

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): ERIC L. GARNER, SBN 130665; JEFFREY V. DUNN, SBN 131926 WENDY Y. WANG, SBN 228923 BEST BEST & KRIEGER LLP 18101 VON KARMAN AVENUE, SUITE 1000, IRVINE, CA 92612 TELEPHONE NO.: (949) 263-2600 FAX NO. (Optional) (949) 260-0972 E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): LOS ANGELES COUNTY WATERWORKS DISTRICT NO.	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES STREET ADDRESS: 111 No. Hill Street MAILING ADDRESS: SAME CITY AND ZIP CODE: Los Angeles, CA 90012 BRANCH NAME: CENTRAL DISTRICT	
PLAINTIFF/PETITIONER: ANTELOPE VALLEY GROUND WATER CASES LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40, et al. DEFENDANT/RESPONDENT: DIAMOND FARMING CO., et al.	
REQUEST FOR (Application) <input checked="" type="checkbox"/> Entry of Default <input type="checkbox"/> Clerk's Judgment <input type="checkbox"/> Court Judgment	CASE NUMBER: JCCP No. 4408 - CLASS ACTION - Santa Clara Case No. 1-05-CV-049053 - Assigned to Hon. Jack Komar

1. TO THE CLERK: On the complaint or cross-complaint filed
- a. on (date): 6/11/14
 - b. by (name): Los Angeles County Waterworks District No. 40
 - c. Enter default of defendant (names): John P. Starros [ROE 2302]; Frank A. Small [ROE 2305] (See attached Proofs of Service)
 - d. I request a court judgment under Code of Civil Procedure sections 585(b), 585(c), 989, etc., against defendant (names):

(Testimony required. Apply to the clerk for a hearing date, unless the court will enter a judgment on an affidavit under Code Civ. Proc., § 585(d).)

- e. Enter clerk's judgment
 - (1) for restitution of the premises only and issue a writ of execution on the judgment. Code of Civil Procedure section 1174(c) does not apply. (Code Civ. Proc., § 1169.)
 - Include in the judgment all tenants, subtenants, named claimants, and other occupants of the premises. The *Prejudgment Claim of Right to Possession* was served in compliance with Code of Civil Procedure section 415.46.
 - (2) under Code of Civil Procedure section 585(a). (Complete the declaration under Code Civ. Proc., § 585.5 on the reverse (item 5).)
 - (3) for default previously entered on (date):

2. Judgment to be entered.

	<u>Amount</u>		<u>Credits acknowledged</u>		<u>Balance</u>
a. Demand of complaint	\$	\$		\$	0.00
b. Statement of damages *					
(1) Special	\$	\$		\$	0.00
(2) General	\$	\$		\$	0.00
c. Interest	\$	\$		\$	0.00
d. Costs (see reverse)	\$	0.00 \$		\$	0.00
e. Attorney fees	\$	\$		\$	0.00
f. TOTALS	\$	0.00 \$		0.00 \$	0.00

g. **Daily damages** were demanded in complaint at the rate of: \$ _____ per day beginning (date): _____
 (* Personal injury or wrongful death actions; Code Civ. Proc., § 425.11.)

3. (Check if filed in an unlawful detainer case) Legal document assistant or unlawful detainer assistant information is on the reverse (complete item 4).
- Date: August 15, 2014

Wendy Y. Wang _____ _____
 (TYPE OR PRINT NAME) (SIGNATURE OF PLAINTIFF OR ATTORNEY FOR PLAINTIFF)

FOR COURT USE ONLY	(1) <input type="checkbox"/> Default entered as requested on (date): (2) <input type="checkbox"/> Default NOT entered as requested (state reason):	Clerk, by _____, Deputy
---------------------------	---	-------------------------

PLAINTIFF/PETITIONER: ANTELOPE VALLEY GROUND WATER CASES	CASE NUMBER
DEFENDANT/RESPONDENT: DIAMOND FARMING CO., et al.	JCCP No. 4408

4. **Legal document assistant or unlawful detainer assistant (Bus. & Prof. Code, § 6400 et seq.).** A legal document assistant or unlawful detainer assistant did did not for compensation give advice or assistance with this form. (If declarant has received any help or advice for pay from a legal document assistant or unlawful detainer assistant, state):

- a. Assistant's name:
- b. Street address, city, and zip code:
- c. Telephone no.:
- d. County of registration:
- e. Registration no.:
- f. Expires on (date):

5. **Declaration under Code of Civil Procedure Section 585.5 (required for entry of default under Code Civ. Proc., § 585(a)).** This action

- a. is is not on a contract or installment sale for goods or services subject to Civ. Code, § 1801 et seq. (Unruh Act),
- b. is is not on a conditional sales contract subject to Civ. Code, § 2981 et seq. (Rees-Levering Motor Vehicle Sales and Finance Act).
- c. is is not on an obligation for goods, services, loans, or extensions of credit subject to Code Civ. Proc., § 395(b).

6. **Declaration of mailing (Code Civ. Proc., § 587).** A copy of this Request for Entry of Default was

- a. not mailed to the following defendants, whose addresses are unknown to plaintiff or plaintiff's attorney (names):
- b. mailed first-class, postage prepaid, in a sealed envelope addressed to each defendant's attorney of record or, if none, to each defendant's last known address as follows:

(1) Mailed on (date): August 15, 2014 (2) To (specify names and addresses shown on the envelopes):
 John P. Starros, 250 N. Parkview St., Los Angeles CA 90026

Mark Brifman (Counsel for Frank A. Small), Brifman Law Corporation, 15545 Devonshire St., Mission Hills, CA 91345

I declare under penalty of perjury under the laws of the State of California that the foregoing items 4, 5, and 6 are true and correct.
 Date: August 15, 2014

Kerry V. Keefe

(TYPE OR PRINT NAME)


 (SIGNATURE OF DECLARANT)

7. **Memorandum of costs (required if money judgment requested).** Costs and disbursements are as follows (Code Civ. Proc., § 1033.5):

- a. Clerk's filing fees \$
- b. Process server's fees \$
- c. Other (specify): \$
- d. \$
- e. **TOTAL** \$ 0.00

- f. Costs and disbursements are waived.
- g. I am the attorney, agent, or party who claims these costs. To the best of my knowledge and belief this memorandum of costs is correct and these costs were necessarily incurred in this case.

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

Date: August 15, 2014

Wendy Y. Wang

(TYPE OR PRINT NAME)


 (SIGNATURE OF DECLARANT)

8. **Declaration of nonmilitary status (required for a judgment).** No defendant named in item 1c of the application is in the military service so as to be entitled to the benefits of the Servicemembers Civil Relief Act (50 U.S.C. App. § 501 et seq.).

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

Date: August 15, 2014

Wendy Y. Wang

(TYPE OR PRINT NAME)


 (SIGNATURE OF DECLARANT)

Attorney or Party without Attorney: BEST BEST & KRIEGER LLP 300 SOUTH GRAND AVENUE 25TH FLOOR LOS ANGELES, CA 90071 Telephone No: 213-617-8100 FAX No: 213-617-7480			For Court Use Only		
Attorney for: Cross Complainant			Ref. No. or File No.:		
Insert name of Court, and Judicial District and Branch Court: JUDICIAL COUNCIL COORDINATION PROCEEDING					
Cross Complainant: CALIFORNIA WATER SERVICE COMPANY, ET AL. Cross Defendant: JOHN P. STAROS, ET AL.					
PROOF OF SERVICE SUMMONS & COMPLAINT		Hearing Date:	Time:	Dept/Div:	Case Number: 4408

1. At the time of service I was at least 18 years of age and not a party to this action.
 2. I served copies of the SUMMONS ON FIRST AMENDED CROSS-COMPLAINT; PUBLIC WATER SUPPLIERS' AMENDMENT TO PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT (FICTITIOUS NAME) [ROES 2302-2309]; PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT; ELECTRONIC FILING AND SERVICE STANDING ORDER; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS
 3. a. Party served: JUANITA EYHERABIDE
b. Person served: PARTY IN ITEM 3A
 4. Address where the party was served: 5284 KENT DRIVE
BAKERSFIELD, CA 93301
 5. I served the party:
 - a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive process for the party (1) on: Fri., Jun. 13, 2014 (2) at: 6:15PM
 6. The "Notice to the Person Served" (on the Summons) was completed as follows:
 - a. as an individual defendant
 7. **Person Who Served Papers:**
 - a. PEGGY PARTIDA
 - b. **FIRST LEGAL SUPPORT**
2300 TULARE STREET, STE 130
FRESNO, CA 93721
 - c. 559-233-1993
- Recoverable Cost Per CCP 1033.5(a)(4)(B)
- d. **The Fee for Service was:**
 - e. I am: (3) registered California process server
 - (i) Independent Contractor
 - (ii) Registration No.: 538
 - (iii) County: Kern
 - (iv) Expiration Date: Sat, Jul. 26, 2014

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

Date: Tue, Jun. 17, 2014

peggy partida

(PEGGY PARTIDA)

<i>Attorney or Party without Attorney:</i> BEST BEST & KRIEGER LLP 300 SOUTH GRAND AVENUE 25TH FLOOR LOS ANGELES, CA 90071 Telephone No: 213-617-8100 FAX No. 213-617-7480			<i>For Court Use Only</i>		
<i>Attorney for:</i> Cross Complainant			Ref. No. or File No.:		
<i>Insert name of Court, and Judicial District and Branch Court:</i> JUDICIAL COUNCIL COORDINATION PROCEEDING					
<i>Cross Complainant:</i> CALIFORNIA WATER SERVICE COMPANY, ET AL. <i>Cross Defendant:</i> JOHN P. STAROS, ET AL.					
PROOF OF SERVICE SUMMONS & COMPLAINT		<i>Hearing Date:</i>	<i>Time:</i>	<i>Dept/Div:</i>	<i>Case Number:</i> 4408

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the SUMMONS ON FIRST AMENDED CROSS-COMPLAINT; PUBLIC WATER SUPPLIERS' AMENDMENT TO PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT (FICTITIOUS NAME) [ROES 2302-2309]; PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT; ELECTRONIC FILING AND SERVICE STANDING ORDER; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS
3. a. Party served: FRANK A. SMALL
 b. Person served: party in item 3a
4. Address where the party was served: 16636 KINZIE STREET
 NORTH HILLS, CA 91343
5. I served the party:
 a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive process for the party (1) on: Thu., Jun. 12, 2014 (2) at: 9:19PM
6. The "Notice to the Person Served" (on the Summons) was completed as follows:
 a. as an individual defendant
7. Person Who Served Papers:
 a. JAVIER SANCHEZ

Recoverable Cost Per CCP 1033.5(a)(4)(B)

d. The Fee for Service was:

- e. I am: (3) registered California process server
 - (i) Independent Contractor
 - (ii) Registration No.: 2014115318
 - (iii) County: Los Angeles



1511 West Beverly Blvd.
 Los Angeles, CA 90026
 Telephone (213) 250-9111
 Fax (213) 250-1197
 www.firstlegallnetwork.com

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

Date: Fri, Jun. 13, 2014

Javier Sanchez
 JAVIER SANCHEZ

Attorney or Party without Attorney: BEST BEST & KRIEGER LLP 300 SOUTH GRAND AVENUE 25TH FLOOR LOS ANGELES, CA 90071 Telephone No: 213-617-8100 FAX No. 213-617-7480				<i>For Court Use Only</i>	
Attorney for: Cross Complainant				Ref. No. or File No.:	
Insert name of Court, and Judicial District and Branch Court: JUDICIAL COUNCIL COORDINATION PROCEEDING					
Cross Complainant: CALIFORNIA WATER SERVICE COMPANY, ET AL. Cross Defendant: JOHN P. STAROS, ET AL.					
PROOF OF SERVICE SUMMONS & COMPLAINT		Hearing Date:	Time:	Dept/Div:	Case Number: 4408

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the SUMMONS ON FIRST AMENDED CROSS-COMPLAINT; PUBLIC WATER SUPPLIERS' AMENDMENT TO PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT (FICTITIOUS NAME) [ROES 2302-2309]; PUBLIC WATER SUPPLIERS' FIRST AMENDED CROSS-COMPLAINT; ELECTRONIC FILING AND SERVICE STANDING ORDER; MODEL ANSWER TO COMPLAINT AND ALL CROSS-COMPLAINTS
3. a. Party served: JOHN P. STARROS
 b. Person served: PARTY IN ITEM 3A
4. Address where the party was served: 250 NORTH PARKVIEW STREET
 LOS ANGELES, CA 90026
5. I served the party:
 - a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive process for the party (1) on: Thu., Jun. 19, 2014 (2) at: 3:22PM
6. The "Notice to the Person Served" (on the Summons) was completed as follows:
 - a. as an individual defendant
7. Person Who Served Papers:
 - a. MOHAMMAD RAFIQUZZAMAN
 - d. *The Fee for Service was:*

Recoverable Cost Per CCP 1033.5(a)(4)(B)
 - e. I am: (3) registered California process server
 - (i) Independent Contractor
 - (ii) Registration No.: 6600
 - (iii) County: Los Angeles



1511 West Beverly Blvd.
 Los Angeles, CA 90026
 Telephone (213) 250-9111
 Fax (213) 250-1197
 www.firstlegallnetwork.com

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

Date: Fri, Jun. 20, 2014

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, 18101 Von Karman Avenue, Suite 1000, Irvine, California, 92612. On August 15, 2014, I served the within document(s):

REQUEST FOR ENTRY OF DEFAULT

- by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.
- 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.

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 August 15, 2014, at Irvine, California.


Kerry V. Keefe