

# Exhibit E

LAW OFFICES OF

LEBEAU ■ THELEN, LLP

THE ATRIUM

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FRANKLIN D. GORDON  
MARK R. BATEMAN  
ANDREW K. SHEFFIELD

OF COUNSEL:  
J. SUZANNE HILL

August 3, 2007

Via Facsimile, E-Mail & U.S. Mail

Eric L. Garner, Esq.  
Jeffrey V. Dunn, Esq.  
BEST, BEST & KRIEGER LLP  
5 Park Plaza, Suite 1500  
Irvine, California 92614

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

John Tootle, Esq.  
California Water Service Company  
2632 West 237<sup>th</sup> Street  
Torrance, CA 90505

Thomas Bunn, Esq.  
LAGERLOF, SENEAL, BRADLEY, et al.  
301 North Lake Avenue, 10<sup>th</sup> Floor  
Pasadena, California 91101-4108

Wayne K. Lemieux, Esq.  
Lemieux & O'Neill  
2393 Townsgate Road, Suite 201  
Westlake Village, CA 91361

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

Re: *Antelope Valley Groundwater Adjudication*  
*Court Ordered Meet and Confer/Status*

Gentlemen:

This correspondence is intended to advise as to the status of my effort to arrange for and conduct the in-person meet and confer regarding the present discovery dispute as ordered by Judge Komar. I have had the opportunity to meet in person with John Tootle, counsel for California Water Service Company. Mr. Tootle was kind enough to take advantage of his presence in Bakersfield on another matter to coordinate and participate in the in-person meet and confer ordered by Judge Komar. I believe that Mr. Tootle and myself have made some progress and hopefully will be able to resolve that discovery dispute as between ourselves.

Additionally, over the last week or so, I have asked my secretary to contact each and every one of you in order to facilitate a date, time and location wherein I can conduct the in-person meet

Counsel for Public Water Suppliers

August 3, 2007

Page 2

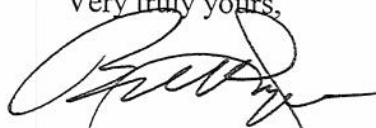
and confer as directed by Judge Komar. I have personally spoken with Mr. Markman and Mr. Bunn, and my secretary has confirmed with Keith Lemieux's office that a meet and confer will occur in Mr. Lemieux's office at 10:00 a.m. on August 10, 2007.

As of this date, my secretary has advised that she has been unsuccessful in securing a return phone call from either Mr. Dunn, Mr. Garner or either of their secretaries. Additionally, Mr. Evertz has advised by e-mail that he is not available on August 10, 2007. As for all of you, needless to say, I would prefer to get this matter resolved in one meeting, if possible. Therefore, if your calendar permits and you are available, I would ask that you participate in the meet and confer at Mr. Lemieux's office on August 10, 2007, at 10:00 a.m., as presently scheduled.

As for those of you with whom I have not yet met in person, and who cannot and/or will not be attending the meet and confer at Mr. Lemieux's office on August 10, 2007, please provide me with a date and a time for your availability. I am assuming that I could not cajole you to travel to Bakersfield, therefore I will travel to a location of your selection. I await your advice as to the date, time and location for that in-person meet and confer as ordered by Judge Komar.

If you wish to discuss, please do not hesitate to call.

Very truly yours,



BOB H. JOYCE

BHJ:dml

cc: Jeffrey A. Green, Esq.

**LEBEAU • THELEN, LLP**  
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TELECOPIER TRANSMISSION

DATED: August 3, 2007

TO: Eric Garner/Jeffrey V. Dunn (949) 260-0972  
Douglas J. Evertz (949) 725-4100  
John Tootle (310) 325-5658  
Thomas Bunn (626) 793-5900  
Wayne K. Lemieux (805) 495-2787  
James L. Markman (714) 990-6230

FROM: BOB H. JOYCE, ESQ.  
LeBEAU • THELEN, LLP  
5001 East Commercenter Drive, #300  
Post Office Box 12092  
Bakersfield, California 93389-2092  
Telephone: (661) 325-8962  
Facsimile: (661) 325-1127

RE: Antelope Valley Groundwater Cases  
JUDICIAL COUNSEL PROCEEDING NO. 4408  
CASE NO.: 1-05-CV-049053

NUMBER OF PAGES SENT 3 (INCLUDING TRANSMISSION PAGE).

INSTRUCTIONS (IF ANY): Diamond's 8/3 ltr re In-Person Meet & Confer

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## Donna Luis

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**From:** Donna Luis  
**Sent:** Friday, August 03, 2007 1:43 PM  
**To:** Eric.Garner@bbklaw.com; 'jeffrey.dunn@bbklaw.com'; 'devertz@sycr.com'; jtootle@calwater.com; 'tombunn@lagerlof.com'; 'wayne@lemieux-oneill.com'; 'James L. Markman'  
**Cc:** 'Kathi@lemieux-oneill.com'  
**Subject:** Antelope Valley Groundwater Adjudication - Court Ordered Meet and Confer  
**Attachments:** Document.pdf

Attached please find our status correspondence regarding above matter. Thank you.

Donna M. Luis  
Assistant to Bob H. Joyce

## Donna Luis

---

**From:** Eric Garner [Eric.Garner@bbklaw.com]  
**To:** Donna Luis  
**Sent:** Friday, August 03, 2007 1:50 PM  
**Subject:** Read: Antelope Valley Groundwater Adjudication - Court Ordered Meet and Confer

Your message

To: [Eric.Garner@bbklaw.com](mailto:Eric.Garner@bbklaw.com)  
Subject:

was read on 8/3/2007 1:50 PM.

## Donna Luis

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**From:** Jeffrey Dunn [jeffrey.dunn@BBKLAW.COM]  
**To:** Donna Luis  
**Sent:** Friday, August 03, 2007 1:45 PM  
**Subject:** Read: Antelope Valley Groundwater Adjudication - Court Ordered Meet and Confer

Your message

To: [jeffrey.dunn@BBKLAW.COM](mailto:jeffrey.dunn@BBKLAW.COM)  
Subject:

was read on 8/3/2007 1:45 PM.



## Donna Luis

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**From:** Evertz, Douglas J. [DEVERTZ@SYCR.com]  
**To:** Donna Luis  
**Sent:** Monday, August 06, 2007 11:47 AM  
**Subject:** Read: Antelope Valley Groundwater Adjudication - Court Ordered Meet and Confer

Your message

**To:** [DEVERTZ@SYCR.com](mailto:DEVERTZ@SYCR.com)  
**Subject:**

was read on 8/6/2007 11:47 AM.

## Donna Luis

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**From:** Tootle, John [JTootle@calwater.com]  
**To:** undisclosed-recipients  
**Sent:** Friday, August 03, 2007 2:06 PM  
**Subject:** Read: Antelope Valley Groundwater Adjudication - Court Ordered Meet and Confer

Your message

To: [JTootle@calwater.com](mailto:JTootle@calwater.com)  
Subject:

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**From:** kathi@lemieux-oneill.com  
**Sent:** Friday, August 03, 2007 3:01 PM  
**Subject:** Read: Antelope Valley Groundwater Adjudication - Court Ordered Meet and Confer

Your message

To: [kathi@lemieux-oneill.com](mailto:kathi@lemieux-oneill.com)  
Subject:

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Donna Luis

---

**From:** James L. Markman [JMarkman@rwglaw.com]  
**To:** Donna Luis  
**Sent:** Friday, August 03, 2007 1:54 PM  
**Subject:** Read: Antelope Valley Groundwater Adjudication - Court Ordered Meet and Confer

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To: [JMarkman@rwglaw.com](mailto:JMarkman@rwglaw.com)  
Subject:

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