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Bob H. Joyce, (SBN 84607)
Andrew Sheffield (SBN 220735)
LAW OFFICES OF
LEBEAU • THELEN, LLP
5001 East Commercenter Drive, Suite 300
Post Office Box 12092
Bakersfield, California 93389-2092
(661) 325-8962; Fax (661) 325-1127

Attorneys for DIAMOND FARMING COMPANY,
a California corporation

SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF LOS ANGELES

Coordination Proceeding Special Title
(Rule 1550 (b))

ANTELOPE VALLEY GROUNDWATER
CASES

Included actions:

Los Angeles County Waterworks District No.
40 vs. Diamond Farming Company
Los Angeles Superior Court
Case No. BC 325201

Los Angeles County Waterworks District No.
40 vs. Diamond Farming Company
Kern County Superior Court
Case No. S-1500-CV 254348 NFT

Diamond Farming Company vs. City of
Lancaster
Riverside County Superior Court
Lead Case No. RIC 344436 [Consolidated
w/Case Nos. 344668 & 353840]

Judicial Council Coordination No. 4408

Case No.: 1-05-CV-049053

**NOTICE OF MOTION AND MOTION
TO COMPEL PUBLIC WATER
SUPPLIERS TO PROVIDE FURTHER
RESPONSES TO FORM
INTERROGATORIES [SET ONE];
REQUEST FOR ADMISSIONS
[SET ONE]; AND FOR MONETARY
SANCTIONS**

[Filed concurrently with Plaintiff's Points
and Authorities, Declaration of Bob H. Joyce
and Separate Statement]

Date: October 12, 2007
Time: 9:00 a.m.
Dept.: 1

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1 TO DEFENDANTS CALIFORNIA WATER SERVICE COMPANY, CITY OF LANCASTER, CITY
2 OF PALMDALE, LITTLEROCK CREEK IRRIGATION DISTRICT, PALMDALE WATER
3 DISTRICT, PALM RANCH IRRIGATION DISTRICT, QUARTZ HILL WATER DISTRICT AND
4 TO THEIR ATTORNEYS OF RECORD:

5 NOTICE IS HEREBY GIVEN that on October 12, 2007, at 9:00 a.m., in Department 1 of the
6 above-entitled court, located at 111 North Hill Street, Los Angeles, CA 90012, plaintiff Diamond
7 Farming Co., will and hereby does, move for an order compelling the above named defendants to
8 provide further responses to Form Interrogatories [Set One] and Request for Admissions [Set One]
9 without objection, as well as an award of reasonable monetary sanctions in favor of plaintiff to be paid
10 by defendants and/or defendants' attorneys of record.

11 The motion is made on the ground that defendants have asserted generalized objections that are
12 without merit in an effort to avoid responding to plaintiff's Form Interrogatories [Set One] and Request
13 for Admissions [Set One]. The assertion of these objections are insufficient to warrant the outright
14 denial of discovery.

15 The motion for imposition of monetary sanctions will be made on the grounds that plaintiff has
16 incurred reasonable expenses in the amount of \$1,415.00, as a result of defendants' assertion of
17 improper objections.

18 The motion will be based on this Notice of Motion and Motion, the Declaration of Bob H. Joyce,
19 the Memorandum of Points and Authorities, the Separate Statement in Support of the Motion, on the
20 records and file herein, and on such evidence as may be presented at the time of the hearing of this
21 motion.

22 Dated: September 12, 2007

LeBEAU • THELEN, LLP

23
24 By: 
25 BOB H. JOYCE
26 Attorneys for DIAMOND FARMING COMPANY,
27 a California corporation

1 **PROOF OF SERVICE**

2 ANTELOPE VALLEY GROUNDWATER CASES
3 JUDICIAL COUNCIL PROCEEDING NO. 4408
4 CASE NO.: 1-05-CV-049053

5 I am a citizen of the United States and a resident of the county aforesaid; I am over the age
6 of eighteen years and not a party to the within action; my business address is: 5001 E.
7 Commercenter Drive, Suite 300, Bakersfield, California 93309. On September 12, 2007, I served
8 the within:

9 1. **NOTICE OF MOTION AND MOTION TO COMPEL PUBLIC WATER SUPPLIERS
10 TO PROVIDE FURTHER RESPONSES TO FORM INTERROGATORIES [SET ONE];
11 REQUEST FOR ADMISSIONS [SET ONE]; AND FOR MONETARY SANCTIONS**

12 2. **POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO COMPEL PUBLIC
13 WATER SUPPLIERS TO PROVIDE FURTHER RESPONSES TO FORM
14 INTERROGATORIES [SET ONE]; REQUEST FOR ADMISSIONS [SET ONE]; AND FOR
15 MONETARY SANCTIONS**

16 3. **DECLARATION OF BOB H. JOYCE, ESQ. IN SUPPORT OF MOTION TO
17 COMPEL PUBLIC WATER SUPPLIERS TO PROVIDE FURTHER RESPONSES TO
18 FORM INTERROGATORIES [SET ONE]; REQUEST FOR ADMISSIONS [SET ONE]; AND
19 FOR MONETARY SANCTIONS**

20 4. **SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL PUBLIC
21 WATER SUPPLIERS TO PROVIDE FURTHER RESPONSES TO FORM
22 INTERROGATORIES [SET ONE]; REQUEST FOR ADMISSIONS [SET ONE]; AND FOR
23 MONETARY SANCTIONS**

24 **(BY POSTING)** I am "readily familiar" with the Court's Clarification Order.
25 Electronic service and electronic posting completed through www.scefiling.org ; All papers filed
26 in Los Angeles County Superior Court and copy sent to trial judge and Chair of Judicial Council.

27 Los Angeles County Superior Court
28 111 North Hill Street
Los Angeles, CA 90012
Attn: **Department 1**
(213) 893-1014

Chair, Judicial Council of California
Administrative Office of the Courts
Attn: Appellate & Trial Court Judicial Services
(Civil Case Coordinator)
Carlotta Tillman
455 Golden Gate Avenue
San Francisco, CA 94102-3688
Fax (415) 865-4315

(BY MAIL) 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 at Bakersfield, California, in
the ordinary course of business.

1 **(OVERNIGHT/EXPRESS MAIL)** By enclosing a true copy thereof in a sealed
2 envelope designated by United States Postal Service (Overnight Mail)/Federal Express/United
3 Parcel Service ("UPS") addressed as shown on the above by placing said envelope(s) for ordinary
4 business practices from Kern County. I am readily familiar with this business' practice of collecting
5 and processing correspondence for overnight/express/UPS mailing. On the same day that the
6 correspondence is placed for collection and mailing, it is deposited in the ordinary course of
7 business with the United States Postal Service/Federal Express/UPS in a sealed envelope with
8 delivery fees paid/provided for at the facility regularly maintained by United States Postal Service
9 (Overnight Mail/Federal Express/United Postal Service [or by delivering the documents to an
10 authorized courier or driver authorized by United States Postal Service (Overnight Mail)/Federal
11 Express/United Postal Service to receive documents].

12 **(STATE)** I declare under penalty of perjury under the laws of the State of
13 California that the above is true and correct, and that the foregoing was executed on September
14 12, 2007, in Bakersfield, California.

15 

16 **DONNA M. LUIS**