1	BEST BEST & KRIEGER LLP	EXEMPT FROM FILING FEES UNDER GOVERNMENT CODE
2	ERIC L. GARNER, Bar No. 130665 JEFFREY V. DUNN, Bar No. 131926 WENDY Y. WANG, Bar No. 228923	SECTION 6103
3	18101 VON KARMAN AVENUE, SUITE 1000	
4	IRVINE, CALIFORNIA 92612 TELEPHONE: (949) 263-2600	
5	TELECOPIER: (949) 260-0972 Attorneys for LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	
6		
7	OFFICE OF COUNTY COUNSEL COUNTY OF LOS ANGELES	
8	RICHARD D. WEISS, BAR NO. 89791 ACTING 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 LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40	
13		E STATE OF CALIFORNIA
14	COUNTY OF LOS ANGEL	ES – CENTRAL DISTRICT
15	ANTELOPE VALLEY GROUNDWATER	Judicial Council Coordination Proceeding
16	CASES	No. 4408
17	Included Actions: Los Angeles County Waterworks District No.	CLASS ACTION
18	40 v. Diamond Farming Co., Superior Court of California, County of Los Angeles, Case No.	Santa Clara Case No. 1-05-CV-049053 Assigned to the Honorable Jack Komar
19	BC 325201;	DECLARATION OF WENDY Y. WANG
20	Los Angeles County Waterworks District No. 40 v. Diamond Farming Co., Superior Court of	IN SUPPORT OF LOS ANGELES COUNTY WATERWORKS DISTRICT
21	California, County of Kern, Case No. S-1500- CV-254-348;	NO. 40'S OPPOSITION TO CHARLES TAPIA AND NELLIE TAPIA FAMILY
22	Wm. Bolthouse Farms, Inc. v. City of	TRUST'S MOTION TO SET ASIDE DEFAULT IN CROSS COMPLAINT,
23	Lancaster, Diamond Farming Co. v. City of Lancaster, Diamond Farming Co. v. Palmdale	AND REQUEST FOR DEFAULT AGAINST CROSS-COMPLAINANT
24	Water Dist., Superior Court of California, County of Riverside, Case Nos. RIC 353 840, DIC 244 426 DIC 244 669	Date: September 26, 2014
25	RIC 344 436, RIC 344 668	Time: 10:00 a.m. Dept. 20
26	RICHARD WOOD, on behalf of himself and all other similarly situated v. A.V. Materials, Inc. et al. Superior Court of California	
27	Inc., et al., Superior Court of California, County of Los Angeles, Case No. BC509546	
28		

LAW OFFICES OF BEST BEST & KRIEGER LLP 18101 VON KARMAN AVENUE, SUITE 1000 IRVINE, CALIFORNIA 92612

Ι	DECLARATION OF WENDY Y. WANG	
2	I, Wendy Y. Wang, declare:	
3	1. I have personal knowledge of the facts below, and if called upon to do so, I could	
4	testify competently thereto in a court of law.	
5	2. I am an attorney licensed to practice law in the State of California. I am an	
6	associate at Best, Best & Krieger LLP, attorneys of record for Los Angeles County Waterworks	
7	District No. 40 ("District No. 40").	
8	3. In or around April 2014, I became aware that Charles Tapia and Nellie Tapia	
9	Family Trust (the "Tapias") wanted to be named as cross-defendants in the Public Water	
10	Suppliers' First Amended Complaint. I conducted a search of the name Tapia on the Court's	
11	website and discovered that the Tapias were already named as Roe 568.	
12	4. On or about April 28, 2014, I received a phone call from Mr. Thomas Ward,	
13	counsel for the Tapias. I informed Mr. Ward that default had been entered against his clients and	
14	that he can find out more information regarding this coordinated proceeding from the Court's	
15	website.	
16	5. On or about May 1, 2014, I sent Mr. Ward a copy of the entry of default via email	
17	per his request. Attached as Exhibit "A" is a true and correct copy of my email, dated May 1,	
18	2014, to Mr. Ward's office without the attachment.	
19	6. I wrote Mr. Ward on June 6, 2014, informing him that District No. 40 will not	
20	stipulate to set aside the default against the Tapias. Attached as Exhibit "B" is a true and correct	
21	copy of my email, dated June 6, 2014, to Mr. Ward's office.	
22	I declare under penalty of perjury under the laws of the State of California that the	
23	foregoing is true and correct.	
24	Executed this 15th day of September, 2014, at Los Angeles, California.	
25		
26	Under Whe Sus	
27	Wendy Y. Wang	
28		
	- 1 - DECLARATION OF WENDY Y. WANG IN SUPPORT OF DISTRICT NO. 40'S OPPOSITION TO CHARLES TAPIA AND NELLIE TAPIA	
	FAMILY TRUST'S MOTION TO SET ASIDE DEFAULT IN CROSS COMPLAINT	

LAW OFFICES OF BEST BEST & KRIEGER LLP 18101 VON KARMAN AVENUE, SUITE 1000 IRVINE, CALIFORNIA 92612

EXHIBIT A

Wendy Wang

From: Sent: To: Cc: Subject: Attachments: Wendy Wang Thursday, May 01, 2014 12:07 PM 'Maureen Fink' Jeffrey Dunn RE: AV Groundwater Cases Entry of Default.pdf

Mr. Ward,

Per your request, attached is the entry of default.

Best,

Wendy Y. Wang Best Best & Krieger LLP Direct: (213) 787-2554

From: Maureen Fink [mailto:mfink mswc@yahoo.com] Sent: Thursday, May 01, 2014 11:54 AM To: Wendy Wang Subject: AV Groundwater Cases

Dear Ms. Wang:

Thank you for giving me the website. I have accessed it, but not the pleadings. Could you please advise me of when Tapia was served and provide a copy of the Default Request.

Thank you.

Thomas J. Ward

Sent From: Maureen Fink, Legal Assistant to Thomas J. Ward, Esq. Michelizzi, Schwabacher, Ward & Collins 767 West Lancaster Boulevard Lancaster, CA 93534 (661)948-5021; fax (661)948-5395

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EXHIBIT B

Wendy Wang

From: Sent: To: Subject: Wendy Wang Friday, June 06, 2014 10:08 AM 'Maureen Fink' AV: Charles Tapia

Mr. Ward,

I've spoken with Jeff. We will not stipulate to set aside the default.

Best regards,

Wendy Y. Wang Best Best & Krieger LLP Direct: (213) 787-2554

1	PROOF OF SERVICE	
2	I, Sandra K. Sandoval, declare:	
3	I am a resident of the State of California and over the age of eighteen years, and not a	
4	party to the within action; my business address is Best Best & Krieger LLP,300 South Grand	
5	Avenue, 25th Floor, Los Angeles, CA 90071. On September 15, 2014, I served the within	
6	document(s):	
7	DECLARATION OF WENDY Y. WANG IN SUPPORT OF DISTRICT NO. 40'S	
8	OPPOSITION TO CHARLES TAPIA AND NELLIE TAPIA FAMILY TRUST'S	
9	MOTION TO SET ASIDE DEFAULT IN CROSS COMPLAINT	
10	by posting the document(s) listed above to the Santa Clara County Superior Court	
11	website in regard to the Antelope Valley Groundwater matter.	
12	I declare under penalty of perjury under the laws of the State of California that the above	
13	is true and correct. Executed on September 15, 2014, at Los Angeles, California.	
14	Concarh	
15 16	Sandra K. Sandoval	
10	26345.00000\9247890.2	
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	PROOF OF SERVICE OF DECLARATION OF WENDY Y. WANG IN SUPPORT OF DISTRICT NO. 40'S OPPOSITION TO CHARLES TAPIA AND NELLIE TAPIA FAMILY TRUST'S MOTION TO SET ASIDE DEFAULT IN CROSS COMPLAINT	

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