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9 Attorneys for NRG Solar Alpine, LLC as successor-in-  
10 interest to Cross-Defendant Alta Vista Sun Tower LLC

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SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES

11 ANTELOPE VALLEY GROUNDWATER CASES

12 INCLUDED ACTIONS:

13 LOS ANGELES COUNTY WATERWORKS  
14 DISTRICT NO. 40 v. DIAMOND FARMING  
15 COMPANY, Superior Court of California, County  
16 of Los Angeles, Case No. BC 325201;

17 LOS ANGELES COUNTY WATERWORKS  
18 DISTRICT NO. 40 v. DIAMOND FARMING  
19 COMPANY, Superior Court of California, County  
20 of Kern, Case No. S-1500-CV-254-348;

21 WM. BOLTHOUSE FARMS, INC., v. CITY OF  
22 LANCASTER, DIAMOND FARMING CO. v.  
23 CITY OF LANCASTER, DIAMOND FARMING  
24 CO. v. CITY OF PALMDALE WATER  
25 DISTRICT, Superior Court of California, County of  
26 Riverside, Consolidated Actions, Case Nos. RIC 344  
27 436, RIC 344 668 and RIC 353 840  
28

Judicial Council Coordination No. 4408

Santa Clara Case No. 1-05-CV-049053  
Assigned to The Honorable Jack Komar

**NOTICE OF NRG SOLAR  
ALPINE LLC AS SUCCESSOR-IN-  
INTEREST TO CROSS-DEFENDANT  
ALTA VISTA SUN TOWER LLC**

1 NRG Solar Alpine LLC ("NRG Solar") hereby provides this Notice to the Court and to  
2 the other parties to these proceedings that NRG Solar is the successor-in-interest to Alta Vista  
3 Sun Tower LLC ("Alta Vista"), a Cross-Defendant in this action. NRG Solar requests that all  
4 further pleadings and other documents concerning these consolidated matters refer to and be  
5 served on or provided to NRG Solar in place of Alta Vista.

6 NRG Solar also hereby supplements the "Model Answer to Complaint and All Cross-  
7 Complaints" previously filed by Alta Vista on July 7, 2010, to identify the property in the basin  
8 owned by NRG Solar. By Assessor's Parcel Number, NRG Solar owns the following parcels:  
9 3256-015-002; 3256-015-005; 3256-015-006; 3256-015-07; 3256-015-08; 3256-015-09; 3256-  
10 015-010; 3256-015-011; 3256-015-013; 3256-015-014; 3256-015-015; 3256-015-016; 3256-015-  
11 017; 3256-016-015; 3256-016-017; 3256-016-020; 3256-016-029; 3256-016-030; 3256-016-033;  
12 3256-016-037. As the owner of these parcels, NRG Solar claims the right to pump and use  
13 groundwater from these parcels. NRG Solar shall provide additional information regarding its  
14 rights to groundwater from these parcels in the manner directed by the Court.

15 DATED: November 8, 2012

PROCOPIO, CORY, HARGREAVES &  
SAVITCH LLP

17  
18 By: 

Walter E. Businek

Attorneys for NRG Solar Alpine LLC

## PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is PROCOPIO, CORY, HARGREAVES & SAVITCH LLP, 530 "B" Street, Suite 2100, San Diego, California 92101. On **November 8, 2012**, I served the within documents:

### NOTICE OF NRG SOLAR ALPINE LLC AS SUCCESSOR-IN-INTEREST TO CROSS- DEFENDANT ALTA VISTA SUN TOWER LLC

- ☐ by transmitting via facsimile a copy of said document(s) listed above to the following addressee(s) at the following number(s) in accordance with the written confirmation of counsel in this action.
- ☒ by electronic mail: by posting the document listed above to the Santa Clara Superior Court website: [www.scefilng.org](http://www.scefilng.org) regarding the ANTELOPE VALLEY GROUNDWATER matter.
- ☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Diego, California addressed as set forth below. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on the same day with postage thereon fully prepaid 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 an affidavit.
- ☐ by placing the document(s) listed above in a sealed overnight envelope and depositing it for overnight delivery at San Diego, California, addressed as set forth below. I am readily familiar with the practice of this firm for collection and processing of correspondence for processing by overnight mail. Pursuant to this practice, correspondence would be deposited in the overnight box located at 530 "B" Street, San Diego, California 92101 in the ordinary course of business on the date of this declaration.
- ☒ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.
- ☐ (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on **November 8, 2012**, at San Diego, California.

  
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Sarai DeJesus