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Bob H. Joyce, (SBN 84607)  
Andrew Sheffield (SBN 220735)  
LAW OFFICES OF  
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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))

Judicial Council Coordination No. 4408

ANTELOPE VALLEY GROUNDWATER  
CASES

Case No.: 1-05-CV-049053

Included actions:

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

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

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

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

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

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

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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 provide  
8 further responses to Special Interrogatories [Set One] without objection, as well as an award of  
9 reasonable monetary sanctions in favor of plaintiff to be paid by defendants and/or defendants' attorneys  
10 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 Special Interrogatories [Set One]. Despite  
13 asserting these objections, each defendant has acknowledged that Diamond is entitled to responses, they  
14 however claim that Diamond is not entitled to the responses within the time frame mandated by the Code  
15 of Civil Procedure. The assertion of these objections is insufficient to warrant the outright denial of  
16 discovery or to ignore the statutory parameters in which these parties are required to respond to  
17 discovery. The motion for imposition of monetary sanctions will be made on the grounds that plaintiff  
18 has incurred reasonable expenses in the amount of \$3,065.00, as a result of defendants' delay and  
19 assertion of improper objections.

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

23 Dated: September 12, 2007

LeBEAU • THELEN, LLP

24  
25 By:  for:  
26 BOB H. JOYCE  
27 Attorneys for DIAMOND FARMING COMPANY,  
28 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

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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 SPECIAL INTERROGATORIES [SET ONE];  
11 AND FOR MONETARY SANCTIONS**

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

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

18 4. **SEPARATE STATEMENT IN SUPPORT OF MOTION TO COMPEL PUBLIC  
19 WATER SUPPLIERS TO PROVIDE FURTHER RESPONSES TO SPECIAL  
20 INTERROGATORIES [SET ONE]; AND FOR MONETARY SANCTIONS**

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

24 Los Angeles County Superior Court  
25 111 North Hill Street  
26 Los Angeles, CA 90012  
27 Attn: **Department 1**  
28 (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

29  **(BY MAIL)** I am "readily familiar" with the firm's practice of collection and  
30 processing correspondence for mailing. Under that practice it would be deposited with the U.S.  
31 Postal Service on that same day with postage thereon fully prepaid at Bakersfield, California, in  
32 the ordinary course of business.

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

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

  
\_\_\_\_\_  
**DONNA M. LUIS**