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

11 **ANTELOPE VALLEY**
12 **GROUNDWATER CASES**

) RELATED CASE TO JUDICIAL
) COUNCIL COORDINATION
) PROCEEDING NO. 4408
)

13 This Pleading Relates to Included Action:
14 REBECCA LEE WILLIS, on behalf of herself
and all others similarly situated,

) UNOPPOSED REQUEST BY THE
) WILLIS CLASS TO DISMISS THE CITY
) OF LOS ANGELES FROM THE SECOND
) AMENDED CLASS ACTION
) COMPLAINT; DECLARATION OF
) RALPH B. KALFAYAN
)

15 Plaintiff,

16 vs.
17

18 LOS ANGELES COUNTY WATERWORKS
DISTRICT NO. 40; CITY OF LANCASTER;
19 CITY OF LOS ANGELES; CITY OF
PALMDALE; PALMDALE WATER
20 DISTRICT; LITTLE ROCK CREEK
IRRIGATION DISTRICT; PALM RANCH
21 IRRIGATION DISTRICT; QUARTZ HILL
WATER DISTRICT; ANTELOPE VALLEY
22 WATER CO.; ROSAMOND COMMUNITY
SERVICE DISTRICT; MOJAVE PUBLIC
23 UTILITY DISTRICT; and DOES 1 through
1,000;

24 Defendants.
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Introduction

Plaintiff Rebecca Willis hereby moves the court to dismiss Defendant City of Los Angeles from the Willis Second Amended Class Action Complaint.

The Court should grant the request

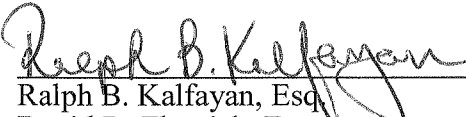
Pursuant to Rules of Court 3.770, court approval is required for dismissal of a party in a class action. Defendant City of Los Angeles (hereinafter the "City") is a named defendant in the Willis Second Amended Class Action Complaint. On June 24, 2008, counsel for the City, Ms. Janet Goldsmith, confirmed in writing that the City does not assert any prescriptive rights against any of the landowners in the Willis Class. Counsel also represented that the City is not a retailer or purveyor of groundwater in the Antelope Valley. The City is asserting rights solely as an overlying landowner. Since the Willis Class is adverse to appropriators that claim prescriptive rights, it is respectfully requested by the Willis Class that Defendant City be dismissed without prejudice from the Willis Second Amended Class Action Complaint. No direct or indirect consideration has been exchanged by the parties for this dismissal. The dismissal will not prejudice any of the members in the class. Each party is expected to bear their own fees and costs.

Conclusion

For the foregoing reasons, the Willis Class respectfully requests that the City be dismissed without prejudice from the Willis Second Amended Class Action Complaint.

Dated: July 10, 2008

KRAUSE KALFAYAN BENINK
& SLAVENS LLP



Ralph B. Kalfayan, Esq.
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