

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

BEST BEST & KRIEGER LLP
ERIC L. GARNER, Bar No. 130665
JEFFREY V. DUNN, Bar No. 131926
SANDRA M. SCHWARZMANN, Bar No. 188793
JILL N. WILLIS, Bar No. 200121
5 PARK PLAZA, SUITE 1500
IRVINE, CALIFORNIA 92614
TELEPHONE: (949) 263-2600
TELECOPIER: (949) 260-0972

**EXEMPT FROM FILING FEES
UNDER GOVERNMENT CODE
SECTION 6103**

OFFICE OF COUNTY COUNSEL
COUNTY OF LOS ANGELES
RAYMOND G. FORTNER, JR., Bar No. 42230
COUNTY COUNSEL
FREDERICK W. PFAEFFLE, Bar No. 145742
SENIOR DEPUTY COUNTY COUNSEL
500 WEST TEMPLE STREET
LOS ANGELES, CALIFORNIA 90012
TELEPHONE: (213) 974-1901

Attorneys for Plaintiff
LOS ANGELES COUNTY WATERWORKS
DISTRICT NO. 40

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

Coordination Proceeding
Special Title (Rule 1550 (b))

Judicial Council Coordination
Proceeding No. 4408

**ANTELOPE VALLEY GROUNDWATER
CASES**

**NOTICE AND ACKNOWLEDGMENT OF
RECEIPT - CIVIL**

Included Actions:

Los Angeles County Waterworks District No.
40 v. Diamond Farming Co.
Superior Court of California
County of Los Angeles, Case No. BC 325 201

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

Wm. Bolthouse Farms, Inc. v. City of Lancaster
Diamond Farming Co. v. City of Lancaster
Diamond Farming Co. v. Palmdale Water Dist.
Superior Court of California, County of
Riverside, consolidated actions, Case Nos.
RIC 353 840, RIC 344 436, RIC 344 668

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Jeffrey V. Dunn, SBN 131926; Sandra M. Schwarzmann, SBN 188793 Best Best & Krieger LLP 5 Park Plaza, Suite 1500 Irvine, California 92614 TELEPHONE NO: (949) 263-2600 FAX NO. (Optional): (949) 260-0972 E-MAIL ADDRESS (Optional): jeffrey.dunn@bbklaw.com ATTORNEY FOR (Name): Plaintiff, Los Angeles County Waterworks District No. 40</p>	<p>FOR COURT USE ONLY</p>
<p>SUPERIOR COURT OF CALIFORNIA, COUNTY OF Santa Clara STREET ADDRESS: 161 North First Street MAILING ADDRESS: CITY AND ZIP CODE: San Jose, California 95113-1090 BRANCH NAME:</p>	
<p>PLAINTIFF/PETITIONER: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 DEFENDANT/RESPONDENT: DIAMOND FARMING COMPANY; et al.</p>	
<p>NOTICE AND ACKNOWLEDGMENT OF RECEIPT—CIVIL</p>	<p>CASE NUMBER: 105 CV 049053</p>

TO (insert name of party being served): State of California

NOTICE

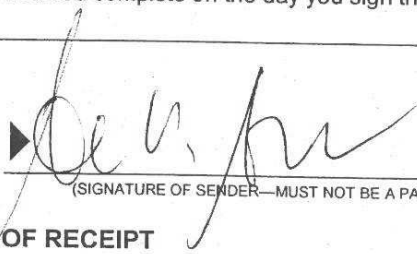
The summons and other documents identified below are being served pursuant to section 415.30 of the California Code of Civil Procedure. Your failure to complete this form and return it within 20 days from the date of mailing shown below may subject you (or the party on whose behalf you are being served) to liability for the payment of any expenses incurred in serving a summons on you in any other manner permitted by law.

If you are being served on behalf of a corporation, an unincorporated association (including a partnership), or other entity, this form must be signed by you in the name of such entity or by a person authorized to receive service of process on behalf of such entity. In all other cases, this form must be signed by you personally or by a person authorized by you to acknowledge receipt of summons. If you return this form to the sender, service of a summons is deemed complete on the day you sign the acknowledgment of receipt below.

Date of mailing: October 28, 2005

SANDRA M. SCHWARZMANN

(TYPE OR PRINT NAME)



(SIGNATURE OF SENDER—MUST NOT BE A PARTY IN THIS CASE)

ACKNOWLEDGMENT OF RECEIPT

This acknowledges receipt of (*to be completed by sender before mailing*):

1. A copy of the summons and of the complaint.
2. Other (*specify*): (Relating to Los Angeles County Superior Court Case No. BC325201.) See attachment.

(To be completed by recipient):

Date this form is signed: November 17, 2005

Michael L. Crow, Deputy Attorney General

TYPE OR PRINT YOUR NAME AND NAME OF ENTITY, IF ANY, ON WHOSE BEHALF THIS FORM IS SIGNED)



(SIGNATURE OF PERSON ACKNOWLEDGING RECEIPT, WITH TITLE IF ACKNOWLEDGMENT IS MADE ON BEHALF OF ANOTHER PERSON OR ENTITY)

ATTACHMENT

1. Letter to All Interested Parties
2. Amendment to Complaint
3. Self-addressed, postage-paid return envelope

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

I, Kerry V. Keefe, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On December 6, 2005, I served the within document(s):

NOTICE AND ACKNOWLEDGMENT OF RECEIPT - CIVIL

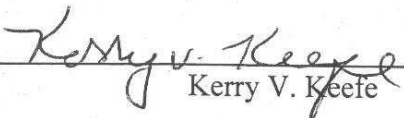
- by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.
- by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.
- by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

(SEE ATTACHED SERVICE LIST)

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

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

Executed on December 6, 2005 at Irvine, California.


Kerry V. Keefe

SERVICE LIST

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Bob H. Joyce, Esq.
LAW OFFICES OF LEBEAU THELEN, LLP
5001 East Commercenter Drive, Ste. 300
Post Office Box 12092
Bakersfield, CA 93389-2092

Attorneys for Diamond Farming Company
(661) 325-1127-Facsimile

Douglas J. Evertz, Esq.
STRADLING, YOCCA, CARLSON &
RAUTH
660 Newport Center Drive, Suite 1600
Newport Beach, CA 92660-6522

Attorneys for City of Lancaster
(949) 725-4100-Facsimile

James L. Markman, Esq.
RICHARDS WATSON & GERSHON
Post Office Box 1059
Brea, CA 92822-1059

Attorneys for City of Palmdale
(714) 990-6230-Facsimile

Steve R. Orr, Esq.
Bruce G. McCarthy, Esq.
RICHARDS WATSON & GERSHON
355 South Grand Avenue, 40th Floor
Los Angeles, CA 90071-3101

Attorneys for City of Palmdale
(213) 626-0078-Facsimile

Michael Fife, Esq.
HATCH AND PARENT
21 East Carrillo Street
Santa Barbara, CA 93101-2782

Attorneys for Eugene B. Nebeker on behalf of
Nebeker Ranch, Inc., Bob Jones on behalf of
R&M Ranch, Inc., Forrest G. Godde and Steve
Godde, Gailen Kyle on behalf of Kyle & Kyle
Ranch, Inc. and John Calandri on behalf of
Calandri/Sonrise Farms, collectively known as
the Antelope Valley Ground Water Agreement
Association ("AGWA")
(805) 965-4333-Facsimile

Richard Zimmer, Esq.
CLIFFORD & BROWN
1430 Truxtun Avenue, Suite 900
Bakersfield, CA 93301

Attorneys for Bolthouse Properties, Inc.
(661) 322-3508-Facsimile

Julie A. Conboy, Esq.
Department of Water and Power
111 North Hope Street
Post Office Box 111
Los Angeles, CA 90012

Attorneys for Department of Water and Power
(213) 241-1416-Facsimile

Janet Goldsmith, Esq.
Kronick, Moskowitz, Tiedemann & Girard
400 Capitol Mall, 27th Floor
Sacramento, CA 95814-4417

Attorneys for City of Los Angeles
(916) 321-4555-Facsimile

- 1 Wayne K. Lemieux, Esq. Attorneys for Littlerock Creek Irrigation
Lemieux & O'Neill District and Palm Ranch Irrigation District
2 2393 Townsgate Road, Suite 201 (805) 495-2787-Facsimile
3 Westlake Village, California 91361
- 4 Thomas Bunn, Esq. Attorneys for Palmdale Water District and
LAGERLOF, SENECAL, BRADLEY, Quartz Hill Water District
5 GOSNEY & KRUSE (626) 793-5900-Facsimile
6 301 North Lake Avenue, 10th Floor
Pasadena, CA 91101-4108
- 7 Henry Weinstock, Esq. Attorneys for Tejon Ranch
NOSSAMAN, GUTHNER, KNOX, ELLIOTT (213) 612-7801-Facsimile
8 LLP
9 445 South Figueroa Street, 31st Floor
Los Angeles, CA 90071
- 10 Wm. Matthew Ditzhazy, Esq. Attorneys for City of Palmdale
City Attorney (805) 267-5178-Facsimile
11 CITY OF PALMDALE
12 Legal Department
38300 North Sierra Highway
Palmdale, CA 93550
- 13 John Tootle, Esq. Attorneys for California Water Service
14 CALIFORNIA WATER SERVICE Company
COMPANY (310) 325-4605-Facsimile
15 2632 West 237th Street
Torrance, CA 90505
- 16 Presiding Judge of the Superior Court of
17 California, County of Los Angeles
County Courthouse
18 111 North Hill Street
Los Angeles, CA 90012-3014
- 19 Chair, Judicial Council of California
20 Administrative Office of the Courts
21 Attn: Appellate & Trial Court Judicial Services
(Civil Case Coordination)
22 455 Golden Gate Avenue
San Francisco, California 94102-3688
- 23 Christopher M. Sanders, Esq. Attorneys for Los Angeles County Sanitation
24 Ellison Schneider & Harris Districts 14 and 20
2015 H Street (916) 447-2166
25 Sacramento, California 95814-3109 (916) 447-3512-Facsimile
- 26 Loretta Slaton, Esq. Attorneys for Air Trust Singapore Limited
27 Law Office of Loretta Slaton (949) 587-2832
2294 Via Puerta, Suite O (949) 855-1959-Facsimile
Laguna Hills, CA 92653

- 1 Robert Schachter, Esq.
2 Hitchcock Bowman & Schachter
21515 Hawthorne Blvd., Suite 1030
3 Torrance, CA 90503-6579
Attorneys for Gus A. Barks, Jr. and Peter G.
Barks
(310) 540-2202
(310) 540-8734 Facsimile
- 4 Mark E. Thompson, A.P.C.
4 Attorney At Law
857 W. Lancaster Blvd.
5 Lancaster, CA 93534-2348
Attorneys for Barbara J. Calandri and Barbara
J. Calandri Trust
(661) 945-5868
(661) 723-7089 Facsimile
- 6 Barry R. Gore, Esq.
7 Clarkson, Gore & Marsella
3424 Carson St., Suite 350
8 Torrance, CA 90503
Attorneys for Ruth Cumming and Ruth A.
Cumming as Trustee for the Cumming Family
Trust
(310) 542-0111
(310) 214-7254 Facsimile
- 9 David McDonnell, Esq.
9 Attorney At Law
27405 Puerta Real, Suite 360
10 Mission Viejo, CA 92630
Attorneys for Chi S. Haung and Suchu T.
Haung
(949) 305-7614
(949) 305-7670 Facsimile
- 11 Stuart I. Schneider, Esq.
12 Law Office of Stuart I. Schneider
250 N. Westlake Blvd., Suite 240
13 Thousand Oaks, CA 91362
Attorneys for Lillian Kauffman, and the
Kauffman Family Trust
(805) 777-1179
(805) 777-1725 Facsimile
- 14 Wendell Hanks, Esq.
12702 Groveside Avenue
15 La Mirada, CA 90638
Attorneys for Wendell Hanks, William Lewis,
Mary Lewis (erroneously listed as Lyman
Miles, Doe Defendant #111 and Doe Defendant
#112)
(562) 943-2721
- 17 Manuel Rivas, Jr., Esq.
18 Law Offices of Friedland Farling & Hecht
95 S. Market St., #640
San Jose, CA 95113
Attorneys for Elias Qarmout
(408) 297-5300
(408) 297-0900 Facsimile
- 19 Marvin G. Burns, Esq.
20 Marvin G. Burns, a Law Corporation
9107 Wilshire Blvd., Suite 800
21 Beverly Hills, CA 90210-5533
Attorneys for George C. Stevens, Jr., and
George C. Stevens, Jr. Trust
(310) 278-6500
(310) 203-9608 Facsimile
- 22 William M. Sloan, Esq.
23 Morrison & Forester, LLP
425 Market Street
San Francisco, CA 94105-2482
Attorneys for US Borax, Inc.
(415) 268-7000
(415) 268-7522 Facsimile
- 24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Eugene Gabrych
2006 Highway 395
Fallbrook, CA 92028

Marian Gabrych
2006 Highway 395
Fallbrook, CA 92028

Richard E. Lanfield
5755 Sunmist Lane
Yorba Linda, CA 92686

Joan A. Funk
P.O. Box 92990
Chicago, IL 60675

Jack D. Kahlo
P.O. Box 175
Palos Verde, CA 90274

D.J. Twohig
1141 Pomona Road, Unit H
Corona, CA 92882

Agent for Service of Process for Big West Corp.

Patricia A. Recht
1621 Amalfi Drive
Pacific Palisades, CA 90272

Norton P. Recht, Jr.
1621 Amalfi Drive
Pacific Palisades, CA 90272

Leroy D. Bronston
20 Prospect Avenue
Darien, CT 06820

Jacqueline Ackermann
8514 Lindante Dr.
Whittier, CA 90603-1014

W.F. Clunen, Jr.
11937 Vara Place
Granada Hills, CA 91344

W.F. Clunen, Jr. & PC Rev Inter Vivos Trust
11937 Vara Place
Granada Hills, CA 91344

Marygrace H. Santoro Rev Trust Estate
375 Puddingstone Drive
San Dimas, CA 91773

- 1 Marygrace H. Santoro
2 375 Puddingstone Drive
3 San Dimas, CA 91773
- 4 Mark J. Hattam, Esq. Attorneys for Del Sur Ranch LLC
5 Allen Matkins (619) 233-1155
6 501 West Broadway, 15th Floor (619) 233-1158-Facsimile
7 San Diego, CA 92101-3547
- 8 Elliot Luchs, Esq. Attorneys for Genus LP
9 6377 Riverside Avenue, Ste. 200 (951) 274-2484
10 Riverside, CA 92506 (951) 786-3604-Facsimile
- 11 Robert P. Allenby, Esq. Attorneys for Jung N. Tom and Sheng Tom
12 Sullivan, Hill, Lewin, Rez & Engel (619) 233-4100
13 550 West C Street, Ste. 1500 (619) 231-4372-Facsimile
14 San Diego, CA 92101-3540
- 15 R. Lee Leininger, Esq. Attorneys for the United States Department of
16 U.S. Department of Justice Justice
17 Environment and Natural Resources Division (303) 312-7300
18 999 18th Street, Ste. 945 North Tower (303) 312-7331-Facsimile
19 Denver, CO 80202
- 20 Dale Murad, Esq. Attorneys for U.S. Department of the Air Force
21 AFLSA/JACE - Edwards Air Force Base
22 1501 Wilson Blvd., Ste. 629 (703) 696-9166
23 Arlington, VA 22209-2403 (703) 696-9184-Facsimile
- 24 Craig A. Parton, Esq. Attorneys for Mark Santoro, Marygrace H.
25 Price, Postel & Parma LLP Santoro, The Marygrace H. Santoro Revocable
26 200 East Carrillo St., Ste. 400 Trust, Esfandiar Kadivar, Terry Munz, Barry
27 Santa Barbara, CA 93101-2190 Munz, Kathleen Munz, The Arnold R. and
28 Reva R. Munz Family Trust, and Morteza
Foroughi
(805) 962-0011
(805) 965-3978-Facsimile
- Michael Duane Davis, Esq. Attorneys for Service Rock Products
Gresham, Savage, Nolan & Tilden, APC Corporation ("Owl Properties, Inc.")
3750 University Avenue, Ste. 250 (951) 684-2171
Riverside, CA 92501-3335 (951) 684-2150-Facsimile
- Charles M. Stringer, Esq. Attorneys for Western Development
5700 Wilshire Blvd., Ste. 330 (323) 936-9303
Los Angeles, CA 90036 (323) 930-9114-Facsimile