

1 water right priorities and water usage within the Antelope Valley will be *ultra vires* as it will be  
2 subverting the pre-project legislative requirements and protections of California's Environmental  
3 Quality Act (CEQA) (Pub.Res.C. 2100 *et seq.*).  
4

5 **WHEREFORE**, Defendant and Cross-defendant prays that judgment be entered as  
6 follows:

- 7 1. That Plaintiff and Cross-Complainant take nothing by reason of its Complaint or  
8 Cross-Complaint;
- 9 2. That the Complaint and Cross-Complaints be dismissed with prejudice;
- 10 3. For Defendant and Cross-Defendant's costs incurred herein; and
- 11 4. For such other and further relief as the Court deems just and proper.

12  
13 Dated: June 11, 2009

Signature Denna M. O'Leary (surviving wife)  
CORNELIUS W. O'LEARY (deceased)  
[Print name of party and/or attorney] / (on 1-10-08)

16  
17 [FILE IN LA SUPERIOR COURT AND POST ON COURT WEBSITE – FOR E-FILING  
18 INSTRUCTIONS, PLEASE GO TO WWW.SCEFILING.ORG/FAQ OR CONTACT GLOTRANS  
19 AT (510) 208-4775.]  
20  
21  
22  
23  
24  
25  
26  
27  
28