



PLAINTIFF/PETITIONER: Los Angeles County Waterworks District No. 40, et al	CASE NUMBER: JCCP No. 4408-CLASS ACTION Santa Clara Case No. 1-05-CV-048053
DEFENDANT/RESPONDENT: Diamond Farming Company, et al.	

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

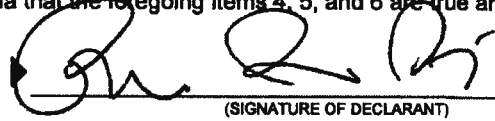
- a.  is  is not on a contract or installment sale for goods or services subject to Civ. Code, § 1801 et seq. (Unruh Act),
- b.  is  is not on a conditional sales contract subject to Civ. Code, § 2981 et seq. (Rees-Levering Motor Vehicle Sales and Finance Act).
- c.  is  is not on an obligation for goods, 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): (2) To (specify names and addresses shown on the envelopes):

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: 9/17/2015

Rosanna R. Perez  
(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:

\_\_\_\_\_  
(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: 9/17/2015

Wendy Y. Wang  
(TYPE OR PRINT NAME)

  
(SIGNATURE OF DECLARANT)

PROOF OF PUBLICATION

(2015.5 C.C.P.)

STATE OF CALIFORNIA

County of Los Angeles

SS

Notice Type: SUMMONS

Plaintiff: ANTELOPE VALLEY GROUNDWATER CASES

Case Number: JUDICIAL COUNCIL COORDINATION PROCEEDING NO. 4408

I am a citizen of the United States and a resident of the County aforesaid, I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Antelope Valley Press, a newspaper of general circulation, printed and published daily in the city of Palmdale, County of Los Angeles, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under date of October 24, 1931 Case Number 328601, Modified Case Number 657770 April 11, 1956, also operating as the Ledger-Gazette, adjudicated a legal newspaper June 15, 1927, by Superior Court decree No. 224545; also operating as the Desert Mailer News, formerly known as the South Antelope Valley Foothill News, adjudicated a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California on May 29, 1967 Case Number NOC561 and adjudicated a newspaper of general circulation for the City of Lancaster, State of California on January 26, 1990. Case Number NOC10714, Modified October 22, 1990, that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

April 8, 15, 22, 29, 2010

I certify (or declare) under penalty of perjury that the fore-going is true and correct.

[Handwritten Signature]

Signature

Dated: April 29, 2010

Executed at Palmdale, California

ANTELOPE VALLEY PRESS
37404 SIERRA HWY., PALMDALE CA 93550
Telephone (661)267-4112/Pax (661)947-4870

The space above for filing stamp only

SUMMONS ON FIRST AMENDED CROSS-COMPLAINT (CITACION JUDICIAL)
CASA NUMERO (Numero del Caso) JUDICIAL COUNCIL COORDINATION PROCEEDING NO. 4408
NOTICE TO CROSS-DEFENDANT: (AVISO AL DEMANDADO): ABC WILLIAMS ENTERPRISES, LP, ACEN Capital, LLC, Jacqueline Ackermann, Canon Advincula, Olivia M. Advincula, Mashalla Afabar, Antonio U. Agustinas, Airvust Singapore Private Limited, Marissa M. Aldisa, Allen Alery, Allen Alery and Alery Family Trust, Georges J. Archer, Georges J. Archer as Trustee for the Georges J. Archer Trust, A.V. Materias, Inc., Guss A. Barbs, Jr., Peter G. Barbs, Idefonso S. Bayant, Nilda V. Bayant, Big West Corp, Randall Y. Bayne, Melody S. Bloom, Bathouse Properties, Inc., David L. Bowers, Ronald E. Bowers, Leroy Daniel Bronston, Marilyn Burgess, Laverne C. Burroughs, Laverne C. Burroughs, Trustee of the Burroughs Family Irrevocable Trust Dated August 1, 1988, Bruce Burrows, John and B. Calandri 2001 Trust California Portland Cement Company, Sinalat Land Co., Melinda E. Cameron, Castle Butte Dev Corp, Catalina Development Corporation, Bonnie S. Chan, Jeanne Y. Chang, Moon Giang, Jacob Chert, Frank S. Chiodo, Lee S. Chlou, M S Chung, City of Los Angeles, Carol K. Claypool, Clifford N. Claypool, W. F. Clunen, Jr., W. F. Clunen, Jr. as Trustee for the P C Row Inter Vivos Trust, Consolidated Book Products Co., County Sanitation District No. 14 of Los Angeles County, County Sanitation District No. 29 of Los Angeles County, Ruth A. Cumming, Ruth A. Cumming as Trustee of the Cumming Family Trust, Catherine M. Davis, Milton S. Davis, Del Sur Ranch LLC, Diamond Farming Company, Sarkis Dimakian, Hong Dong, Ying X Dong, Dorothy Dreiser, George E. Drier, Herbert Katz as Foroughi, Marissa M. Foroughi as Trustee of the Foroughi Family Trust, Lewis Friedrichsen, Lewis Friedrichsen as Trustee of the Friedrichsen Family Trust, Jean A. Punt, Eugene Gabrych, Marian Gabrych, Aurora P. Gabuya, Rodrigo L. Gabuya, GGF LLC, Genes LP, Betty Gluckstein, Joseph H. Gluckstein, Forrest G. Godde, Forrest G Godde as Trustee of the Forrest G. Godde Trust, Lawrence A. Godde, Lawrence A. Godde and Godde Trust, Marie B. Gorrindo, Marie B. Gorrindo as Trustee for the M. Gorrindo Trust, Wendell G. Hanks, Andreas Hanks, Marilyn Hauke, Healy Enterprises, Inc., Walter E. Heitsch, Donna L. Higginfire, Michael N. Higginfire, David L. Michael N. Higginfire, David L. Michael N. Higginfire Family Trust, Woodpack Dev Inc., Chi S. Huang, Suehu T. Huang, John Hui, Hypericum Interests LLC, Daryush Iraninezhad, Minoo Iraninezhad, Estefanier Kadivar, Estefanier Kadivar as Trustee of the Kadivar Family Trust, A. David Kagon, A. David Kagon as Trustee for the Kagon Trust, Jack D. Kahlo, Cheryl Lin Kang, Herbert Katz, Herbert Katz as Trustee for the Katz Family Trust, Marianne Katz, Lillian S. Kaufman, Lillian S. Kaufman as Trustee for the Kaufman Family Trust, Kazuko Yoshimatsu, Barbara L. Keys, Barbara L. Keys as Stathatos Family Trust, Seven Star United LLC, Mark H. Shafron, Robert L. Shafron, Kamran S. Shakib, Donna L. Simpson, Gareth L. Simpson, Gareth L. Simpson as Trustee of the Simpson Family Trust, Soaring Vista Properties, Inc., State of California, George C. Stevens, Jr., George C. Stevens, Jr. as Trustee of the George C. Stevens, Jr. Trust, George L. Stimson, Jr., George L. Stimson, Jr. as Trustee of the George L. Stimson, Jr. Trust, Tejon Ranch, Mark E. Thompson, A P C Profit Sharing Plan, Terra Bonita Ranch Company, Tong D. Tiu, Beverly J. Tobias, Beverly J. Tobias as Trustee of the Tobias Family Trust, Jung N. Tom, Wilma D. Trueblood, Wilma D. Trueblood as Trustee of the Trueblood Family Trust, Union Investment Co., LLC, Debra D. Van Dam, Gertruda J. Van Dam, Keith E. Water, E C Wheeler LLC, William Bathhouse Farms, Inc., Alex Wedehis, Elizabeth Wong, Mary Wong, Mike M. Wu, Mike M. Wu as Trustee of the Wu Family Trust, State of California 60th District and Agricultural Association, and U.S. Borne, Inc. and Rose 1 through 10; GOGABC D demands Inc. (Roe 403); Aldais, Marwan M. (Doe 6); Alessa, John S. Jr. (Roe 589); Alessa Lawrence V & Mardeen TR (Roe 404); Alnd, Farhad (Roe 276); Alnd, Harzell (Roe 278); Appleby, Thomas (Roe 687); Balles, Maria (Roe 716); Banucci Enterprises (Roe 408); Bascroft Woodcreek Gardens (Roe 731); Becker, James (Roe 738); Bence, Victoria (Roe 746); Benz, Nancy (Roe 748); Bermudeo, Amesto (Roe 762); Bigorra, Sylvia (Roe 766); Belderrama, Adriana (Roe 222d); Blenthorn, Leslie C. (Roe 411); Blankhorn, Cheri Lyn M. (Roe 412); Bovee, Vicki (Roe 777); Bramlett, Mark P. (Roe 414); Brawley, Bronson Larey (Roe 812); Brawley, Bruce (Doe 18); Carmit, Bar Or (Roe 227d); Carranza, Rosendo (Roe 844); Cates, Louise S TR (Roe 262); Cornick, Edward (Roe 870); Chang, Joanna Y. (Doe 27); Chen, Theodore Hsi-En and Wen-Hui C. As Co-Trustees of the Chen Family Trust Established October 27, 1988 (Roe 284); Chert, Jacob (Doe 28); Cho Yong See (Roe 428); Choi, Kenneth (Roe 891); Christensen, Maxine (Roe 897); Cole, C.C. Thelma (Doe 36); Cole, J. (Doe 38); Cordova, William (Roe 431); Capital Pacific Homes (or CPH Tazachap 280 LLC) (Roe 260); Dacles, Simplicio (Roe 948); Davis Sibbs Inc. (Roe 948); Dene, Long (Roe 989); Dizon, Adelaida (Roe 992); Denis, Estaban (Roe 994); Denis, Rosaline (Roe 988); Dora Land (Roe 441); Douglas, Michael (Roe 908); Douglas, Katherine (Roe 1000); Droler, George E. (Doe 90); Dunn, James (Roe 1011); Durst Carol A. Tj. (Roe 442); Eshweh, Mohammed Najj (Roe 276); Empson, Rosario (Roe 1037); EPIC (Roe 983); Smith Development Co. (Roe 804); Fang, Ling Ling (Roe 1432); Fatta, Denise (Roe 1087); Fogler, Ronald D & Irene P TR (Roe 463); Fuller, Russell (Roe 1081); Funk, Josh A (Doe 16); George L Stimson Jr Trust (Doe 163); Giff Family Trust 1989 (Roe 469); Ginstrecht, James H. and Mary L. TRS (Roe 281); Glason Trust (Roe 1120); Glawson Paul (Roe 2206); Yung Lincoln Chu Kuen (Roe 881); Bovee, Gayle (Roe 778); Gonzalez, Regue (Roe 1120); Hong, Khai (Roe 1229); INWESTCO AVB LLC (Roe 1294). YOU ARE BEING SUED BY CROSS-COMPLAINANT: (LO ESTA DEMANDANDO EL DEMANDANTE): CALIFORNIA WATER SERVICE COMPANY, CITY OF LANCASTER, CITY OF PALMDALE, LITTLEROCK CREEK IRRIGATION DISTRICT, LOS ANGELES COUNTY WATER DISTRICT NO. 40, PALMDALE WATER DISTRICT, ROSAMOND COMMUNITY SERVICES DISTRICT, PALM RANCH IRRIGATION DISTRICT AND QUARTZ HILL WATER DISTRICT (collectively, the "Public Water Suppliers")
You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case.
There may be a court form that you can use for your response. You can find these forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp). Your county law library, or the courthouse nearest you, if you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.legalhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.
Tiene 30 DIAS DE CALENDARIO despues de que le entreguen esta citacion y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefonica no lo protegen. Sus respuestas por escrito tiene que estar en formato legal correcto el mismo que procese su caso en la corte. Es posible que haya un formulario que usted puede usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp/ingles/), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia. Hay



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**PROOF OF SERVICE**

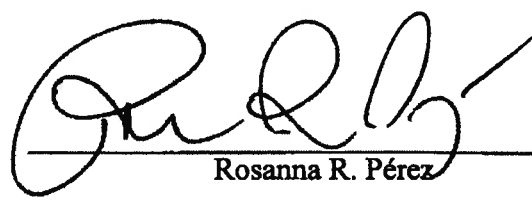
I, Rosanna R. Pérez, declare:

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, 300 S. Grand Avenue, 25th Floor, Los Angeles, California 90071. On September 17, 2015, I served the following 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.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on September 17, 2015, at Los Angeles, California.

  
\_\_\_\_\_  
Rosanna R. Pérez

26345.00000\19518140.1

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

1 **PROOF OF SERVICE**

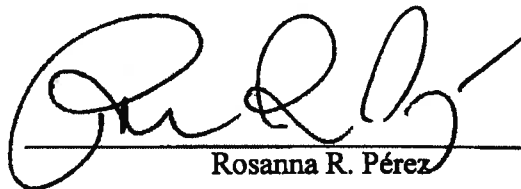
2 I, Rosanna R. Pérez, declare:

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 S. Grand Avenue,  
5 25th Floor, Los Angeles, California 90071. On September 17, 2015, I served the following  
6 document(s):

7 **REQUEST FOR ENTRY OF DEFAULT**

8  
9  by posting the document(s) listed above to the Santa Clara County Superior Court  
10 website in regard to the Antelope Valley Groundwater matter.

11 I declare under penalty of perjury under the laws of the State of California that the above  
12 is true and correct. Executed on September 17, 2015, at Los Angeles, California.

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15 Rosanna R. Pérez

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THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
ELECTRONIC FILING - WWW.SCEFILING.ORG

c/o Glotrans  
2915 McClure Street  
Oakland, CA94609  
TEL: (510) 208-4775  
FAX: (510) 465-7348  
EMAIL: Info@Glotrans.com

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF SANTA CLARA

6	Coordination Proceeding Special Title (Rule 1550(b)) ANTELOPE VALLEY GROUNDWATER CASES (JCCP 4408) Included Actions: Los Angeles County Waterworks District No. 40	)	Antelope Valley Groundwater Cases (JCCP 4408)
7		)	Lead Case No.1-05-CV-049053
8	Plaintiff,	)	Hon. Jack Komar
9	vs.	)	
10	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	)	
11		)	
12	Defendant.	)	
13		)	
14	<u>AND RELATED ACTIONS</u>	)	<b>PROOF OF SERVICE</b> <b>Electronic Proof of Service</b>

I am employed in the County of Alameda, State of California.

I am over the age of 18 and not a party to the within action; my business address is 2915 McClure Street, Oakland, CA 94609.

The documents described on page 2 of this Electronic Proof of Service were submitted via the worldwide web on Thu. September 17, 2015 at 11:47 AM PDT and served by electronic mail notification.

I have reviewed the Court's Order Concerning Electronic Filing and Service of Pleading Documents and am readily familiar with the contents of said Order. Under the terms of said Order, I certify the above-described document's electronic service in the following manner:

The document was electronically filed on the Court's website, <http://www.sceffiling.org>, on Thu. September 17, 2015 at 11:47 AM PDT

Upon approval of the document by the Court, an electronic mail message was transmitted to all parties on the electronic service list maintained for this case. The message identified the document and provided instructions for accessing the document on the worldwide web.

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

correct. Executed on September 17, 2015 at Oakland, California.

Dated: September 17, 2015

For WWW.SCEFILING.ORG

Andy Jamieson

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**THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
ELECTRONIC FILING SYSTEM - WWW.SCEFILING.ORG**

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**Electronic Proof of Service  
Page 2**

**Document(s) submitted by Jeffrey Dunn of Best Best & Krieger, LLP on Thu. September 17, 2015 at 11:47 AM PDT**

1. Req:Entry of Default: Request for Entry of Default of Moon Chang, Roe 880