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Attorneys for Cross-Defendant  
ADAMS BENNETT INVESTMENTS, LLC

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF LOS ANGELES**

Coordination Proceeding  
Special Title (Rule 1550(b))

) Judicial Council Coordination  
) Proceeding No. 4408

**ANTELOPE VALLEY  
GROUNDWATER CASES**

) Santa Clara Case No. 1-05-CV-049053  
) Assigned to the Honorable Jack Komar  
) Department 17C

Including Consolidated Actions:

) **CROSS-DEFENDANT ADAMS BENNETT  
INVESTMENTS, LLC'S NOTICE OF  
INTENTION REGARDING  
PARTICIPATION IN PHASE 5 TRIAL**

**Los Angeles County Waterworks District  
No. 40 v. Diamond Farming Co.**  
Superior Court of California, County of Los  
Angeles, Case No. BC 325 201

) Date of Trial: February 10, 2014  
) Time: 9:00 A.M.

**Los Angeles County Waterworks District  
No. 40 v. Diamond Farming Co.**  
Superior Court of California, County of  
Kern, Case No. S-1500-CV-254-348

) For Court's Use Only:  
) Santa Clara County  
) Case No. 1-05-CV-049053  
) (For E-Posting/E-Service Purposes Only)

**Wm. Bolthouse Farms, Inc. v. City of  
Lancaster  
Diamond Farming Co. v. City of  
Lancaster  
Diamond Farming Co. v. Palmdale  
Water Dist.**

Superior Court of California, County of  
Riverside, consolidated actions, Case Nos.  
RIC 353 840, RIC 344 436, RIC 344 668

AND RELATED ACTIONS.

1 **TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

2 Cross-Defendant ADAMS BENNETT INVESTMENTS, LLC, by and through their  
3 attorneys of record, Gresham Savage Nolan & Tilden, PC, by Michael Duane Davis and Marlene  
4 L. Allen-Hammarlund, hereby submits its NOTICE OF INTENTION REGARDING  
5 PARTICIPATION IN PHASE 5 TRIAL ("Notice") as follows:

6 1. **Federal Reserve Right:** ADAMS BENNETT INVESTMENTS, LLC does not intend  
7 to participate in the Phase 5 Trial on the issue of the federal reserved right, unless an issue arises  
8 through discovery or otherwise that would affect its rights or place it at risk. To that extent,  
9 ADAMS BENNETT INVESTMENTS, LLC reserves its right to participate in the Phase 5 Trial  
10 on this issue.

11 2. **Return Flows:** ADAMS BENNETT INVESTMENTS, LLC does not intend to  
12 participate in the Phase 5 Trial on the issue of return flows, unless an issue arises through  
13 discovery or otherwise that would affect its rights or place it at risk. To that extent, ADAMS  
14 BENNETT INVESTMENTS, LLC reserves its right to participate in the Phase 5 Trial on this  
15 issue.

16 DATED: October 15, 2013

Respectfully submitted,

17 GRESHAM SAVAGE NOLAN & TIDEN, PC

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19 By: 

MICHAEL DUANE DAVIS, ESQ.

MARLENE L. ALLEN-HAMMARLUND, ESQ.

DEREK R. HOFFMAN, ESQ.

Attorneys for CROSS-DEFENDANT ADAMS  
BENNETT INVESTMENTS, LLC

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