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**EXEMPT FROM FILING FEE
(Government Code § 6103)**

6
7 Attorneys for Defendant/Cross-Defendant,
BORON COMMUNITY SERVICES
8 DISTRICT

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

11
12
13 **Coordination Proceeding
Special Title (Rule 3.550(c))**

14 **ANTELOPE VALLEY GROUNDWATER
15 CASES**

16 **Included Actions:**

17 **Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co.
18 Superior Court of California, County of Los
Angeles, Case No. BC 325201;**

19 **Los Angeles County Waterworks District
20 No. 40 v. Diamond Farming Co.
Superior Court of California, County of Kern,
21 Case No. S-1500-CV-254348**

22 **Wm. Bolthouse Farms, Inc. v. City of Lancaster,
Diamond Farming Co. v. City of Lancaster,
23 Diamond Farming Co. v. Palmdale Water Dist.,
Superior Court of California, County of
24 Riverside, Case Nos. RIC 353 840, RIC 344 436,
RIC 344 668**

25
26 **AND RELATED ACTIONS.**
27
28

**Judicial Council Coordination
Proceeding No. 4408**

Santa Clara Case No. 1-05-CV-049053

**NON-EXPERT WITNESS
DESIGNATION OF BORON
COMMUNITY SERVICES DISTRICT
FOR PHASE 4 TRIAL**

[Assigned for All Purposes to the
Honorable Jack Komar]

Trial Date: February 11, 2013
Time: 9:00 a.m.
Dept: 1

Action Filed: October 26, 2005

1 Defendant/Cross-Defendant, BORON COMMUNITY SERVICES DISTRICT ("Boron")
2 submits the following list of non-expert witnesses whose testimony is intended to be offered at trial,
3 either orally or by deposition testimony:
4

5 Peter A. Lopez, Manager
6 Boron Community Services District
7 P.O. Box 1060
8 Boron, CA 93596


9 Mr. Lopez is the Manager of Boron. He will testify regarding Boron's groundwater
10 production particularly from Well 15, and as appropriate, Boron's water system, as well as the uses
11 to which Boron's groundwater production are (and/or have been) applied.

12 Mr. Lopez is available for deposition during the weekdays from January 14, 2013 through
13 January 18, 2013 and January 28, 2013 through January 31, 2013.

14 Also, Custodian(s) of Records may be needed for records, absent stipulation(s) to evidentiary
15 issues involved with records such as foundation and authenticity. Likewise, Boron reserves its rights
16 to call additional witnesses for trial based on information that may become available subsequent to
17 today's designation.

18 DATED: January 7, 2013

19 McMURTRY, HARTSOCK & WORTH

20
21
22 By: 
23 James A. Worth, Attorneys for Defendant/
24 Cross-Defendant, BORON
25 COMMUNITY SERVICES DISTRICT
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2
3 **PROOF OF SERVICE**

4 **STATE OF CALIFORNIA, COUNTY OF KERN**

5 I, GUADALUPE GONZALEZ, declare: I am and was at the time of the service hereunder mentioned, over the age of eighteen (18) years and not a party to the within cause. My business address is 2001 22nd Street, Suite 100, Bakersfield, California 93301.

6 On January 7, 2013, I served the document(s) titled:

7 **NON-EXPERT WITNESS DESIGNATION OF BORON COMMUNITY SERVICES**
8 **DISTRICT FOR PHASE 4 TRIAL**

9
10 to be served on the parties in this action as follows:

11
12 **XXX (BY ELECTRONIC TRANSMISSION)** I caused such document(s) listed above to be posted to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.

13 _____ **(BY MAIL)** I am readily familiar with the firm's practice of collection and processing of documents for mailing. Under that practice, it would be deposited with the United States Postal Service on that same day with postage thereon fully prepaid at Bakersfield, California, in the ordinary course of business.

14
15 _____ **(BY FACSIMILE TRANSMISSION)** A transmission report was properly issued by the sending facsimile machine, and the transmission was reported as completed and without error.

16
17 _____ **(BY PERSONAL SERVICE)** I caused such envelope to be delivered by hand to the offices of the addressee(s).

18
19 _____ **(BY OVERNIGHT COURIER)** I caused such envelope with delivery fees fully prepaid to be sent by overnight courier.

20 Executed on January 7, 2013, at Bakersfield, California.

21
22 **XXX (STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

23 _____ **(FEDERAL)** I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

24
25 
26 _____
27 GUADALUPE GONZALEZ
28