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Exempt from Filing Fee Pursuant to
Government Code Section 6103

11 Attorneys for Defendant CITY OF LOS ANGELES

12
13 SUPERIOR COURT OF THE STATE OF CALIFORNIA

14 COUNTY OF LOS ANGELES

15 Coordination Proceeding

Case No. 105 CV 049053

16 **ANTELOPE VALLEY**
17 **GROUNDWATER CASES**

Judicial Council Coordination Proceeding
No. 4408

18 Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co.

Hon. Jack Komar

19 Los Angeles County Waterworks District
20 No. 40 v. Diamond Farming Co.

**CITY OF LOS ANGELES' RESPONSE TO
FIRST SET OF SPECIALLY PREPARED
INTERROGATORIES**

21 Wm. Bolthouse Farms, Inc. v. City of
Lancaster

Riverside County Superior Court
Lead Case No. RIC 344436
Case No. RIC 344668
Case No. RIC 353840

22 Diamond Farming Co. v. City of
23 Lancaster

24 Diamond Farming Co. v. Palmdale Water
District

Los Angeles Superior Court
Case No. BC 325201

Kern County Superior Court
Case No. S-1500-CV-254348

1 PROPOUNDING PARTIES: City of Palmdale; City of Lancaster; Los Angeles County
2 Waterworks District No. 40; Palmdale Water District;
3 Quartz Hill Water district; Littlerock Creek Irrigation
4 District; Palm Ranch Irrigation District; Rosamond
Community Services District; California Water Service
Company, successor in interest to Antelope Valley Water
Company.

5 RESPONDING PARTY: City of Los Angeles

6 SET NO.: ONE

7 Pursuant to Code of Civil Procedure section 2030(f), defendant City of Los
8 Angeles (“Responding Party”) hereby responds to the Special Interrogatories, Set One,
9 propounded by City of Palmdale; City of Lancaster; Los Angeles county Waterworks District No.
10 40; Palmdale Water District; Quartz Hill Water District; Littlerock Creek Irrigation District; Palm
11 Ranch Irrigation District; Rosamond Community Services District; California Water Service
12 Company, successor in interest to Antelope Valley Water Company (“Propounding Parties”).

13 GENERAL OBJECTIONS

14 Responding Party asserts the following general objections, whether or not
15 separately set forth in response to each and every instruction, definition and request made by the
16 Propounding Parties in their Special Interrogatories, Set One.

17 Responding Party responds to the Special Interrogatories, Set One to the best of its
18 knowledge, information and belief and based on continuing discovery, investigation, legal
19 research and analysis of the matters that are the subject of this litigation. Discovery, investigation
20 and analysis are incomplete, and the responses herein reflect discovery and analysis conducted to
21 date. Responding Party reserves the right to supplement this response as more information
22 relevant to the requests is discovered and to make any use of, or introduce in any hearing or at
23 trial, facts and documents not known to exist at this time, including but not limited to, those facts
24 and documents obtained through discovery. Therefore, Responding Party specifically reserves
25 the right to produce additional facts and documents and to make further objections that may
26 become apparent as additional facts and documents are located and reviewed.

27 Responding Party objects to the Special Interrogatories, Set One to the extent they
28 seek information protected by the attorney-client privilege, the official information privilege,

1 provisions of the Brown Act (Govt. Code § 54950, *et seq.*) and/or the attorney work product
2 doctrine. To the extent that supplying the information requested would result in waiving any
3 privilege or objection based on the attorney-client privilege, official information privilege, the
4 Brown Act and/or the attorney work product doctrine, Responding Party does not waive the
5 applicable privilege and/or doctrine. To the extent Responding Party provides any information
6 falling within the attorney-client privilege, official information privilege, the Brown Act and/or
7 the attorney work product doctrine and it is subsequently held that Responding Party waived the
8 applicable privilege/doctrine, Responding Party waives the applicable privilege/doctrine only to
9 the extent of the information provided. In addition, Responding Party objects to the Special
10 Interrogatories, Set One, to the extent the interrogatories call for legal conclusions, which are not
11 a proper subject of discovery. Responding Party also objects that the Special Interrogatories seek
12 information that is equally or more readily available to the Propounding Parties. Without waiving
13 or limiting in any manner any of the foregoing General Objections and incorporating them into
14 each response to the extent applicable, Responding Party responds to the specific requests of the
15 Special Interrogatories, Set One as follows.

16 **RESPONSES TO SPECIAL INTERROGATORIES**

17 **SPECIAL INTERROGATORY NO. 1.**

18 If you have asserted an affirmative defense in response to any complaint or cross-
19 complaint in these proceedings that alleges that the complaining party has failed to join an
20 indispensable party, please IDENTIFY any such indispensable party.

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

22 Responding Party is not currently aware of specific persons or entities that should
23 have, but have not been joined as of the date of this Response.

24 **SPECIAL INTERROGATORY NO. 2.**

25 If you have asserted an affirmative defense in response to any complaint or cross-
26 complaint in these proceedings that alleges that the complaining party has failed to join a
27 necessary party, please IDENTIFY any such necessary party.
28

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

2 Responding Party is not currently aware of specific persons or entities that should
3 have, but have not been joined as of the date of this Response.

4 **SPECIAL INTERROGATORY NO. 3.**

5 Are you aware of any PROPERTY within the BASIN for which the PROPERTY
6 OWNER has not been named as a party to these proceedings?

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

8 Responding Party is not currently aware of specific property within the Basin the
9 owner of which should have, but has not been joined as of the date of this Response.

10 **SPECIAL INTERROGATORY NO. 4.**

11 If your response to Interrogatory No. 3 is affirmative, please IDENTIFY the
12 PROPERTY.

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

14 Not Applicable.

15 **SPECIAL INTERROGATORY NO. 5.**

16 If your response to Interrogatory No. 3 is affirmative, please IDENTIFY the
17 PROPERTY OWNER.

18 **RESPONSE TO SPECIAL INTERROG. NO. 5:**

19 Not Applicable.

20 **SPECIAL INTERROGATORY NO. 6.**

21 If your response to Interrogatory No. 3 is affirmative, please state whether you
22 believe that groundwater has been pumped from that PROPERTY.

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

24 Not Applicable.

25 **SPECIAL INTERROGATORY NO. 7.**

26 If your response to Interrogatory No. 3 is affirmative, please state whether you
27 believe that groundwater is currently being pumped from that PROPERTY.
28

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

2 Not Applicable.

3 **SPECIAL INTERROGATORY NO. 8.**

4 Please state the name of any other person or entity you believe is an indispensable
5 party to these proceedings.

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

7 See Response to Interrogatories Nos. 1 and 2, above.

8 **SPECIAL INTERROGATORY NO. 9.**

9 Please state the name of any other person or entity you believe is a necessary party
10 to these proceedings.

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

12 See Response to Interrogatories Nos. 1 and 2, above.

13

14 Dated: June 22, 2007

15

16 ROCKARD J. DELGADILLO, City Attorney
17 Richard M. Brown, Senior Assistant City Attorney for
Water and Power

18 KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
19 A Professional Corporation

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21 By 
Janet K. Goldsmith
22 Attorneys for Defendant CITY OF LOS ANGELES

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VERIFICATION

I, THOMAS ERB declare:

I am the Director of Water Resources for the City of Los Angeles and am authorized to sign this verification on its behalf with regard to the above-titled action. I have read the foregoing RESPONSES TO FIRST SET OF SPECIALLY PREPARED INTERROGATORIES and know the contents thereof; that the same is true on my own knowledge except as to matters therein stated on information and belief and as to those matters I believe to be true.

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

Executed at Los Angeles, California on June 22, 2007.



Thomas Erb

**Signed Verification To Follow