

1 JANET K. GOLDSMITH, State Bar No. 065959
ERIC N. ROBINSON, State Bar No. 191781
2 KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation
3 400 Capitol Mall, 27th Floor
Sacramento, CA 95814-4416
4 Telephone: (916) 321-4500
Facsimile: (916) 321-4555

5 ROCKARD J. DELGADILLO, City Attorney
6 RICHARD M. BROWN, Senior Assistant
City Attorney for Water and Power
7 S. DAVID HOTCHKISS (Bar No. 076821)
Assistant City Attorney
8 JULIE A. CONBOY (Bar No. 197407)
Deputy City Attorney
9 111 North Hope Street, Suite 340
P. O. Box 51111
10 Los Angeles, California 90051-0100
Telephone: (213)367-4500

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
16 Coordination Proceeding

Case No. 105 CV 049053

17 **ANTELOPE VALLEY**
GROUNDWATER CASES

Judicial Council Coordination Proceeding
No. 4408

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

Hon. Jack Komar

DISCLOSURE OF EXPERT WITNESS

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

Riverside County Superior Court

Lead Case No. RIC 344436

Case No. RIC 344668

Case No. RIC 353840

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

23 Diamond Farming Co. v. City of
Lancaster

Los Angeles Superior Court

Case No. BC 325201

24 Diamond Farming Co. v. Palmdale Water
25 District

Kern County Superior Court

Case No. S-1500-CV-254348

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27 The Court's Order Re the United States' Motion for Judgment on the Pleadings dated
28 September 22, 2006 states, *inter alia*, that the Court requires evidence regarding:

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“(1) The hydrology of the basin, including regarding surface water and groundwater, (2) the hydrology of the area outside the basin but within the watershed, and (3) the extent of the interrelationship between the two.”

(Order, page 12.)

In compliance with this Order, defendant City of Los Angeles hereby designates Timothy J. Durbin as an expert witness who may testify at the trial commencing October 10, 2006. Mr. Durbin is president of Timothy J. Durbin, Inc., Consulting Hydrologists, and will testify concerning the boundaries of the Antelope Valley groundwater basin and its sources of recharge. In addition, Mr. Durbin may be called upon to testify in rebuttal to the expert testimony of other witnesses. If Mr. Durbin testifies, it is estimated that his direct testimony will last approximately one hour.

Dated: October 2, 2006

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

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation

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

1 **PROOF OF SERVICE**

2 I, Lorraine Lippolis, declare:

3 I am a resident of the State of California and over the age of eighteen years, and
4 not a party to the within action; my business address is 400 Capitol Mall, 27th Floor, Sacramento,
CA 95814-4416. On October 2, 2006, I served the within documents:

5 **CITY OF LOS ANGELES' DISCLOSURE OF EXPERT WITNESS**

6 by transmitting via facsimile from (916) 321-4555 the above listed document(s)
7 without error to the fax number(s) set forth below on this date before 5:00 p.m. A
copy of the transmittal/confirmation sheet is attached.

8 by placing the document(s) listed above in a sealed envelope with postage thereon
9 fully prepaid, in the United States mail at Sacramento, California addressed as set
forth below.

10 X (By E-filing) I posted the document listed above to the Santa Clara County
11 Superior Court website in regard to the Antelope Valley Groundwater matter in
compliance with the Court's electronic posting instructions and the Court's
12 Clarification Order dated October 27, 2006.

13 by placing the document(s) listed above in a sealed Federal Express envelope and
14 affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal
Express agent for delivery

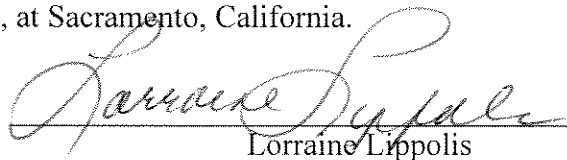
15 by personally delivering the document(s) listed above to the person(s) at the
address(es) set forth below.

16 *Please see attached Service List*

17 I am readily familiar with the firm's practice of collection and processing
18 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 in the ordinary course of business. I
19 am aware that on motion of the party served, service is presumed invalid if postal cancellation
date or postage meter date is more than one day after date of deposit for mailing in affidavit.
20

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

22 Executed on October 2, 2006, at Sacramento, California.

23 
24 Lorraine Lippolis

25 Honorable Jack Komar
26 Superior Court of California County of Santa
Clara
27 191 North First Street, Dept. 17C
San Jose, CA 95113
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