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7 Attorneys for Granite Construction Company

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
9 **COUNTY OF LOS ANGELES - CENTRAL DISTRICT**

10 **ANTELOPE VALLEY GROUNDWATER**  
11 **CASES**

12 **INCLUDED ACTIONS:**

13 Los Angeles County Waterworks District No. 40  
v. Diamond Farming Co., Superior Court of  
California, County of Los Angeles, Case No. BC  
14 325201;

15 Los Angeles County Waterworks District No. 40  
v. Diamond Farming Co., Superior Court of  
California, County of Kern, Case No. S-1500-CV-  
16 254348;

17 Wm. Bolthouse Farms, Inc. v. City of Lancaster,  
18 Diamond Farming Co. v. Lancaster, Diamond  
Farming Co. v. Palmdale Water Dist., Superior  
19 Court of California, County of Riverside, Case  
No. RIC 353840, RIC 344436, RIC 344668

20 Rebecca Lee Willis v. Los Angeles County  
21 Waterworks District No. 40  
Superior Court of California, County of Los  
22 Angeles, Case No. BC 364553

23 Wood v. A.V. Materials, Inc., et al., Superior  
24 Court of California, County of Los Angeles, Case  
No. BC 509546

25 Little Rock Sand and Gravel, Inc. v. Granite  
26 Construction Co., Superior Court of California,  
County of Los Angeles, North Judicial District,  
27 Case No. MC026932

Judicial Council Coordination No. 4408

Santa Clara Case No. 1-05-CV-049053  
Assigned to Honorable Jack Komar

**DEMAND FOR PRODUCTION OF**  
**DOCUMENTS TO LITTLE ROCK**  
**SAND AND GRAVEL, INC., SET ONE**

[Code Civ. Proc., § 2031.010]

1 DEMANDING PARTY: GRANITE CONSTRUCTION COMPANY  
2 RESPONDING PARTY: LITTLE ROCK SAND AND GRAVEL, INC.  
3 SET NUMBER: ONE  
4

### 5 I. INTRODUCTION

6 GRANITE CONSTRUCTION COMPANY (the "DEMANDING PARTY") requests that  
7 LITTLE ROCK SAND AND GRAVEL, INC. (the "RESPONDING PARTY"), produce and  
8 permit the DEMANDING PARTY or the DEMANDING PARTY's representative to inspect and  
9 copy the DOCUMENTS described in Part III hereof. The date, time and place of the inspection  
10 and copying shall be as follows unless otherwise agreed between counsel for the DEMANDING  
11 PARTY and counsel for the RESPONDING PARTY:

12 Date: November 13, 2012

13 Time: 10:00 a.m.

14 Place: 1200 Truxtun Avenue, Suite 200

15 Bakersfield, CA 93301

### 16 II. DEFINITIONS

17 In addition to the words and phrases defined in Part I hereof, the following words  
18 and phrases shall govern the construction of this document unless the context otherwise requires:

- 19 1. "GRANITE" means Granite Construction Company.
- 20 2. "YOU" or "YOUR" means Little Rock Sand and Gravel, Inc.
- 21 3. "DOCUMENT" means a writing, as defined by Evidence Code section 250, and  
22 includes the originals or a copy of handwriting, typewriting, printing, photostats, photographs,  
23 electronically stored information, and every other means of recording upon any tangible thing  
24 and form of communicating or representation, including letters, words, pictures, sounds, or  
25 symbols, or combination of them.
- 26 4. "RELATE TO" and "RELATES TO" mean disclose, discuss, support, evidence,  
27 constitute, identify, indicate, involve, reference or reflect the subject matter referred to.  
28

1 5. "COMPLAINT" means the Verified First Amended Complaint filed by YOU on  
2 or about April 11, 2017, in Los Angeles County Superior Court, Case No. MC026932, entitled  
3 *Little Rock Sand and Gravel, Inc. v. Granite Construction Company.*

4 6. "ANSWER" means the Verified Answer to First Amended Complaint filed by  
5 GRANITE on or about May 17, 2017, in Los Angeles County Superior Court, Case No.  
6 MC026932, entitled *Little Rock Sand and Gravel, Inc. v. Granite Construction Company.*

7 7. "LEASE" means the Lease dated April 8, 1987, between GRANITE and LITTLE  
8 ROCK, as amended.

9 8. "LEASE PROPERTY" means the property that is leased by GRANITE from  
10 LITTLE ROCK for operation of a rock, sand and gravel quarry.

### 11 **III. REQUEST FOR PRODUCTION**

12 YOU are required to produce, at the date, time and location so noticed, all  
13 DOCUMENTS described below. This demand relates not only to all DOCUMENTS under  
14 YOUR possession, custody or control, but also those DOCUMENTS reasonably available to  
15 YOU. To the extent any DOCUMENT consists of electronically stored information as defined  
16 in Code of Civil Procedure section 2016.020, such DOCUMENT must be produced in its native  
17 format.  
18

#### 19 **REQUEST FOR PRODUCTION NO. 1:**

20 All DOCUMENTS identified in YOUR Responses to Form Interrogatories, Set One.

#### 21 **REQUEST FOR PRODUCTION NO. 2:**

22 All DOCUMENTS that RELATE TO the allegations contained in paragraph 6 of the  
23 COMPLAINT.

#### 24 **REQUEST FOR PRODUCTION NO. 3:**

25 All DOCUMENTS that RELATE TO the allegations contained in paragraph 14 of the  
26 COMPLAINT.  
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1 **REQUEST FOR PRODUCTION NO. 4:**

2 All DOCUMENTS that RELATE TO the allegations contained in paragraph 15 of the  
3 COMPLAINT.

4 **REQUEST FOR PRODUCTION NO. 5:**

5 All DOCUMENTS that RELATE TO the allegations contained in paragraph 19 of the  
6 COMPLAINT.

7 **REQUEST FOR PRODUCTION NO. 6:**

8 All DOCUMENTS that RELATE TO the allegations contained in paragraph 20 of the  
9 COMPLAINT.

10 **REQUEST FOR PRODUCTION NO. 7:**

11 All DOCUMENTS that RELATE TO the allegations contained in paragraph 21 of the  
12 COMPLAINT.

13 **REQUEST FOR PRODUCTION NO. 8:**

14 All DOCUMENTS that RELATE TO the allegations contained in paragraph 23 of the  
15 COMPLAINT.

16 **REQUEST FOR PRODUCTION NO. 9:**

17 All DOCUMENTS that RELATE TO the allegations contained in paragraph 24 of the  
18 COMPLAINT.

19 **REQUEST FOR PRODUCTION NO. 10:**

20 All DOCUMENTS that RELATE TO the allegations contained in paragraph 25 of the  
21 COMPLAINT.

22 **REQUEST FOR PRODUCTION NO. 11:**

23 All DOCUMENTS that RELATE TO the allegations contained in paragraph 26 of the  
24 COMPLAINT.

25 **REQUEST FOR PRODUCTION NO. 12:**

26 All DOCUMENTS that RELATE TO the allegations contained in paragraph 27 of the  
27 COMPLAINT.  
28

1 **REQUEST FOR PRODUCTION NO. 13:**

2 All DOCUMENTS that RELATE TO the allegations contained in paragraph 29 of the  
3 COMPLAINT.

4 **REQUEST FOR PRODUCTION NO. 14:**

5 All DOCUMENTS that RELATE TO the allegations contained in paragraph 30 of the  
6 COMPLAINT.

7 **REQUEST FOR PRODUCTION NO. 15:**

8 All DOCUMENTS that RELATE TO the allegations contained in paragraph 31 of the  
9 COMPLAINT.

10 **REQUEST FOR PRODUCTION NO. 16:**

11 All DOCUMENTS that RELATE TO communications between YOU and any other  
12 person regarding the allocation of groundwater rights as between GRANITE and YOU.

13 **REQUEST FOR PRODUCTION NO. 17:**

14 All DOCUMENTS that RELATE TO communications, whether oral or in writing,  
15 regarding settlement of the Antelope Valley Groundwater Cases, including without limitation  
16 communications regarding the allocations reflected on Exhibit 4 to Exhibit A to the Judgment  
17 entered in the Antelope Valley Groundwater Cases.

18 **REQUEST FOR PRODUCTION NO. 18:**

19 All DOCUMENTS that RELATE TO formation of the LEASE.

20 **REQUEST FOR PRODUCTION NO. 19:**

21 All DOCUMENTS that RELATE TO the parties' performance under the LEASE.

22 **REQUEST FOR PRODUCTION NO. 20:**

23 All DOCUMENTS that RELATE TO formation of the First Amendment to Lease  
24 between GRANITE and LITTLE ROCK entered into in 2010.

25 **REQUEST FOR PRODUCTION NO. 21:**

26 All DOCUMENTS that RELATE TO the parties' performance under the First  
27 Amendment to Lease between GRANITE and LITTLE ROCK entered into in 2010.  
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**REQUEST FOR PRODUCTION NO. 22:**

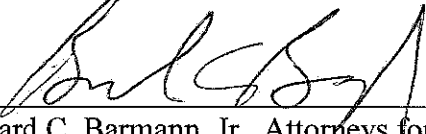
All DOCUMENTS that RELATE TO communications, whether oral or in writing, with GRANITE or any other person regarding the LEASE and the parties' duties and performance under the LEASE.

**REQUEST FOR PRODUCTION NO. 23:**

All DOCUMENTS that RELATE TO GRANITE's use of the wells located on the LEASE PROPERTY.

Dated: October 11, 2017

KUHS & PARKER

By   
Bernard C. Barmann, Jr., Attorneys for  
Demanding Party, Granite Construction Company

**PROOF OF SERVICE  
STATE OF CALIFORNIA, COUNTY OF KERN**

I, Valerie Hanners, declare:

I am employed in the County of Kern, State of California. I am over the age of 18 and am not a party to the within action; my business address is Kuhs & Parker, 1200 Truxtun Avenue, Suite 200, Bakersfield, California 93301.

On October 11, 2017, I caused the foregoing document(s) described as **DEMAND FOR PRODUCTION OF DOCUMENTS TO LITTLE ROCK SAND AND GRAVEL, INC., SET ONE** to be served on the parties in this action, as follows:

Theodore A. Chester, Jr. (**Overnight service**)      All Parties in the Antelope Valley Groundwater Cases  
Stephen R. Isbell      (**Electronic service via Glotrans**)  
Musick, Peeler & Garrett, LLP  
One Wilshire Boulevard, Suite 2000  
Los Angeles, CA 90017-3383

(BY ELECTRONIC SERVICE) by serving the document(s) listed above via Antelope Valley Watermaster Electronic Document Service – (www.avwatermaster.org) c/o Glotrans, to all parties appearing on the electronic service list for the Antelope Valley Groundwater case. Electronic service is complete at the time of transmission. My electronic notification email address is [vhanners@kuhsparkerlaw.com](mailto:vhanners@kuhsparkerlaw.com)

(BY U.S. MAIL) on October 11, 2017, at Bakersfield, California, pursuant to C.C.P. section 1013(a), I:

deposited the sealed envelope with the United States Postal Service, with the postage fully prepaid.

placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is place for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

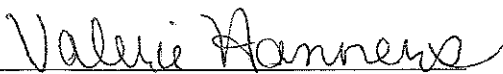
(BY EMAIL TRANSMISSION) on October 11, 2017, at approximately p.m. to:

(BY FACSIMILE TRANSMISSION) on October 11, 2017 at approximately \_\_\_\_ p.m., pursuant to Rule 2008 of the California Rules of Court. The telephone number of the sending facsimile machine was 661/322-2906. A transmission report (copy attached hereto) was properly issued by the sending facsimile machine, and the transmission was reported as completed and without error.

(BY PERSONAL SERVICE) on October 11, 2017 pursuant to C.C.P. section 1011, I caused such envelope to be delivered by hand personally to the addressee(s):

(BY OVERNIGHT COURIER) on October 11, 2017 pursuant to C.C.P. section 1013l(d), I caused such envelope with delivery fees fully prepared to be sent by Federal Express to **Theodore A. Chester, Jr. at Musick, Peeler & Garrett, LLP.**

(STATE) I declare under penalty of perjury under the laws of the State of California that the above is true and correct, and that the foregoing was executed on October 11, 2017, in Bakersfield, California.

  
Valerie Hanners