STIPLIATION

BEST BEST & KRIEGER LLP 5 PARK PLAZA, SUITE 1500 IRVINE, CALIFORNIA 92614

STIPULATION

Los Angeles Waterworks District No. 40, City of Palmdale, City of Lancaster, Littlerock Creek Irrigation District, Palm Ranch Irrigation District, Palmdale Water District, Quartz Hill Water District, Rosamond Community Services District, and California Water Service Company (collectively, the "Public Water Suppliers") hereby enter into the following stipulation with H&N Development Co. West, Inc.

Whereas, for purposes of the Phase 4 trial the above parties wish to enter into the following stipulation in lieu of taking depositions and trial testimony;

Whereas, Norik Naraghi and Rod Stiefvater have signed the attached declarations on behalf of H&N Development Co. West, Inc., and under penalty of perjury (collectively "H&N Declarations");

Whereas, this stipulation strikes paragraph 42, lines 26-1 of the Rod Stiefvater declaration;

NOW, THEREFORE, in consideration and on the basis of the foregoing recitals, the Public Water Suppliers and H&N Development Co. West, Inc., enter into the following stipulation:

- 1. Based on the attached H&N Declarations, the Public Water Suppliers will forego taking the deposition of Norik Naraghi and Rod Stiefvater during discovery for the Phase 4 trial;
- 2. The attached H&N Declarations, except paragraph 42, lines 26-1 of the Rod Stiefvater declaration, may be used in the same manner at trial as a deposition transcript executed under penalty of perjury by the Public Water Suppliers.
- 3. The Public Water Suppliers reserve the right to depose Norik Naraghi and Rod Steiefvater during discovery for subsequent trial phases; and
- 4. The Public Water Suppliers reserve their right to challenge the testimony of Norik Naraghi and Rod Stiefvater at trial and subsequent phases of trial.

LAW OFFICES OF BEST BEST & KRIEGER LLP 3750 UNIVERSITY AVENUE, SUITE 400 P.O. BOX 1028 RIVERSIDE, CALIFORNIA 92502	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Dated: May 2013 BEST BEST & KRIEGER LLP By FRECH GARNER LEFFREY DUNN SYEFANIE D. HEDLUND Attorneys for Cross-Complainant LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 Dated: May, 2013 By JAMES L. MARKMAN STEVEN ORR Attorneys for Cross-Defendant CITY OF PALMDALE Dated: May 2013 By DUGL ST. EVERTZ Attorneys for Cross-Defendant CITY OF LANCASTER AND ROSAMOND COMMUNITY SERVICES DISTRICT Dated: May, 2013 By WAYNE LEMIEUX Attorneys for Cross-Defendant LITTLEROCK CREEK IRRIGATION
	1	Attorneys for Cross-Defendant LITTLEROCK CREEK IRRIGATION DISTRICT AND PALM RANCH IRRIGATION DISTRICT
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	3		By day V. DIMM
	4		ERIC MARNER
	5		EFFREYY, DUNN SEFANIE D. HEDLUND
	6		Attorneys for Cross-Complainant LOS ANGELES COUNTY
	7		WATERWORKS DISTRICT NO. 40
	8	Dated: May <u>24</u> , 2013	
	9	Dated. 19129 (7, 2013	C10
	10		By
94 ×	11		JAMES L. MARKMAN STEVEN ORR
SUITE A	12		Attorneys for Cross-Defendant CITY OF PALMDALE
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BEST 3750 UNIV RIVERSE	16		DOUGLAS J. EVERTZ
	17		Attorneys for Cross-Defendant CITY OF LANCASTER AND
	18		ROSAMOND COMMUNITY SERVICES DISTRICT
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	20	Dated: May, 2013	
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	22		By WAYNE LEMIEUX
	23		Attorneys for Cross-Defendant LITTLEROCK CREEK IRRIGATION
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LAW OFFICES OF BEST BEST & KREGER LLP 3750 UNIVERSITY AVENUE, SUITE 400 P.O. BOX 1026 RIVERSIDE, CALIFORNIA 92502	1	Dated: May 3-0, 2013 BEST BEST & KRIEGER LLP
	2 3 4 5 6	By CARNER ERIC IF CARNER JEFFREYY, DUNN STEFANIE D. HEDLUND Attorneys for Cross-Complainant LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40
	8 9	Dated: May, 2013
	10 11 12 13	By JAMES L. MARKMAN STEVEN ORR Attorneys for Cross-Defendant CITY OF PALMDALE
	14 15	Dated: May, 2013 By
	16 17 18	DOUGLAS J. EVERTZ Attorneys for Cross-Defendant CITY OF LANCASTER AND ROSAMOND COMMUNITY SERVICES DISTRICT
	19 20 21	Dated: May 23, 2013
	22	By WAYNE LEMIEUX Attorneys for Cross-Defendant LITTLEROCK CREEK IRRIGATION DISTRICT AND PALM RANCH
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	l	Dated: May, 2013
	2	Ву
	3	THOMAS BUNN III
	4	Attorneys for Cross-Defendant PALMDALE WATER DISTRICT
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	6	Dated: May, 2013
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	8	BRADLEY T WEEKS
	9	Attorneys for Cross-Defendant QUARTZ HILL WATER DISTRICT
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LAW OFFICES OF BEST & KREGER LLP 50 UNIVERSITY AVENUE, SUITE 4 P.O. BOX 1028 RIVERSIDE, CALIFORNIA 92502	13	By John TOOTLE
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	4	THOMAS BUNN III Attorneys for Cross-Defendant
	5	PALMĎALE WATER DISTRICT
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	8	By BRADLEY T. WEEKS
	9	Attorneys for Cross-Defendant QUARTZ HILL WATER DISTRICT
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LAW OF BEST BEST 3 3750 UNIVERSITY P.O. BK RIVERSIDE, CA	15	COMPANY
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	18 19	Joseph D. Hughes
	20	Attorneys for Cross-Defendant
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	3		THOMAS BUNN III
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	8		BRADLEY T. WEEKS
	9		Attorneys for Cross-Defendant QUARTZ HILL WATER DISTRICT
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LAW OF BEST BEST & UNIVERSITY P.O. BC ERSIDE, CAI	14		Attorneys for Cross-Defendant CALIFORNIA WATER SERVICE
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1	Case No. JCCP4408		
2	PROOF OF SERVICE		
3	STATE OF CALIFORNIA, COUNTY OF KERN		
4	I am employed in the County of Kern, State of California. I am over the age of eighteen		
5	years and not a party to the within action; my business address is 4550 California Ave., Second		
6	Floor, Bakersfield, CA 93309. My email address is shildebrand@kleinlaw.com.		
7	On May 24, 2013, I served the following document described as		
8	STIPULATION WITH H&N DEVELOPMENT CO. WEST, INC., IN LIEU OF TESTIMONY FOR PHASE 4 TRIAL		
10	on the interested parties in this action by placing a copy thereof enclosed in sealed envelopes		
10	addressed as follows:		
12	BY ELECTRONIC MAIL Pursuant to California Rules of Court, rule 2.251, I posted		
13	the document listed above to the Santa Clara Court website regarding the Antelope Valley		
14	Groundwater matter.		
15	Executed on May 24, 2013, at Bakersfield, California.		
16	I declare under penalty of perjury under the laws of the State of California that the		
17	foregoing is true and correct.		
18	Shontice Hildebrand		
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