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9 **SUPERIOR COURT OF CALIFORNIA**

10 **COUNTY OF LOS ANGELES - CENTRAL DISTRICT**
11

12 Coordination Proceeding
Special Title (Rule 1550(b))
13

14 **ANTELOPE VALLEY
GROUNDWATER CASES**

15 Included Actions:

16 *Los Angeles County Waterworks District
No. 40 v.*

17 *Diamond Farming Co., et al.*
Los Angeles County Superior Court, Case
18 No. BC 325 201

19 *Los Angeles County Waterworks District
No. 40 v.*

20 *Diamond Farming Co., et al.*
Kern County Superior Court, Case No.
21 S-1500-CV-254-348
22

23 *Wm. Bolthouse Farms, Inc. v. City of
Lancaster*

24 *Diamond Farming Co. v. City of Lancaster*
*Diamond Farming Co. v. Palmdale Water
25 Dist.*

Riverside County Superior Court,
26 Consolidated Action, Case Nos. RIC 353
840, RIC 344 436, RIC 344 668
27

28 **AND RELATED CROSS-ACTIONS**

) Judicial Council Coordination Proceeding
No. 4408
)

) (For Filing Purposes Only: Santa Clara
County Case No.: 1-05-CV-049053)
)

) Assigned for All Purposes To:
Judge: Hon. Jack Komar
)

) (Filing Fees Exempt, Per Gov't Code § 6103)
)

) **NON-EXPERT WITNESS
DESIGNATION OF PHELAN PINON
HILLS COMMUNITY SERVICES
DISTRICT FOR PHASE 4 TRIAL**
)

) Exchange Date: January 4, 2013
Phase Four Trial Date: February 11, 2013
)

1 Cross-Complainant Phelan Piñon Hills Community Services District ("PPHCSD") submits
2 the following list of non-expert witnesses whose testimony is intended to be offered at trial, either
3 orally or by deposition testimony:

4 Don Bartz
5 General Manager
6 Phelan Piñon Hills Community Services District
4176 Warbler Road
Phelan, California 92371

7 Mr. Bartz is the General Manager of PPHCSD. He will testify regarding PPHCSD's
8 groundwater production particularly from Well 14, and as appropriate, PPHCSD's water system, as
9 well as the uses to which PPHCSD's groundwater production are (and/or have been) applied.

10 Mr. Bartz is available for deposition during weekdays from Thursday, January 17, 2013
11 through Thursday, January 31, 2013.

12 Also, Custodian(s) of Records may be needed for records, absent stipulation(s) to
13 evidentiary issues involved with records such as foundation and authenticity. Likewise, PPHCSD
14 reserves its rights to call additional witnesses for trial based on information that may become
15 available subsequent to today's designation.

16 Dated: January 4, 2013

ALESHIRE & WYNDER, LLP

17
18 By: _____


19 Wesley A. Miliband
20 Attorneys for Cross-Defendant and
21 Cross-Complainant,
22 Phelan Piñon Hills Community
23 Services District
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PROOF OF SERVICE

I, Linda Yarvis,

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 18881 Von Karman Avenue, Suite 1700, Irvine, CA 92612.

On January 4, 2013, I served the within document(s) described as **NON-EXPERT WITNESS DESIGNATION OF PHELAN PINON HILLS COMMUNITY SERVICES DISTRICT FOR PHASE 4 TRIAL** as follows:

☒ (ELECTRONIC SERVICE) By posting the document(s) listed above to the Santa Clara County Superior Court website in regard to Antelope Valley Groundwater matter pursuant to the Court's Clarification Order. Electronic service and electronic posting completed through www.scefiling.org.

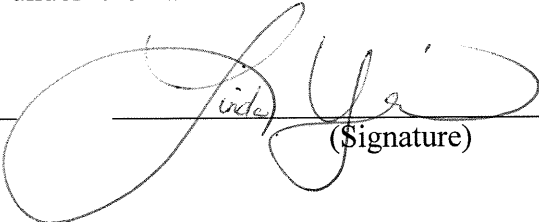
☐ (BY MAIL) By placing a true copy of the foregoing document(s) in a sealed envelope addressed as set forth above. I placed each such envelope for collection and mailing following ordinary business practices. I am readily familiar with this Firm's practice for collection and processing of correspondence for mailing. Under that practice, the correspondence would be deposited with the United States Postal Service on that same day, with postage thereon fully prepaid at Irvine, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ (BY OVERNIGHT DELIVERY) I deposited in a box or other facility regularly maintained by Overnight Express, an express service carrier, or delivered to a courier or driver authorized by said express service carrier to receive documents, a true copy of the foregoing document(s) in a sealed envelope or package designated by the express service carrier, addressed as set forth above, with fees for overnight delivery paid or provided for.

Executed on January 4, 2013, at Irvine, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Linda Yarvis
(Type or print name)


(Signature)