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July 1, 2009

VIA ELECTRONIC POSTING

Jeffrey Dunn
Stefanie Hedlund
Best, Best & Krieger
5 Park Plaza, Suite 1500
Irvine, CA 92614

***Re: Antelope Valley Groundwater Litigation, JCCP 4408
Richard A. Wood. v. Los Angeles Waterworks Dist. No. 40 et al.***

Dear Jeff:

Yet again, I write to address problems created by your office, and more specifically to demand that your office and the other purveyors cease all efforts to serve process on the Roes identified earlier this month until the latest problem is properly addressed. We have learned that your office has included on the latest list of Roes, which I understand to be comprised largely or entirely of *Willis* class opt-outs, a number of landowners who affirmatively identified themselves as pumpers on their *Willis* response form.

Yesterday afternoon, Dan O'Leary was contacted by Kim Updegraff, who your office apparently served with the first amended cross-complaint. The Updegraffs are listed on the spreadsheet for *Willis* noticees who responded as small pumpers. Per the direction of the Court, this class of people was supposed to be added to the mailing list for the Small Pumper class notice. They were not supposed to be Roed into your cross-complaint. Yet, Jerry Updegraff is listed as Roe 2082 on your clients' latest amendment to the cross-complaint. In a very brief skim of one section of the latest Roe amendment, I find many more self-identified small pumpers.

Please immediately stop all services efforts on the Roes until this issue is adequately resolved. As a first step, the improperly named Roes need to be identified. We would like a list of names of those people and the status of any efforts to serve them.

Whatever solution we develop, do not unilaterally post anything or email anything to Small Pumper class members. I am informed that earlier this week, Stefanie Hedlund sent

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e-mails through the avgroundwater.com website to *Willis* class members without the consent of class counsel. While this is an issue between your office and Ralph Kalfayan's office, such conduct as to the Small Pumper class would be totally unacceptable. In short, do not do anything with regard to the erroneously sued Small Pumpers, or any other class members, without consulting class counsel.

Finally, to the extent there have been any emails or communications with the classes other than those referenced above, we demand to be provided with copies of such communications.

Very truly yours,

A handwritten signature in black ink, appearing to read "MOS" with a long horizontal line extending to the right.

Michael D. McLachlan