

MOBILE COPY SERVICE



Sacramento: P.O. Box 1250, Shingle Springs, CA 95682
Los Angeles: P.O. Box 17265, Long Beach, CA 90807

Texas: P.O. Box 941513, Plano, TX 75094
San Diego: P.O. Box 600591, San Diego, CA 92160

July 25, 2022



MCS WO# 33213801

Robert Kuhs, Esq.
LeBeau Thelen, LLP
5001 E. Commercenter Dr. #300
Bakersfield, CA 93389

Regarding: **Business Records**
Case Title: **Antelope Valley Groundwater Cases v. JOHNNY ZAMRZLA, PAMELLA ZAMRZLA, JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLA (collectively "ZAMRZLA'S")**

Please take notice that records regarding **Business Records**, are being sought by **MATHENY SEARS LINKERT & JAIME** from the following location(s):

Southern California Edison
2244 Walnut Grove Ave.
Rosemead, CA 91770

If you would like copies of these records, please indicate above and return this form via fax to: (800) 972-8436.

Contact Person: _____ Phone #: _____
Company Name: _____ Fax #: _____

If address above is incorrect, please check box and indicate new information above.

Please understand that our term for this service is pre-payment only. By signing this letter, you are agreeing to pay \$65.00, plus \$0.50 per page, plus shipping & handling charges and applicable taxes for each location requested. Once we have obtained the requested records, we will notify your office of the cost and will release your copy of the records upon receipt of payment.

If you would NOT like to receive copies of Certificate of No Records, please indicate here:

If you would like to receive copies of the records on a CD for an additional charge of \$14.95 per location, please indicate here:

Signature: _____ Dated: ____/____/____

*******TIME WAIVER*******

By signing below, I hereby agree to waive the 10-day objection time frame for the Notice to Consumer or Employee under section(s) 1985.3 and/or 1985.6 of the California Evidence Code. I declare under penalty of perjury under the Laws of the State of California that I am the attorney of the individual whose records are being sought, and that I am authorized to approve the release of the requested documents prior to the assigned deposition date given on the attached subpoena.

SIGNATURE: _____ DATED: ____/____/____



ATTORNEY OR PARTY WITHOUT ATTORNEY Nicholas R. Shepard MATHENY SEARS LINKERT & JAIME 3638 American River Dr. Sacramento, CA 95864 1(916)978-3434 x121 BAR #: 300629 ATTORNEY FOR: Defendant	<i>FOR COURT USE ONLY</i>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles 23747 W. Valencia Blvd. Valencia, CA 91355	
PLAINTIFF/PETITIONER: Antelope Valley Groundwater Cases DEFENDANT/RESPONDENT: JOHNNY ZAMRZLA, PAMELLA ZAMRZLA, JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLA (collectively "ZAMRZLA'S")	
DEPOSITION SUBPOENA FOR PRODUCTION OF BUSINESS RECORDS	CASE NUMBER: BC325201

THE PEOPLE OF THE STATE OF CALIFORNIA, TO:
Southern California Edison 2244 Walnut Grove Ave., Rosemead, CA 91770

1. YOU ARE ORDERED TO PRODUCE THE BUSINESS RECORDS described in item 3, as follows:

To (name of deposition officer): **Mobile Copy Service, Inc.**
 On (date): **08-23-2022** At: **10:00 AM**
 Location (address): **P.O. Box 1250, Shingle Springs, CA 95682**

- a. BY DELIVERING A TRUE, LEGIBLE, AND DURABLE COPY OF THE BUSINESS RECORDS DESCRIBED IN ITEM 3, ENCLOSED IN A SEALED INNER WRAPPER WITH THE TITLE AND NUMBER OF THE ACTION, NAME OF WITNESS, AND DATE OF SUBPOENA CLEARLY WRITTEN ON IT. THE INNER WRAPPER SHALL THEN BE ENCLOSED IN AND OUTER ENVELOPE OR WRAPPER, SEALED, AND MAILED TO THE DEPOSITION OFFICER AT THE ADDRESS IN ITEM 1.
- b. BY DELIVERING A TRUE, LEGIBLE, AND DURABLE COPY OF THE BUSINESS RECORDS DESCRIBED IN ITEM 3 TO THE DEPOSITION OFFICER AT THE WITNESS'S ADDRESS, ON RECEIPT OF PAYMENT IN CASH OR BY CHECK OF THE REASONABLE COSTS OF PREPARING THE COPY, AS DETERMINED UNDER EVID. CODE SEC 1563(B).
- c. BY MAKING THE ORIGINAL BUSINESS RECORDS DESCRIBED IN ITEM 3 AVAILABLE FOR INSPECTION AT YOUR BUSINESS ADDRESS BY THE ATTORNEY'S REPRESENTATIVE & PERMITTING COPYING AT YOUR BUSINESS ADDRESS UNDER REASONABLE CONDITIONS DURING NORMAL BUSINESS HOURS.

2. **THE RECORDS ARE TO BE PRODUCED BY THE DATE AND TIME SHOWN IN ITEM 1 (BUT NOT SOONER THAN 20 DAYS AFTER THE ISSUANCE OF THE DEPOSITION SUBPOENA, OR 15 DAYS AFTER SERVICE, WHICH EVER DATE IS LATER.) REASONABLE COSTS OF LOCATING RECORDS, MAKING THEM AVAILABLE OR COPYING THEM, AND POSTAGE, IF ANY, ARE RECOVERABLE AS SET FORTH IN EVIDENCE CODE SECTION 1563(B). THE RECORDS SHALL BE ACCOMPANIED BY AN AFFIDAVIT OF THE CUSTODIAN OR OTHER QUALIFIED WITNESS PURSUANT TO EVIDENCE CODE SECTION 1561.**

3. **THE RECORDS TO BE PRODUCED ARE DESCRIBED AS FOLLOWS:**
- See attachment for more details

PERTAINING TO: Business Records, (aka:)
Date of Birth: Social Security Number: XXX-XX-

4. IF YOU HAVE BEEN SERVED WITH THIS SUBPOENA AS A CUSTODIAN OF CONSUMER OR EMPLOYEE RECORDS UNDER CODE OF CIVIL PROCEDURE SECTION 1985.3 OR 1985.6 AND A MOTION TO QUASH OR AN OBJECTION HAS BEEN SERVED ON YOU, A COURT ORDER OR AGREEMENT OF THE PARTIES, WITNESS, AND CONSUMER OR EMPLOYEE AFFECTED MUST BE OBTAINED BEFORE YOU ARE REQUIRED TO PRODUCE CONSUMER OR EMPLOYEE RECORDS.

DISOBEDIENCE OF THIS SUBPOENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

DATE ISSUED: **07-25-2022**

/S/ Nicholas R. Shepard
 Signature of Person Issuing Subpoena
Defendant's Counsel
 Title

(Proof of Service on Next Page)

**DEPOSITION SUBPOENA FOR PRODUCTION
OF BUSINESS RECORDS**

Attachment 1
Southern California Edison

Billing and electric usage records, and any correspondence between Southern California Edison and Grimmway Enterprises, Inc. (or any Grimmway affiliates, agents, or subsidiaries) from January 1, 2000 to July 15, 2022, and associated with or relating to parcels AIN 3220-006-026; AIN 3220-006-002; AIN 3220-006-003; AIN 3220-001-028; AIN 3220-001-027, located at or adjacent to or near 48910 80th St. W, Lancaster, California 93536.

Billing and electric usage records, and any correspondence between Southern California Edison and Grimmway Enterprises, Inc. (or any Grimmway affiliates, agents, or subsidiaries) from January 1, 2000 to July 15, 2022, and associated with or relating to Johnny Zamrzla and/or Pamella Zamrzla.



MCS W.O.# 33213801

SUBP-010

PLAINTIFF/PETITIONER: **Antelope Valley Groundwater Cases**
DEFENDANT/RESPONDENT: **JOHNNY ZAMRZLA, PAMELLA ZAMRZLA, JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLA (collectively "ZAMRZLA'S")**

CASE NUMBER: **BC325201**

PROOF OF SERVICE OF DEPOSITION SUBPOENA FOR PRODUCTION OF BUSINESS RECORDS

1. I served this deposition subpoena for Production of Business Records by personally delivering a copy to the person served as follows:

A. Person Served (name): _____

B. Address where served: _____

C. Date of Delivery: ____/____/____

D. Time of Delivery: _____

E. Fees Advanced:

(1) WITNESS FEES WERE PAID IN THE AMOUNT OF \$ _____

(2) COPYING FEES WERE PAID IN THE AMOUNT OF \$ _____

F. Fee(s) for Service: \$ _____

2. I received this subpoena for service on: ____/____/____ (date received)

3. Person Serving:

- A. NOT A REGISTERED CALIFORNIA PROCESS SERVER.
- B. CALIFORNIA SHERIFF, MARSHAL, OR CONSTABLE.
- C. REGISTERED CALIFORNIA PROCESS SERVER.
- D. EMPLOYEE/INDEPENDENT CONTRACTOR OF A REGISTERED CALIFORNIA PROCESS SERVER.
- E. EXEMPT FROM REGISTRATION UNDER BUS. & PROF. CODE SECTION 22350(B)

F. REGISTERED PROFESSIONAL PHOTOCOPIER.

G. EXEMPT FROM REGISTRATION UNDER BUS. & PROF. CODE SECTION 22451.

H. NAME, ADDRESS, AND TELEPHONE NUMBER AND COUNTY OF REGISTRATION & NO.

MOBILE COPY SERVICE, INC.
4261 SUNSET LANE
SHINGLE SPRINGS, CA 95682
COUNTY OF EL DORADO
REGISTRATION #: PP-0001
Telephone: (800) 953-8436

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

(For California Sheriff or Marshall Use Only)
I certify that the foregoing is true and correct.

Date: ____/____/____

Date: ____/____/____

(Signature)

(Signature)



ATTORNEY OR PARTY WITHOUT ATTORNEY Nicholas R. Shepard MATHENY SEARS LINKERT & JAIME 3638 American River Dr. Sacramento, CA 95864 1(916)978-3434 x121 BAR #: 300629 ATTORNEY FOR: Defendant	FOR COURT USE ONLY CASE NUMBER: BC325201
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Los Angeles 23747 W. Valencia Blvd. Valencia, CA 91355	
PLAINTIFF/PETITIONER: Antelope Valley Groundwater Cases DEFENDANT/RESPONDENT: JOHNNY ZAMRZLA, PAMELLA ZAMRZLA, JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLA (collectively "ZAMRZLA'S")	
<p style="text-align: center;">PROOF OF SERVICE BY MAIL ATTESTING TO CONSTRUCTIVE NOTICE TO CONSUMER <small>[CCP 1985.3 (C) (1)]</small></p>	

IN THE STATE OF **CALIFORNIA**, COURT OF: **Superior**

FOR THE COUNTY OF: **Los Angeles**

TO CUSTODIAN OF RECORDS FOR:
Southern California Edison; 2244 Walnut Grove Ave., Rosemead, CA 91770

I am employed in the County of El Dorado, State of California; I am over the age of 18 years and not a party to the within action; my business address is: 4261 Sunset Lane Shingle Springs, CA 95682.

On **07-25-2022**, I served by mailing copies of the subpoena duces tecum & the original notice to consumer:

Robert Kuhs, Esq. 5001 E. Commercenter Dr. #300 Bakersfield, CA 93389-2092

Executed on **07-25-2022**, in Shingle Springs, California

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

Signed: *Linda Riffey*
Linda Riffey



ATTORNEY OR PARTY WITHOUT ATTORNEY Nicholas R. Shepard MATHENY SEARS LINKERT & JAIME 3638 American River Dr. Sacramento, CA 95864 1(916)978-3434 x121	
BAR #: 300629 ATTORNEY FOR: Defendant TELEPHONE NO.: 1(916)978-3434 x121 FAX NO.: 1(916)978-3430 ATTORNEY FOR (Name): Defendant	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF: Los Angeles STREET ADDRESS: 23747 W. Valencia Blvd. MAILING ADDRESS: 23747 W. Valencia Blvd. CITY AND ZIP CODE: Valencia, CA 91355 BRANCH NAME:	
PLAINTIFF/ PETITIONER: Antelope Valley Groundwater Cases DEFENDANT/ RESPONDENT: JOHNNY ZAMRZLA, PAMELLA ZAMRZLA, JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLA (collectively "ZAMRZLA'S")	CASE NUMBER: BC325201
NOTICE TO CONSUMER OR EMPLOYEE AND OBJECTION <i>(Code Civ. Proc., §§ 1985.3, 1985.6)</i>	

NOTICE TO CONSUMER OR EMPLOYEE

TO (name): Business Records

1. PLEASE TAKE NOTICE THAT REQUESTING PARTY (name): **Nicholas R. Shepard**
Nicholas R. Shepard; MATHENY SEARS LINKERT & JAIME; Defendant's Counsel
 SEEKS YOUR RECORDS FOR EXAMINATION by the parties to this action on: **08-23-2022**
 The records are described in the subpoena directed to **witness (specify name & address of person/entity from whom records are sought):**
Southern California Edison 2244 Walnut Grove Ave., Rosemead, CA 91770
 A copy of the subpoena is attached.
2. IF YOU OBJECT to the production of these records, YOU MUST DO ONE OF THE FOLLOWING BEFORE THE DATE SPECIFIED IN ITEM a. OR b. BELOW:
 - a. If you are a party to the above-entitled action, you must file a motion pursuant to Code of Civil Procedure section 1987.1 to quash or modify the subpoena and give notice of that motion to the witness and the deposition officer named in the subpoena at least five days before the date set for production of the records.
 - b. If you are not a party to this action, you must serve on the requesting party and on the witness, before the date set for production of the records, a written objection that states the specific grounds on which production of such records should be prohibited. You may use the form below to object and state the grounds for your objection. You must complete the Proof of Service on the reverse side indicating whether you personally served or mailed the objection. The objection should not be filed with the court. **WARNING: IF YOUR OBJECTION IS NOT RECEIVED BEFORE THE DATE SPECIFIED IN ITEM 1, YOUR RECORDS MAY BE PRODUCED & MAY BE AVAILABLE TO ALL PARTIES.**
3. YOU OR YOUR ATTORNEY MAY CONTACT THE UNDERSIGNED to determine whether an agreement can be reached in writing to cancel or limit the scope of the subpoena. If no such agreement is reached, and if you are not otherwise represented by an attorney in this action, YOU SHOULD CONSULT AN ATTORNEY TO ADVISE YOU OF YOUR RIGHTS OF PRIVACY.

Date: **07-25-2022**

/S/ Nicholas R. Shepard

(TYPE OR PRINT NAME)

/S/ Nicholas R. Shepard

(SIGNATURE OF REQUESTING PARTY ATTORNEY)

OBJECTION BY NON-PARTY TO PRODUCTION OF RECORDS

1. I object to the production of all of my records specified in the subpoena.
2. I object only to the production of the following specified records:
3. The specific grounds for my objection are as follows:

Date: _____

(PRINT NAME)

(SIGNATURE)

(Proof of service on next page)



PLAINTIFF/PETITIONER: **Antelope Valley Groundwater Cases** CASE NUMBER: **BC325201**
DEFENDANT/RESPONDENT: **JOHNNY ZAMRZLA, PAMELLA ZAMRZLA, JOHNNY LEE ZAMRZLA AND JEANETTE ZAMRZLA (collectively "ZAMRZLA'S")**

PROOF OF SERVICE OF NOTICE TO CONSUMER OR EMPLOYEE AND OBJECTION

(Code Civ. Proc., §§ 1985.3, 1985.6)

Personal Service Mail

1. At the time of service I was at least 18 years of age and **not a party to this legal action.**
2. I served a copy of the *Notice to Consumer or Employee and Objection* as follows (check either a or b):
 - a. **Personal service.** I personally delivered the *Notice to Consumer or Employee and Objection* as follows:

(1) Name of person served:	(3) Date served:
(2) Address where served:	(4) Time served:
 - b. **Mail.** I deposited the *Notice to Consumer or Employee and Objection* in the United States mail, in a sealed envelope with postage fully prepaid. The envelope was addressed as follows:

(1) Name of person served: Robert Kuhs, Esq.	(3) Date of mailing: 07-25-2022
(2) Address: 5001 E. Commercenter Dr. #300 Bakersfield, CA 93389-2092	(4) Place of mailing (city and state): Shingle Springs, CA

(5) I am a resident of or employed in the county where the *Notice to Consumer or Employee and Objection* was mailed.
 - c. My residence or business address is (specify): **4261 Sunset Lane, Shingle Springs, CA 95682**
 - d. My phone number is (specify): **(530) 626-3113**

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

Date: **07-25-2022**

Linda Riffey

(TYPE OR PRINT NAME OF PERSON WHO SERVED)

(SIGNATURE OF PERSON WHO SERVED)

LIST OF ADDITIONAL NOTIFIED ENTITIES (if applicable)



CERTIFICATION OF SATISFACTORY ASSURANCES

As required by the Standards for Privacy of Individually Identifiable Health Information (“Privacy Regulations”) promulgated pursuant to the Health Insurance Portability and Accountability Act of 1996 (“HIPAA”), this certification provides satisfactory assurances that the appropriate steps have been taken to notify and/or otherwise protect the privacy of the individual who is the subject of the protected health information that is being requested.

 x **Notice**

In Compliance with 45 C.F.R. 164.5129(e)(1), I hereby certify that I have made a good faith attempt to provide written notice to: **Robert Kuhs, Esq.** (the “individual” or the individual’s legal representative), whose protected health information I am requesting, (or if the individual’s location is unknown, to mail a notice to the individual’s last know address) at:
5001 E. Commercenter Dr. #300Bakersfield, CA 93389-2092

These records will be destroyed once they are no longer needed in the litigation proceedings.

A copy of such written notice is attached to this certification.

I certify that the notice included sufficient information about the litigation or proceeding in which the protected health information is requested to permit the individual to raise an objection to the court or administrative tribunal. Further, I certify that the time for the individual to raise objections to the court or administrative tribunal has elapsed and either: (1) no objections were filed; or (2) all objections filed by the individual have been resolved by the court or the administrative tribunal and the disclosures being sought are consistent with such resolution.

OR

 Qualified Protective Order

In Compliance with 45 C.F.R. 164.5129(e)(1), I hereby certify that:

 The parties to the dispute giving rise to this request for information have agreed to a qualified protective order and have presented it to the court or administrative tribunal with jurisdiction over the dispute; or

 I requested a qualified protective order from the court/administrative tribunal on

A copy of the qualified protective order or my request for such order is attached to this certification.

Linda Riffey

Name

Linda Riffey
Signature

07/25/2022

Date

Mobile Copy Service

Company