

1 **RICHARD G. ZIMMER - SBN 107263**  
2 **T. MARK SMITH - SBN 162370**  
3 **CLIFFORD & BROWN**  
4 **A Professional Corporation**  
5 **Attorneys at Law**  
6 **Bank of America Building**  
7 **1430 Truxtun Avenue, Suite 900**  
8 **Bakersfield, CA 93301-5230**  
9 **(661) 322-6023**

6 Attorneys for Bolthouse Properties, LLC  
and Wm. Bolthouse Farms, Inc.

8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF SANTA CLARA

10 \* \* \*

11 COORDINATION PROCEEDING ) Judicial Council Coordination Proceeding No.  
12 SPECIAL TITLE (Rule 1550(b)) ) 4408  
13 ANTELOPE VALLEY GROUNDWATER )  
14 CASES ) CASE NO. 1-05-CV-049053  
15 INCLUDED ACTIONS: ) **DECLARATION OF RICHARD G.**  
16 ) **ZIMMER IN SUPPORT OF**  
17 ) **BOLTHOUSE PROPERTIES'**  
18 ) **OPPOSITION TO MOTIONS IN LIMINE**  
19 LOS ANGELES COUNTY )  
20 WATERWORKS DISTRICT NO. 40 v. )  
21 DIAMOND FARMING COMPANY, et al., )  
22 Los Angeles Superior Court Case No. )  
23 BC325201 )  
24 LOS ANGELES COUNTY )  
25 WATERWORKS DISTRICT NO. 40 v. )  
26 DIAMOND FARMING COMPANY, et al., )  
27 Kern County Superior Court Case No. S- )  
28 1500-CV-254348 )  
29 DIAMOND FARMING COMPANY, and )  
30 W.M. BOLTHOUSE FARMS, INC., v. )  
31 CITY OF LANCASTER, et al., )  
32 Riverside Superior Court )  
33 Case No. RIC 344436 [c/w case no. RIC )  
34 344668 and 353840 ]  
35 ROSAMOND COMMUNITY SERVICES  
36 DISTRICT,  
37 CROSS-COMPLAINANT,

**DECLARATION OF RICHARD G. ZIMMER**

I, RICHARD G. ZIMMER, hereby declare as follows:

1. I am an attorney duly licensed to practice law in the State of California, and am a partner in the law firm of Clifford & Brown, A Professional Corporation, attorneys for Bolthouse Properties, LLC and Wm Bolthouse Farms, Inc. in the above-entitled matter. I make this declaration of my own personal knowledge, except for those matters stated on information and belief, and as to those matters, I believe them to be true.

2. Attached hereto as Exhibit "A" is a true and correct copy of excerpts from the transcript of proceedings in this matter on March 8, 2010.

3. Attached hereto as Exhibit "B" is a true and correct copy of the Court's Order After Case Management Conference on March 22, 2010.

4. Attached hereto as Exhibit "C" is a true and correct copy of the Public Water Suppliers' Expert Designation for Phase III Trial and Expert Declaration.

5. Attached hereto as Exhibit "D" is a true and correct copy of excerpts from the transcript of proceedings in this matter on February 14, 2011.

6. Attached hereto as Exhibit "E" is a true and correct copy of the San District's objections to the deposition of Mr. Leffler.

7. Attached hereto as Exhibit "F" is a true and correct copy of the San District's second set of objections to the deposition of Mr. Leffler.

8. Attached hereto as Exhibit "G" is a true and correct copy of the Los Angeles County objections to the deposition of Mr. Leffler.

9. Attached hereto as Exhibit "H" is a true and correct copy of Bolthouse Properties' Proposal regarding Content of Statement of Decision, dated May 24, 2011.

10. Attached hereto as Exhibit "I" is a true and correct copy of the Proposed Statement of Decision regarding the Phase Three Trial, served by the purveyors on June 6, 2011.

11. Attached hereto as Exhibit "J" is a true and correct copy of Bolthouse Properties' Objection to the Proposed Statement of Decision, dated June 21, 2011.

