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Phelan Piñon Hills Community Services District

SUPERIOR COURT OF CALIFORNIA
COUNTY OF LOS ANGELES - CENTRAL DISTRICT

Coordination Proceeding
Special Title (Rule 1550(b))

**ANTELOPE VALLEY
GROUNDWATER CASES**

Included Actions:

*Los Angeles County Waterworks District
No. 40 v.*
Diamond Farming Co., et al.
Los Angeles County Superior Court, Case
No. BC 325 201
*Los Angeles County Waterworks District
No. 40 v.*
Diamond Farming Co., et al.
Kern County Superior Court, Case No.
S-1500-CV-254-348

*Wm. Bolthouse Farms, Inc. v. City of
Lancaster*
Diamond Farming Co. v. City of Lancaster
*Diamond Farming Co. v. Palmdale Water
Dist.*
Riverside County Superior Court,
Consolidated Action, Case Nos. RIC 353
840, RIC 344 436, RIC 344 668

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)
)
) **PHELAN PIÑON HILLS COMMUNITY**
) **SERVICES DISTRICT'S OBJECTIONS**
) **TO DECLARATIONS REGARDING**
) **PHASE 4 ISSUES**

1 TO THE HONORABLE COURT AND ALL PARTIES AND THEIR ATTORNEYS OF
2 RECORD HEREIN:

3 Phelan Piñon Hills Community Services District ("PPHCSD") hereby submits the following
4 objections pursuant to the Court's Minute Order dated March 25, 2013 regarding the Hearing on
5 Approval of Parties' Stipulations on Evidence Relevant to Phase Four Trial.

6 These objections are directed at the groundwater claim(s), the basis for such claim(s), and
7 the information (or lack thereof) served by the parties identified below. Specifically, the quantity
8 of water claimed for various years by the parties identified below far exceeds the quantity of water
9 that would be expected for the annual crop cycles for those crops either identified by the parties
10 below or otherwise known to be grown by these parties.

11 PPHCSD submits these objections in furtherance of what PPHCSD understands to be the
12 Court's preference for all parties to identify which of the other parties' claims are deemed
13 objectionable given the Phase 4 trial. PPHCSD reserves any rights to amend the objections herein,
14 including preservation of all rights to challenge any party during discovery or trial during Phase 4
15 and all other subsequent proceedings.

16 To that end, PPHCSD identifies the following parties:

- 17 (1) Bolthouse Properties, LLC; and
18 (2) Wm. Bolthouse Farms, Inc.

19
20 Dated: April 15, 2013

ALESHIRE & WYNDER, LLP

21
22 By: 

23 Wesley A. Miliband
24 Attorneys for Cross-Defendant and
25 Cross-Complainant,
26 Phelan Piñon Hills Community
27 Services District
28

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 April 15, 2013, I served the within document(s) described as **PHELAN PIÑON HILLS COMMUNITY SERVICES DISTRICT'S OBJECTIONS TO DECLARATIONS REGARDING PHASE 4 ISSUES** 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.

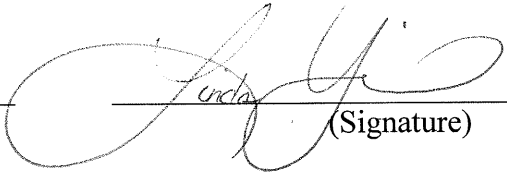
☐ (BY MAIL) By placing a true copy of the foregoing document(s) in a sealed envelope addressed as set forth above. I placed each such envelope for collection and mailing following ordinary business practices. I am readily familiar with this Firm's practice for collection and processing of correspondence 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 April 15, 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)