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15 Attorneys for Plaintiff

16 **SUPERIOR COURT FOR THE STATE OF CALIFORNIA**  
17 **COUNTY OF LOS ANGELES**

18 Coordination Proceeding Special Title  
19 (Rule 1550(b))

20 ANTELOPE VALLEY GROUNDWATER  
21 CASES

22 RICHARD A. WOOD, an individual, on  
23 behalf of himself and all others similarly  
24 situated,

25 Plaintiff,

26 v.

27 LOS ANGELES COUNTY  
28 WATERWORKS DISTRICT NO. 40; et  
al.

Defendants.

JUDICIAL COUNCIL  
COORDINATION PROCEEDING No.  
4408

Case No.: BC391869

**RICHARD WOOD'S *EX PARTE***  
**APPLICATION FOR ORDER**  
**MODIFYING CLASS LIST;**  
**DECLARATION OF MICHAEL D.**  
**MCLACHLAN**

Date: April 1, 2014  
Time: 9:00 a.m.  
Place: telephonic (Courtcall)

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT on April 1, 2014, at 9:00 a.m., Plaintiff  
3 Richard Wood will present the Court with an ex parte application for an order  
4 modifying the class member list.

5 The hearing on this application will occur telephonically by CourtCall, or in  
6 such other location as the Court may designate.

7  
8 DATED: March 27, 2014

LAW OFFICES OF MICHAEL D. McLACHLAN  
LAW OFFICE OF DANIEL M. O'LEARY

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By: \_\_\_\_\_  
Michael D. McLachlan  
Attorneys for Plaintiff

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1 Plaintiff Richard Wood requests that the Court supplement the small  
2 pumper class list of known class members to include the following class  
3 members: Robert Keith Dyas (AIN 473-031-13 & 473-031-14). As set forth in the  
4 attached Declaration of Michael D. McLachlan, this person owns a parcel of land  
5 that meets the small pumper class definition, but for various reasons, they are not  
6 currently included on the list of known class members.

7  
8 DATED: March 27, 2014

LAW OFFICES OF MICHAEL D. McLACHLAN  
LAW OFFICE OF DANIEL M. O'LEARY

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11 By: \_\_\_\_\_  
12 Michael D. McLachlan  
13 Attorneys for Plaintiff  
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**DECLARATION OF MICHAEL D. McLACHLAN**

I, Michael D. McLachlan, declare:

1. I am one of the appointed class counsel for the Small Pumper Class, and am duly licensed to practice law in California. I make this declaration of my own personal knowledge, except where stated on information and belief, and if called to testify in Court on these matters, I could do so competently.

2. I attach as Exhibit 1 a true and correct copy of the Class Inclusion Request Form sent to me by class member Robert Keith Dyas for Kern County parcels 473-031-13 and 473-031-14. These parcels are not currently on the Small Pumper Class list, but appear to meet the class definition so they should be added to the list.

3. I have checked public records and confirmed ownership of these parcels by the forgoing class member.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed this 28<sup>th</sup> day of March, 2014, at Los Angeles, California.

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Michael D. McLachlan

# **Exhibit 1**

CLASS INCLUSION REQUEST FORM

I Robert Keith Dyas, wish to participate in the class action proceeding known as *Richard A. Wood v. Los Angeles County Waterworks Dist. No. 40 et al.* I own the property identified below, on which I have pumped groundwater after 1946 in an amount less than 25 acre-feet per year in any given year. I am not a shareholder in any mutual water company. This property has produced ground water for many decades.

On this 19 day of March, 2014, at I declare under penalty of perjury the foregoing is true and correct.

Robert Keith Dyas  
Signature

1875 Keith Lane  
Street Address

Rosamond, CA 93560  
City/State/Zip

Kern County APN 473-031-14  
Assessor's Identification Number

CLASS INCLUSION REQUEST FORM

I Robert Keith Dyas, wish to participate in the class action proceeding known as *Richard A. Wood v. Los Angeles County Waterworks Dist. No. 40 et al.* I own the property identified below, on which I have pumped groundwater after 1946 in an amount less than 25 acre-feet per year in any given year. I am not a shareholder in any mutual water company. This property has produced ground water for many decades.

On this 19 day of March, 2014, at I declare under penalty of perjury the foregoing is true and correct.

Robert Keith Dyas  
Signature

1975 Keith Lane  
Street Address

Rosamond, CA 93560  
City/State/Zip

Kern County APN 473-031-13  
Assessor's Identification Number