;
10 procedures; questionnaires and answers to them; quotations; records and recordings of any kind;
11 renderings; reports of any kind; rework instructions, orders, and procedures; routing slips;
12 schedules; sound recordings; specifications; statistical analyses; stenographers' notebooks; studies
13 of any kind, analyses, forecasts, and evaluations; subcontracts; summaries; surveys; tables,
14 indices, and lists; tabulations; tallies; tapes; telegrams; cables; telephone messages, telephone logs,
15 and telephone billings and statements; teletype and telex messages; trade letters; transcripts,
16 minutes, reports, and recordings of telephone or other conversations, interviews, conferences,
17 committee meetings, or other meetings; undertakings; video tapes; vouchers; and working
18 drawings, papers, and files.

19 "YOU" or "YOUR" shall mean Derek Yurosek, and shall also include all representatives
20 and agents of Derek Yurosek, predecessors or successors in interest, and all other PERSONS
21 acting or purporting to act on behalf of respondent to this notice.

22 All documents produced by YOU pursuant to a verified response to the Discovery Order
23 For Phase 4 Trial issued by the Honorable Jack Komar December 12, 2012 and posted to the Santa
24 Clara Superior Court in the Antelope Valley Groundwater Litigation, are excluded from this
25 request.

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REQUESTS FOR PRODUCTION

Request for Production Number 1.

Produce all DOCUMENTS identified in YOUR response to the Discovery Order For Phase 4 Trial issued by the Honorable Jack Komar December 12, 2012.

Request for Production Number 2.

If YOU contend that the groundwater YOU pumped in the years 2011 and 2012 are not representative of YOUR current pumping, produce all DOCUMENTS THAT relate to YOUR current pumping.

Request for Production Number 3.

Produce all groundwater pump meter records for all groundwater YOU pumped in the BASIN from January 1, 2000 through December 31, 2004 from real property YOU own or lease in the BASIN.

Request for Production Number 4.

Produce all groundwater pump meter records for all groundwater YOU pumped in the BASIN after December 31, 2010 from real property YOU own or lease in the BASIN.

Request for Production Number 5.

Produce all groundwater pump electrical meter records from January 1, 2000 through December 31, 2004 from real property YOU own or lease in the BASIN.

Request for Production Number 6.

Produce all electrical meter records for all groundwater YOU pumped in the BASIN after December 31, 2010 from real property YOU own or lease in the BASIN.

1

2 **Request for Production Number 7.**

3 Produce all groundwater pump diesel records from January 1, 2000 through December 31, 2004
4 from real property YOU own or lease in the BASIN.

5

6 **Request for Production Number 8.**

7 Produce all groundwater pump diesel records for all groundwater YOU pumped in the BASIN
8 after December 31, 2010 from real property YOU own or lease in the BASIN.

9

10 **Request for Production Number 9.**

11 Produce all DOCUMENTS which indicate the amount of groundwater pumped from January 1,
12 2000 through December 31, 2004 from real property YOU own ore lease in the BASIN.

13

14 **Request for Production Number 10.**

15 Produce all DOCUMENTS which indicate the amount of groundwater pumped from after
16 December 31, 2010 from real property YOU own ore lease in the BASIN.

17

18 **Request for Production Number 11.**

19 Produce all tests that relate to groundwater pumps that are located in the BASIN, wherein the tests
20 were performed after December 31, 1982. Included in this request are all pump tests that are used
21 by YOU to calculate the amount of groundwater pumped. Also included is any test that has any of
22 the following information: (1) Standing water level; (2) Drawdown; (3) Discharge; (4) Total Head;
23 Capacity; (5) Acre Feed Pumped ; kW input to Motor; (6) kWh per Acre Foot; (7) Overall Plant
24 Efficiency.

25

26 **Request for Production Number 12.**

27

28

1 Produce all DOCUMENTS which relate to YOUR calculation of the amount of groundwater
2 pumped or used by YOU or YOUR predecessors in the BASIN since December 31, 1999 from
3 real property YOU own in the BASIN, with the exception of the years 2005 through 2010.
4

5 **Request for Production Number 13.**

6 Produce all First and Annual Notices for Groundwater Extraction YOU have filed with the
7 California State Water Reassurances Control Board for all groundwater pumped in the BASIN
8 since December 31, 1999.
9

10 **Request for Production Number 14.**

11 Produce all First and Annual Notices for Groundwater Extraction YOU have filed with Los
12 Angeles County for all groundwater pumped in the BASIN since December 31, 1999.
13

14 **Request for Production Number 15.**

15 For the year 2011, all DOCUMENTS that reflect the following:

- 16 a) For each parcel of property YOU owned or leased, the amount of acres of crops grown on
17 that parcel and the type of crop.
18 b) The total amount of water used on each parcel.
19 c) The total amount of groundwater used on each parcel.
20 d) For each crop identified above the amount of crop produced on each parcel for the year
21 2011.
22 e) For each crop identified above, the amount of water per acre used for that crop.
23 f) All DOCUMENTS that relate to the amount of water used by YOU to for all purposes for all
24 agriculture in the BASIN.
25

26 **Request for Production Number 16.**

27 For the year 2012, all DOCUMENTS that reflect the following:

- 1 a) For each parcel of property YOU owned or leased, the amount of acres of crops grown on
2 that parcel and the type of crop.
3 b) The total amount of water used on each parcel.
4 c) The total amount of groundwater used on each parcel.
5 d) For each crop identified above the amount of crop produced on each parcel for the year
6 2011.
7 e) For each crop identified above, the amount of water per acre used for that crop.
8 f) All DOCUMENTS that relate to the amount of water used by YOU to for all purposes for all
9 agriculture in the BASIN.

10
11 **Request for Production Number 17.**

12 All DOCUMENTS that show how groundwater is used by YOU in the mining of minerals from
13 the BASIN, and the separation, and processing of the minerals.

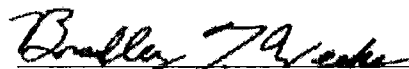
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23
24 Dated: March 22, 2013

CHARLTON WEEKS LLP



Bradley T. Weeks

Attorney for Quartz Hill Water District

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PROOF OF SERVICE

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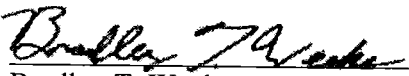
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Date: 4/24/2013
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Dated: March 22, 2013

CHARLTON WEEKS LLP



Bradley T. Weeks
Attorney for Quartz Hill Water District