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9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
10 **COUNTY OF LOS ANGELES – CENTRAL DISTRICT**

11 Coordinated Proceeding,  
12 Special Title (Rule 1550(b)),

Judicial Council Coordination  
Proceeding No.: 4408  
LASC Case No. BC32501

13 ANTELOPE VALLEY GROUNDWATER  
14 CASES.

Santa Clara Superior Court  
Case No.: 1-05-CV-049053

15 **GRIMMWAY ENTERPRISES, INC.'S**  
16 **RESPONSES TO JOHNNY ZAMRZLA,**  
17 **PAMELLA ZAMRZLA, JOHNNY LEE**  
18 **ZAMRZLA AND JEANETTE**  
19 **ZAMRZLAS' SPECIAL**  
20 **INTERROGATORIES – SET ONE**

21 **PROPOUNDING PARTY:** Plaintiff, JOHNNY ZAMRZLA, PAMELLA ZAMRZLA,  
22 JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLA  
23 **RESPONDING PARTY:** Defendant, GRIMMWAY ENTERPRISES, INC.  
24 **SET NO.:** ONE

25 **I. INTRODUCTION**

26 Plaintiffs JOHNNY ZAMRZLA, PAMELLA ZAMRZLA, JOHNNY LEE ZAMRZLA  
27 and JEANETTE ZAMRZLA (**Propounding Parties**) served Special Interrogatories, Set One

1 (Request) by electronic mail on defendant GRIMMWAY ENTERPRISES, INC. (Responding  
2 Party) on May 25, 2022. This is Responding Party's responses and objections to the Request.

## 3 II. DEFINITIONS

4 The following words and phrases, in addition to the words and phrases defined in Part I,  
5 shall govern the construction of these answers and objections unless the context otherwise  
6 requires:

7 1. "Ground 1" means that the matter sought is neither admissible in evidence nor  
8 reasonably calculated to lead to the discovery of admissible evidence. (Code Civ. Proc., §  
9 2017.010.)

10 2. "Ground 2" means that the Interrogatories are not timely. (Code Civ. Proc., §  
11 2024.020.)

12 3. "Ground 3" means that the Interrogatories contain a preface or instruction not  
13 approved under Chapter 17 of the Civil Discovery Act. (Code Civ. Proc., § 2030.060, subd. (d).)

14 4. "Ground 4" means that the Interrogatory is not full and complete in and of itself.  
15 (Code Civ. Proc., § 2030.060, subd. (d).)

16 5. "Ground 5" means that the Interrogatory contains subparts, or a compound,  
17 conjunctive, or disjunctive question. (Code Civ. Proc., § 2030.060, subd. (f).)

18 6. "Ground 6" means that the information sought is equally available to the  
19 Propounding Party. (Code Civ. Proc., § 2030.220, subd. (c).)

20 7. "Ground 7" means that the information sought would necessitate the preparation  
21 or the making of a compilation, abstract, audit, or summary of or from the documents of the  
22 Responding Party and the burden or expense of preparing or making it would be substantially the  
23 same for the Propounding Party as for the Responding Party. (Code Civ. Proc., § 2030.230.)

24 8. "Ground 8" means that the information sought comes within the lawyer-client  
25 privilege. (Code Civ. Proc., § 2030.240, subd. (b).)

26 9. "Ground 9" means that the information sought is protected work-product under  
27 Code of Civil Procedure section 2018.030. (Code Civ. Proc., § 2030.240, subd. (b).)

28 10. "Ground 10" means that the Interrogatory is vague, ambiguous, and unintelligible.

1 11. "Ground 11" means that the Interrogatory is oppressive, harassing, and  
2 burdensome.

3 12. "Ground 12" means that the Interrogatory is overbroad.

4 13. "Ground 13" means that the Interrogatory seeks confidential or trade secret  
5 information.

6 14. "Ground 14" means that the information is protected by the right of privacy.

7 15. "Ground 15" means that the Interrogatory seeks matter protected from premature  
8 disclosure by Code of Civil Procedure section 2034.210 et. seq.

9 16. "Ground 16" means that the excessive use of definitions and instructions makes  
10 the Interrogatory vague, ambiguous, and unintelligible, overly burdensome and oppressive. (See  
11 e.g., Calcor Space Facility v. Superior Court (1997) 53 Cal.App.4th 216.)

### 12 III. GENERAL OBJECTIONS

13 Responding Party has not fully investigated the facts of this case, has not completed  
14 discovery in this case, and has not completed trial preparation. The responses below disclose  
15 only those contentions that presently occur to Responding Party. Further discovery,  
16 investigation, legal research, and analysis may supply more facts, add meaning to the known  
17 facts, and establish new factual and legal contentions. The responses below are given without  
18 prejudice to Responding Party's right to produce evidence of any later discovered fact or facts  
19 that Responding Party may later recall.

### 20 IV. RESPONSES

21 Without waiving the general objections contained in Part III or the specific objections  
22 contained in this part, Responding Party responds as follows:

#### 23 **RESPONSE TO SPECIAL INTERROGATORY NO. 1:**

24 Objection on Grounds 1, 4, 10 and 15. Without waiving such objections, the  
25 Responding Party contends that the Propounding Party is bound by the 2015 Judgment.

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1 **RESPONSE TO SPECIAL INTERROGATORY NO. 2:**

2           Objection on Grounds 1, 4, 10 and 15. Discovery is just beginning. Without waiving  
3 such objections, see response to interrogatory no. 1 above. The Zamrzlas appear by name in the  
4 list of known small pumper class members.

5 **RESPONSE TO SPECIAL INTERROGATORY NO. 3:**

6           Objection on Grounds 1, 4, 10 and 12. Discovery is just beginning. Without waiving  
7 such objections, Johnny and Pamela Zamrzla, and virtually every party to the judgment, and  
8 their counsel.

9 **RESPONSE TO SPECIAL INTERROGATORY NO. 4:**

10           Objection on Grounds 1, 4, 10 and 12. Discovery is just beginning. Without waiving  
11 such objections, the 2015 Judgment, the deposition testimony of Johnny Zamrzla.

12 **RESPONSE TO SPECIAL INTERROGATORY NO. 5:**

13           Objection on Grounds 1, 10 and 12. Discovery is just beginning, and the Responding  
14 party has not completed the deposition of Pamela Zamrzla, Rich Koch and other potential  
15 witnesses, and therefore lacks sufficient information to form a contention. Without waiving  
16 such objections, Johnny Zamrzla testified that he did not pump any water from his agricultural  
17 well until about 2011.

18 **RESPONSE TO SPECIAL INTERROGATORY NO. 6:**

19           Objection on Grounds 1, 10 and 12. Discovery is just beginning, and the Responding  
20 party has not completed the deposition of Pamela Zamrzla, Rich Koch and other potential  
21 witnesses, and therefore lacks sufficient information to form a contention. Without waiving  
22 such objections, Johnny Zamrzla testified that he did not pump any water from his agricultural  
23 well until about 2011.

24 **RESPONSE TO SPECIAL INTERROGATORY NO. 7:**

25           Objection on Grounds 1, 10 and 12. Discovery is just beginning, and the Responding  
26 party has not completed the deposition of Pamela Zamrzla, Rich Koch and other potential

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1 witnesses, and therefore lacks sufficient information to form a contention. Without waiving  
2 such objections, Johnny Zamrzla, possibly Pamela Zamrzla.

3 **RESPONSE TO SPECIAL INTERROGATORY NO. 8:**

4 Objection on Grounds 1, 10 and 12. Discovery is just beginning, and the Responding  
5 party has not completed the deposition of Pamela Zamrzla, Rich Koch and other potential  
6 witnesses, and therefore lacks sufficient information to form a contention. Without waiving  
7 such objections, the deposition testimony of Johnny Zamrzla, including that part in which  
8 Johnny Zamrzla testified that he never filed any reports of groundwater extraction and use.

9 **RESPONSE TO SPECIAL INTERROGATORY NO. 9:**

10 Objection on Grounds 1, 6, 10, 12 and 15. Discovery is just beginning, and the  
11 Responding party has not completed the deposition of Rich Koch and other witnesses, and  
12 therefore lacks sufficient information to form a contention. Without waiving such objections,  
13 the Responding Party did not meter its production.

14 **RESPONSE TO SPECIAL INTERROGATORY NO. 10:**

15 Objection on Grounds 1, 10 and 12. Without waiving such objections, the Responding  
16 Party farmed a portion of the Propounding Party's land in 2006, but has not yet been able to  
17 locate any records identifying the crop grown during the lease period. Discovery is continuing.

18 Dated: June 16, 2022

LeBEAU THELEN, LLP

19  
20 By: 

Robert G. Kuhs, Esq.

GRIMMWAY ENTERPRISES, INC.

VERIFICATION TO FOLLOW

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**PROOF OF SERVICE**

**STATE OF CALIFORNIA )**  
**) SS**  
**COUNTY OF KERN )**

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen (18) years and not a party to the within-entitled action. My business address is 5001 E. Commercenter Drive, Suite 300, Bakersfield, California 93309. On **June 16, 2022**, I served the within document(s):

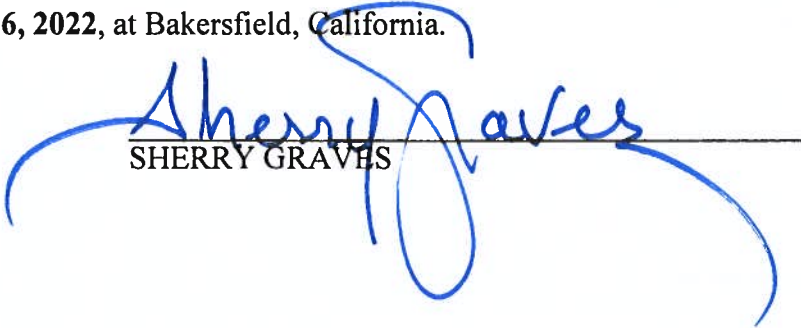
**GRIMMWAY ENTERPRISES, INC.'S RESPONSES TO JOHNNY ZAMRZLA,  
PAMELLA ZAMRZLA, JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLAS'  
SPECIAL INTERROGATORIES – SET ONE**

**BY ELECTRONIC SERVICE:** I caused said document(s) to be transmitted to the email address(es) of the addressee(s) designated by posting the document(s) listed above to the Antelope Valley Groundwater Cases to all parties listed on the Santa Clara Superior Court Service List as maintained via Glotrans. Electronic service completed through <http://www.avwatermaster.org>.

**BY OVERNIGHT COURIER:** By causing the document(s) listed above to be picked up by an overnight courier service company for delivery to the address(es) listed below on the next business day.

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

Executed on **June 16, 2022**, at Bakersfield, California.

  
\_\_\_\_\_  
SHERRY GRAVES