

# EXHIBIT G

# LEWIS BRISBOIS BISGAARD & SMITH LLP

ATTORNEYS AT LAW

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JOSEPH A. SALAZAR, JR.  
DIRECT DIAL: 916.646.8201  
E-MAIL: [jsalazar@lbbslaw.com](mailto:jsalazar@lbbslaw.com)

August 28, 2008

Thomas Bunn, III  
Lagerlof, Senecal, Gosney & Kruse LLP  
301 N. Lake Avenue, 10<sup>th</sup> Floor  
Pasadena, California 91101-4108

Jeffrey Dunn  
Best, Best & Krieger LLP  
5 Park Plaza, Suite 1500  
Irvine, California 92614

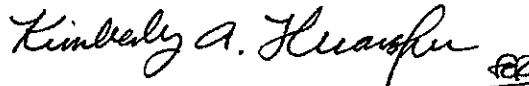
Bradley T. Weeks  
Charlton Weeks LLP  
1007 West Avenue M-14, Suite A  
Palmdale, CA 93551-1443

Gentlemen:

Attached please find the Amended Notice of Depositions for the Persons Most Knowledgeable ("PMK") concerning the specific areas set forth in the notice. We are flexible on dates and will make accommodations as requested if the need arises.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,



Joseph A. Salazar of  
LEWIS BRISBOIS BISGAARD & SMITH LLP

JAS/pal  
Attachment

ATLANTA | CHICAGO | FORT LAUDERDALE | LAFAYETTE | LAS VEGAS | LOS ANGELES | NEW ORLEANS | NEW YORK  
ORANGE COUNTY | PHOENIX | SACRAMENTO | SAN BERNARDINO | SAN DIEGO | SAN FRANCISCO | TAMPA | TUCSON

4811-7513-9074.1

1 **LEWIS BRISBOIS BISGAARD & SMITH LLP**  
MALISSA HATHAWAY McKEITH, SB# 112917  
2 E-Mail: [mckeith@lbbslaw.com](mailto:mckeith@lbbslaw.com)  
3 JOSEPH A. SALAZAR, JR., SB# 169551  
E-Mail: [jsalazar@lbbslaw.com](mailto:jsalazar@lbbslaw.com)  
4 KIMBERLY A. HUANGFU, SB# 252241  
E-Mail: [huangfu@lbbslaw.com](mailto:huangfu@lbbslaw.com)  
5 221 North Figueroa Street, Suite 1200  
Los Angeles, California 90012  
6 Telephone: 213.250.1800  
7 Facsimile: 213.250.7900  
8 Attorneys for Anaverde LLC

9  
10 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
11 COUNTY OF LOS ANGELES, CENTRAL DISTRICT  
12

13 ANTELOPE VALLEY GROUNDWATER  
14 CASES

15 Included Actions:

16 Los Angeles County Waterworks District No.  
40 v. Diamond Farming Co.  
Superior Court of California  
17 County of Los Angeles, Case No. BC325201;

18 Los Angeles County Waterworks District No.  
40 v. Diamond Farming Co.  
Superior Court of California  
19 County of Kern, Case No. S-1500-CV-254-  
20 348;

21 Wm. Bolthouse Farms, Inc. v. City of  
Lancaster  
22 Diamond Farming Co. v. City of Lancaster  
Diamond Farming Co. v. Palmdale Water Dist.  
23 Superior Court of California  
County of Riverside, consolidated actions  
24 Case Nos. RIC 353840, RIC 344436,  
RIC 344668.

Judicial Council Coordination Proceeding No.  
4408

Santa Clara Case No. 1-05-CV-049053

Assigned to the Honorable Jack Komar  
Dept. 1

**ANAVERDE'S AMENDED NOTICE OF  
TAKING DEPOSITION OF LOS  
ANGELES COUNTY WATERWORKS  
NO. 40, PALMDALE WATER DISTRICT,  
AND QUARTZ HILL WATER  
DISTRICT'S PERSON MOST  
KNOWLEDGEABLE [DUCES TECUM]**

DATE: September 17, 2008

TIME: 10:00 a.m.

PLACE: LEWIS BRISBOIS BISGAARD  
& SMITH L.L.P.

221 N. Figueroa Street  
Los Angeles, CA 90012  
(213) 250-1800

Phase 2 Trial: October 6, 2008

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

2 Please take notice that at on September 17, 2008 at 221 N. Figueroa Street, Los Angeles,  
3 CA 90012 at 10:00 a.m., cross-defendant Anaverde LLC ("Anaverde"), will take the deposition,  
4 pursuant to California Code of Civil Procedure section 2025 *et seq.*, of the person most  
5 knowledgeable or qualified. Such deponents include the Los Angeles County Waterworks No. 40  
6 ("LACWW"), Palmdale Water District ("PWD"), and Quartz Hill Water District ("QHWD").

7 The deposition will take place at the law offices of LEWIS BRISBOIS BISGAARD &  
8 SMITH, whose address and telephone number are known to its attorneys, to testify on the subjects  
9 notes below, upon oral examination before a court reporter of the state of California, authorized to  
10 administer an oath. Said deposition will continue from day to day, excluding weekends and  
11 holidays, until completed.

12 NOTICE IS FURTHER GIVEN that the matters on which examination is requested are as  
13 follows:

- 14 1. the man-made water conveyances created at the direction of the City of Palmdale and/or  
15 Palmdale Water District within the Antelope Valley Watershed;
- 16 2. the electricity consumption for each groundwater wells operated by LACWW, PWD, and  
17 QHWD in the Antelope Valley Watershed for the past 50 years;
- 18 3. the results of any aquifer testing in the Anaverde Creek Basin;
- 19 4. the construction of each groundwater wells operated by LACWW, PWD, and QHWD,  
20 located within the Antelope Valley Adjudication Basin;
- 21 5. the capacity of each of groundwater wells operated by LACWW, PWD, and QHWD,  
22 located within the Antelope Valley Adjudication Basin;
- 23 6. the actual production of groundwater each of groundwater wells operated by LACWW,  
24 PWD, and QHWD, located within the Antelope Valley Adjudication Basin;
- 25 7. the production rate of water for each groundwater production wells operated by LACWW,  
26 PWD, and QHWD, located within the Antelope Valley Adjudication Basin;

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1 8. the groundwater elevations for each groundwater production wells operated by LACWW,  
2 PWD, and QHWD, located within the Antelope Valley Adjudication Basin for the past 50  
3 years;

4 9. the collection and compilation of the Luhdorff and Scalmanini, Consulting Engineers  
5 ("LSCE") database and the Problem Statement Report dated June 26, 2008;

6 NOTICE IS FURTHER GIVEN that LACWW, PWD, and QHWD shall bring and produce  
7 documents, at the deposition, pertaining to the following:

8 1. the groundwater hydrology-quantification as described in Figure 4.1-1 through Figure  
9 4.1-8 of the Problem Statement Report dated June 26, 2008;

10 2. the back up data used to support Figure 4.1-1 through Figure 4.1-8 of the Problem  
11 Statement Report dated June 26, 2008;

12 3. the back up data used to support Figure 4.2-7 of the Problem Statement Report dated June  
13 26, 2008;

14 4. the back up data used to support Figure 4.2-8 of the Problem Statement Report dated June  
15 26, 2008;

16 5. the back up data used to support Figure 4.2-9 of the Problem Statement Report dated June  
17 26, 2008;

18 6. the back up data used to support Figure 4.3-1 through Figure 4.3-9 of the Problem  
19 Statement Report dated June 26, 2008;

20 10. the data relevant to man-made water conveyances created at the direction of the City of  
21 Palmdale and/or Palmdale Water District within the Antelope Valley Watershed;

22 11. the data regarding electricity consumption for each groundwater wells operated by  
23 LACWW, PWD, and QHWD in the Antelope Valley Watershed for the past 50 years;

24 12. the results of any aquifer testing in the Anaverde Creek Basin;

25 13. the construction of each groundwater wells operated by LACWW, PWD, and QHWD,  
26 located within the Antelope Valley Adjudication Basin;

27 14. the capacity of each of groundwater wells operated by LACWW, PWD, and QHWD,  
28 located within the Antelope Valley Adjudication Basin;

15. the actual production of groundwater each of groundwater wells operated by LACWW,  
PWD, and QHWD, located within the Antelope Valley Adjudication Basin;

16. the production rate of water for each groundwater production wells operated by LACWW,  
PWD, and QHWD, located within the Antelope Valley Adjudication Basin; and,

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17. the groundwater elevations for each groundwater production wells operated by LACWW, PWD, and QHWD, located within the Antelope Valley Adjudication Basin for the past 50 years.

DATED: August 28, 2008

Respectfully submitted,

By: Kimberly A. Huangfu  
Kimberly A. Huangfu  
Attorneys for Anaverde LLC

**PROOF OF SERVICE**

I declare that:

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012.

On August 28, 2008, I served ANAVERDE'S AMENDED NOTICE OF TAKING DEPOSITION OF LOS ANGELES COUNTY WATERWORKS NO. 40, PALMDALE WATER DISTRICT, AND QUARTZ HILL WATER DISTRICT'S PERSON MOST KNOWLEDGEABLE [DUCES TECUM] by posting the document(s) listed above to the Santa Clara Superior Court website in regard to the Antelope Valley Groundwater matter.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct, executed on August 28, 2008.

  
Maritza Estrada

# EXHIBIT H



**Kimberly Huangfu - RE: Antelope Valley - Request for Meet and Confer re PMKDeposition**

---

**From:** "Jeffrey Dunn" <jeffrey.dunn@BBKLAW.COM>  
**To:** "Kimberly Huangfu" <huangfu@lbbslaw.com>  
**Date:** 9/11/2008 2:31 PM  
**Subject:** RE: Antelope Valley - Request for Meet and Confer re PMKDeposition

---

Kimberly, we are still analyzing the deposition notice. We will be able to meet and confer after we respond to the notice. Thanks, Jeff.

---

**From:** Kimberly Huangfu [mailto:huangfu@lbbslaw.com]  
**Sent:** Wednesday, September 10, 2008 10:29 AM  
**To:** Jeffrey Dunn  
**Cc:** Joseph Salazar; Malissa McKeith; Maritza Estrada  
**Subject:** Antelope Valley - Request for Meet and Confer re PMKDeposition

Mr. Dunn:

Based on the last conference call on September 5, 2008, it is our understanding that you intend to file an objection to our PMK deposition notice posted to the Court's website on August 28, 2008. Prior to doing so, we would like to meet and confer.

Please provide me with your availability so that we can discuss this within the next two days. If you prefer that this be resolved with Judge Komar, we are amenable to setting up a conference call, however, it should be noted that pursuant to the Court's Case Management Order for Phase 2, parties are directed to meet and confer concerning any discovery disputes before contacting the Court. Feel free to contact me if you have any questions.

Best regards,  
Kimberly

**KIMBERLY HUANGFU**

**LEWIS BRISBOIS BISGAARD & SMITH LLP**

221 N. Figueroa Street, Suite 1200, Los Angeles, CA 90012

direct 213.580.3907 | tel 213.250.1800 | fax 213.250.7900

[huangfu@lbbslaw.com](mailto:huangfu@lbbslaw.com) | <http://www.lbbslaw.com>

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\*\*\*\*\*  
IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed in this communication (or in any attachment).  
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\*\*\*\*\*  
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# EXHIBIT I

**Kimberly Huangfu - RE: URGENT - RE: Antelope Valley = Monday's deposition of Sheep Creek expert is CONTINUED to a date to be determined**

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**From:** "Jeffrey Dunn" <jeffrey.dunn@BBKLAW.COM>  
**To:** "Sloan, William M." <WSloan@mofo.com>, "David Zlotnick" <David@kkbs-law.com>, "Richard Zimmer" <RZimmer@clifford-brownlaw.com>, <mike@mclachlanlaw.com>, "Nanette Maxey" <NMaxey@clifford-brownlaw.com>, "Allan Graf" <agraf@carlsmith.com>, "Amanda Monchant" <amanda.monchant@hkllaw.com>, "Barbara Stroud" <Barbara.Stroud@bbklaw.com>, "Bernard Leckie" <bleckie@mmhllp.com>, "Bernard Leckie" <mtrussell@mmhllp.com>, "Bob Joyce" <bjoyce@lebeauthelen.com>, "Bradley Herrema" <bherrema@hatchparent.com>, "Carol Davis" <cdavis@lagerlof.com>, "Christopher Sanders" <ps@eslawfirm.com>, "Christopher Sanders" <cms@eslawfirm.com>, "Claire Hervey Collins" <hervey@lbbslaw.com>, "Dale Murad" <dale.murad@pentagon.af.mil>, "Daniel O'Leary" <dan@danolearylaw.com>, "Daniel O'Leary" <carol@danolearylaw.com>, "David Estrada" <djestrada@cs.com>, "David Herrmann" <david@herrmannfinacial.com>, "Aimee Vignocchi" <aimee@krausekalfayan.com>, "Donna Luis" <dluis@lebeauthelen.com>, "Douglas Evertz" <devertz@luce.com>, "Drew Gilliland" <drew@summitdevelop.com>, "Drew Gilliland" <shauna@summitdevelop.com>, "Eric Garner" <Eric.Garner@bbklaw.com>, "Edward Renwick" <erenwick@hanmor.com>, "Edward Renwick" <scantos@hanmor.com>, "Edward Stone" <edstonelawoffice@sbcglobal.net>, "Elias Shokrian" <aaron@califco.com>, "Elizabeth Iannaccone" <albers9601@aol.com>, "Eric Garner" <Eric.Garner@bbklaw.com>, "Erin Powers" <epowers@rwglaw.com>, "Eugene Nebeker" <enebeker@adelphia.net>, "Hyde" <hyde@lbbslaw.com>, "J. Markman" <jmarkman@rwglaw.com>, "James Worth" <jim@mcmurtreyhartsock.com>, "James Worth" <lupe@mcmurtreyhartsock.com>, "Janet Goldsmith" <jgoldsmith@kmtg.com>, "Janet Goldsmith" <lhenderson@kmtg.com>, "Roberta Hoffner" <Roberta.Hoffner@bbklaw.com>, "John Tootle" <jtootle@calwater.com>, "Judy Tetreault" <judy.tetreault@usdoc.gov>, "Julie Gomez" <julie.gomez@doj.ca.gov>, "K. Herrington" <kherrington@rwglaw.com>, "Kerry Keefe" <Kerry.Keefe@bbklaw.com>, "Kimberly Huangfu" <huangfu@lbbslaw.com>, "L. Slaton" <lslaton81@aol.com>, "Lee Leininger" <Susan.middagh@usdoc.gov>, "Lee Leininger" <lee.leininger@usdoc.gov>, "Linda" <linda@lemieux-oneill.com>, "Linda Shumard" <linda.shumard@usdoc.gov>, "Lynda Kocis" <Lynda.Kocis@bbklaw.com>, "Lynn Chao" <lynn@lawofficesoflynnchao.com>, "Lynn Chao" <linda@lawofficesoflynnchao.com>, "M. Shibata" <mshibata@nossaman.com>, "Malissa Hathaway McKeith" <rdunn@lbbslaw.com>, "Malissa Hathaway McKeith" <lschwartz@lbbslaw.com>, "Malissa Hathaway McKeith" <mckeith@lbbslaw.com>, "Marilyn Prewoznik" <mprewoznik@roadrunner.com>, "Michael Crow" <Kathie.covell@doj.ca.gov>, "Michael Crow" <michael.crow@doj.ca.gov>, "Michael Crow" <Julie.gomez@doj.ca.gov>, "Michael Davis" <marlene.allen@greshamsavage.com>, "Michael Davis" <teri.gallagher@greshamsavage.com>, "Michael Davis" <michael.davis@greshamsavage.com>, "Michael Fife" <mfife@hatchparent.com>, "Michael Fife" <rrobledo@hatchparent.com>, "Michael Gross" <mgjg7777@aol.com>, "Michael Kaia" <mkaia@youngwooldridge.com>, "Mon-Wei Lin" <monwei@gmail.com>, "Mon-Wei Lin" <michaelsoffice@gmail.com>, "Nancy Collins" <ncollins@rwglaw.com>, "Patrick Treacy" <treacy@vill.com>, "Patrick Treacy" <ajhofs7719@sbcglobal.net>, "Peter Kiel" <pjk@eslawfirm.com>, "Priya Mohan" <pmohan@lamb-kawami.com>, "Ashley Polyascko" <ashley@kkbs-law.com>, "Aimee Vignocchi" <aimee@krausekalfayan.com>, "Ralph Kalfayan" <Ralph@kkbs-law.com>, "Ramsey Kavar" <rfkavar@yahoo.com>, "Richard Wood" <ralwoody@hotmail.com>, "Robert Allenby" <allenby@shlaw.com>, "Robert Allenby" <matheny@shlaw.com>, "Robert Allenby" <engel@shlaw.com>, "Robert Allenby" <klopez@shlaw.com>, "Robert Dougherty" <rdougherty@covcrowe.com>, "Robert Dougherty" <csanchez@covcrowe.com>, "Robert Dougherty" <dcruz@covcrowe.com>, "Robert Dougherty" <robertedougherty@yahoo.com>, "Ron Fry" <roncfry@earthlink.net>, "Rowena Walker" <rwalker@scscourt.org>, "Ryan Bezerra" <rsb@bkslawfirm.com>, "Ryan Bezerra" <pcm@bkslawfirm.com>, "Scott Kuney" <lbanducci@youngwooldridge.com>, "Scott Kuney" <Antelope@youngwooldridge.com>, "Sheldon Blum" <blumlaw@sbcglobal.net>, "Stefanie Hedlund" <Stefanie.Hedlund@bbklaw.com>

**Date:** 9/12/2008 12:50 PM  
**Subject:** RE: URGENT - RE: Antelope Valley = Monday's deposition of Sheep Creek expert is CONTINUED to a date to be determined  
**CC:** "Mark Smith" <MSmith@clifford-brownlaw.com>, "Thomas Bunn, III" <tombunn@lagerlof.com>, <Brad@CharltonWeeks.com>

---

Bill, I have heard the other parties have reached an agreement to produce documents in lieu of the depositions on Wednesday but you would have to confirm that with Tom Bunn and Brad Weeks. Jeff.

**From:** Sloan, William M. [mailto:WSloan@mofo.com]

**Sent:** Friday, September 12, 2008 12:42 PM

**To:** Jeffrey Dunn; David Zlotnick; Richard Zimmer; mike@mclachlanlaw.com; Nanette Maxey; Allan Graf; Amanda Monchant; Barbara Stroud; Bernard Leckie; Bernard Leckie; Bob Joyce; Bradley Herrema; Carol Davis; Christopher Sanders; Christopher Sanders; Claire Hervey Collins; Dale Murad; Daniel O'Leary; Daniel O'Leary; David Estrada; David Herrmann; Aimee Vignocchi; Donna Luis; Douglas Evertz; Drew Gilliland; Drew Gilliland; Eric Garner; Edward Renwick; Edward Renwick; Edward Stone; Elias Shokrian; Elizabeth Iannaccone; Eric Garner; Erin Powers; Eugene Nebeker; Hyde; J. Markman; James Worth; James Worth; Janet Goldsmith; Janet Goldsmith; Roberta Hoffner; John Tootle; Judy Tetreault; Julie Gomez; K. Herrington; Kerry Keefe; Kimberly Huangfu; L. Slaton; Lee Leininger; Lee Leininger; Linda; Linda Shumard; Lynda Kocis; Lynn Chao; Lynn Chao; M. Shibata; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Marilyn Prewoznik; Michael Crow; Michael Crow; Michael Crow; Michael Davis; Michael Davis; Michael Davis; Michael Fife; Michael Fife; Michael Gross; Michael Kaia; Mon-Wei Lin; Mon-Wei Lin; Nancy Collins; Patrick Treacy; Patrick Treacy; Peter Kiel; Priya Mohan; Ashley Polyascko; Aimee Vignocchi; Ralph Kalfayan; Ramsey Kavar; Richard Wood; Robert Allenby; Robert Allenby; Robert Allenby; Robert Allenby; Robert Dougherty; Robert Dougherty; Robert Dougherty; Robert Dougherty; Ron Fry; Rowena Walker; Ryan Bezerra; Ryan Bezerra; Scott Kuney; Scott Kuney; Sheldon Blum; Stefanie Hedlund; Steven Orr; Stewart Johnston; Tammy Jones; Thomas Bunn, III; Vernon Putnam; Veronica Putnam; Virginia Cahill; Wayne Lemieux; Wayne Lemieux; William Brunick; William Brunick; William Brunick; William Clark; William Kuhs; William Kuhs; William Kuhs; Berte, Catherine L.; McAfee, Andrea L.; Yolanda Ramos

**Cc:** Mark Smith

**Subject:** RE: URGENT - RE: Antelope Valley = Monday's deposition of Sheep Creek expert is CONTINUED to a date to be determined

Thanks Jeff.

Do you, or anyone else, have information regarding Palmdale Water District and Quartz Hill Water District's PMK's also noticed for that day? I saw that objections were filed by Quartz Hill, but I don't believe the document said one way or the other whether a witness will be produced. Any information from anyone would be appreciated. Thanks.

**William M. Sloan**

Morrison | Foerster LLP

425 Market Street | San Francisco, CA 94105-2482

415.268.7209 | 415.276.7535 fax

wsloan@mofo.com | www.mofo.com

---

**From:** Jeffrey Dunn [mailto:jeffrey.dunn@BBKLAW.COM]

**Sent:** Friday, September 12, 2008 12:40 PM

**To:** David Zlotnick; Richard Zimmer; mike@mclachlanlaw.com; Nanette Maxey; Allan Graf; Amanda Monchant; Barbara Stroud; Bernard Leckie; Bernard Leckie; Bob Joyce; Bradley Herrema; Carol Davis; Christopher Sanders; Christopher Sanders; Claire Hervey Collins; Dale Murad; Daniel O'Leary; Daniel O'Leary; David Estrada; David Herrmann; Aimee Vignocchi; Donna Luis; Douglas Evertz; Drew Gilliland; Drew Gilliland; Eric Garner; Edward Renwick; Edward Renwick; Edward Stone; Elias Shokrian; Elizabeth Iannaccone; Eric Garner; Erin Powers; Eugene Nebeker; Hyde; J. Markman; James Worth; James Worth; Janet Goldsmith; Janet Goldsmith; Roberta Hoffner; John Tootle; Judy Tetreault; Julie Gomez; K. Herrington; Kerry Keefe; Kimberly Huangfu; L. Slaton; Lee Leininger; Lee Leininger; Linda; Linda Shumard; Lynda Kocis; Lynn Chao; Lynn Chao; M. Shibata; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Marilyn Prewoznik; Michael Crow; Michael Crow; Michael Crow; Michael Davis; Michael Davis; Michael Davis; Michael Fife; Michael Fife; Michael Gross; Michael Kaia; Mon-Wei Lin; Mon-Wei Lin; Nancy Collins; Patrick Treacy; Patrick Treacy; Peter Kiel; Priya Mohan; Ashley Polyascko; Aimee

Vignocchi; Ralph Kalfayan; Ramsey Kawar; Richard Wood; Robert Allenby; Robert Allenby; Robert Allenby; Robert Allenby; Robert Dougherty; Robert Dougherty; Robert Dougherty; Robert Dougherty; Ron Fry; Rowena Walker; Ryan Bezerra; Ryan Bezerra; Scott Kuney; Scott Kuney; Sheldon Blum; Stefanie Hedlund; Steven Orr; Stewart Johnston; Tammy Jones; Thomas Bunn, III; Vernon Putnam; Veronica Putnam; Virginia Cahill; Wayne Lemieux; Wayne Lemieux; William Brunick; William Brunick; William Brunick; William Clark; William Kuhs; William Kuhs; William Kuhs; Sloan, William M.; Berte, Catherine L.; McAfee, Andrea L.; Yolanda Ramos

**Cc:** Mark Smith

**Subject:** RE: URGENT - RE: Antelope Valley = Monday's deposition of Sheep Creek expert is CONTINUED to a date to be determined

We are filing objections to the notice of deposition and there will not be a deposition of our client on Wednesday.

---

**From:** David Zlotnick [mailto:David@kkbs-law.com]

**Sent:** Friday, September 12, 2008 12:29 PM

**To:** Jeffrey Dunn; Richard Zimmer; mike@mclachlanlaw.com; Nanette Maxey; Allan Graf; Amanda Monchant; Barbara Stroud; Bernard Leckie; Bernard Leckie; Bob Joyce; Bradley Herrema; Carol Davis; Christopher Sanders; Christopher Sanders; Claire Hervey Collins; Dale Murad; Daniel O'Leary; Daniel O'Leary; David Estrada; David Herrmann; Aimee Vignocchi; Donna Luis; Douglas Evertz; Drew Gilliland; Drew Gilliland; Eric Garner; Edward Renwick; Edward Renwick; Edward Stone; Elias Shokrian; Elizabeth Iannaccone; Eric Garner; Erin Powers; Eugene Nebeker; Hyde; J. Markman; James Worth; James Worth; Janet Goldsmith; Janet Goldsmith; Roberta Hoffner; John Tootle; Judy Tetreault; Julie Gomez; K. Herrington; Kerry Keefe; Kimberly Huangfu; L. Slaton; Lee Leininger; Lee Leininger; Linda; Linda Shumard; Lynda Kocis; Lynn Chao; Lynn Chao; M. Shibata; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Marilyn Prewoznik; Michael Crow; Michael Crow; Michael Crow; Michael Davis; Michael Davis; Michael Davis; Michael Fife; Michael Fife; Michael Gross; Michael Kaia; Mon-Wei Lin; Mon-Wei Lin; Nancy Collins; Patrick Treacy; Patrick Treacy; Peter Kiel; Priya Mohan; Ashley Polyascko; Aimee Vignocchi; Ralph Kalfayan; Ramsey Kawar; Richard Wood; Robert Allenby; Robert Allenby; Robert Allenby; Robert Allenby; Robert Dougherty; Robert Dougherty; Robert Dougherty; Robert Dougherty; Ron Fry; Rowena Walker; Ryan Bezerra; Ryan Bezerra; Scott Kuney; Scott Kuney; Sheldon Blum; Stefanie Hedlund; Steven Orr; Stewart Johnston; Tammy Jones; Thomas Bunn, III; Vernon Putnam; Veronica Putnam; Virginia Cahill; Wayne Lemieux; Wayne Lemieux; William Brunick; William Brunick; William Brunick; William Clark; William Kuhs; William Kuhs; William Kuhs; William Sloan; William Sloan; William Sloan; Yolanda Ramos

**Cc:** Mark Smith

**Subject:** RE: URGENT - RE: Antelope Valley = Monday's deposition of Sheep Creek expert is CONTINUED to a date to be determined

Jeff,

Are you producing a witness on Wednesday? We would like to make plans.

dz

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**From:** Jeffrey Dunn [mailto:jeffrey.dunn@BBKLAW.COM]

**Sent:** Friday, September 12, 2008 12:08 PM

**To:** Richard Zimmer; mike@mclachlanlaw.com; Nanette Maxey; Allan Graf; Amanda Monchant; Barbara Stroud; Bernard Leckie; Bernard Leckie; Bob Joyce; Bradley Herrema; Carol Davis; Christopher Sanders; Christopher Sanders; Claire Hervey Collins; Dale Murad; Daniel O'Leary; Daniel O'Leary; David Estrada; David Herrmann; David Zlotnick; Aimee Vignocchi; Donna Luis; Douglas Evertz; Drew Gilliland; Drew Gilliland; Eric Garner; Edward Renwick; Edward Renwick; Edward Stone; Elias Shokrian; Elizabeth Iannaccone; Eric Garner; Erin Powers; Eugene Nebeker; Hyde; J. Markman; James Worth; James Worth; Janet Goldsmith; Janet Goldsmith; Roberta Hoffner; John Tootle; Judy Tetreault; Julie Gomez; K. Herrington; Kerry Keefe; Kimberly Huangfu; L. Slaton; Lee Leininger; Lee Leininger; Linda; Linda Shumard; Lynda Kocis; Lynn Chao; Lynn Chao; M. Shibata; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Marilyn Prewoznik; Michael Crow; Michael Crow; Michael Crow; Michael Davis; Michael Davis; Michael Davis; Michael Fife; Michael Fife; Michael Gross; Michael Kaia; Mon-Wei Lin; Mon-Wei Lin; Nancy Collins; Patrick Treacy; Patrick Treacy; Peter Kiel; Priya Mohan; Ashley Polyascko; Aimee Vignocchi; Ralph Kalfayan; Ramsey Kawar; Richard Wood; Robert Allenby; Robert Allenby; Robert Allenby; Robert Allenby; Robert Dougherty; Robert Dougherty; Robert Dougherty; Robert Dougherty; Ron Fry; Rowena Walker; Ryan Bezerra; Ryan Bezerra; Scott Kuney; Scott Kuney; Sheldon Blum; Stefanie Hedlund; Steven Orr; Stewart Johnston; Tammy Jones; Thomas Bunn, III; Vernon Putnam; Veronica Putnam; Virginia Cahill; Wayne Lemieux; Wayne Lemieux; William Brunick; William Brunick; William Brunick; William Clark; William Kuhs; William Kuhs; William Kuhs; William Sloan; William Sloan; William Sloan; Yolanda Ramos

**Cc:** Mark Smith

**Subject:** URGENT - RE: Antelope Valley = Monday's deposition of Sheep Creek expert is CONTINUED to a date to be determined

Monday's scheduled deposition of Dr. Ram Arora is continued to a date to be later determined. A notice of continuance will be posted this afternoon.

---

**From:** Richard Zimmer [mailto:RZimmer@clifford-brownlaw.com]

**Sent:** Saturday, September 06, 2008 1:55 PM

**To:** mike@mclachlanlaw.com; Nanette Maxey; Allan Graf; Amanda Monchant; Barbara Stroud; Bernard Leckie; Bernard Leckie; Bob Joyce; Bradley Herrema; Carol Davis; Christopher Sanders; Christopher Sanders; Claire Hervey Collins; Dale Murad; Daniel O'Leary; Daniel O'Leary; David Estrada; David Herrmann; David Zlotnick; David Zlotnick; Donna Luis; Douglas Evertz; Drew Gilliland; Drew Gilliland; Eric Garner; Edward Renwick; Edward Renwick; Edward Stone; Elias Shokrian; Elizabeth Iannaccone; Eric Garner; Erin Powers; Eugene Nebeker; Fred Fudacz; Henry Weinstock; Hyde; J. Markman; James Worth; James Worth; Janet Goldsmith; Janet Goldsmith; Roberta Hoffner; Jeffrey Dunn; John Tootle; Judy Tetreault; Julie Gomez; K. Herrington; Kerry Keefe; Kimberly Huangfu; L. Slaton; Lee Leininger; Lee Leininger; Linda; Linda Shumard; Lynda Kocis; Lynn Chao; Lynn Chao; M. Shibata; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Marilyn Prewoznik; Michael Crow; Michael Crow; Michael Crow; Michael Davis; Michael Davis; Michael Davis; Michael Fife; Michael Fife; Michael Gross; Michael Kaia; Mon-Wei Lin; Mon-Wei Lin; Nancy Collins; Patrick Treacy; Patrick Treacy; Peter Kiel; Priya Mohan; Ralph Kalfayan; Ralph Kalfayan; Ralph Kalfayan; Ramsey Kawar; Richard Wood; Robert Allenby; Robert Allenby; Robert Allenby; Robert Allenby; Robert Dougherty; Robert Dougherty; Robert Dougherty; Robert Dougherty; Ron Fry; Rowena Walker; Ryan Bezerra; Ryan Bezerra; Scott Kuney; Scott Kuney; Sheldon Blum; Stefanie Hedlund; Steven Orr; Stewart Johnston; Tammy Jones; Thomas Bunn, III; Vernon Putnam; Veronica Putnam; Virginia Cahill; Wayne Lemieux; Wayne Lemieux; William Brunick; William Brunick; William Brunick; William Clark; William Kuhs; William Kuhs; William Kuhs; William Sloan; William Sloan; William Sloan; Yolanda Ramos

**Cc:** Mark Smith

**Subject:** RE: Antelope Valley = Expert Deposition Schedule

I have no problem with doing them down south but would prefer somewhere in Glendale. Ontario is very difficult for us. However, if it presents a problem with expert availability we may not have a choice. Getting all these depositions set was a chore. We all spent over an hour trying to get the schedule put together with concessions by all. We will see what others say about their expert availability in So Cal but we need to keep the schedule intact. Thanks

---

**From:** Mike McLachlan [mailto:mike@mclachlanlaw.com]

**Sent:** Friday, September 05, 2008 4:43 PM

**To:** Nanette Maxey; 'Allan Graf'; 'Amanda Monchant'; 'Barbara Stroud'; 'Bernard Leckie'; 'Bernard Leckie'; 'Bob Joyce'; 'Bradley Herrema'; 'Carol Davis'; 'Christopher Sanders'; 'Christopher Sanders'; 'Claire Hervey Collins'; 'Dale Murad'; 'Daniel O'Leary'; 'Daniel O'Leary'; 'David Estrada'; 'David Herrmann'; 'David Zlotnick'; 'David Zlotnick'; 'Donna Luis'; 'Douglas Evertz'; 'Drew Gilliland'; 'Drew Gilliland'; 'E.L. Garner'; 'Edward Renwick'; 'Edward Renwick'; 'Edward Stone'; 'Elias Shokrian'; 'Elizabeth Iannaccone'; 'Eric Garner'; 'Erin Powers'; 'Eugene Nebeker'; 'Fred Fudacz'; 'Henry Weinstock'; 'Hyde'; 'J. Markman'; 'James Worth'; 'James Worth'; 'Janet Goldsmith'; 'Janet Goldsmith'; 'Jeffrey Dunn'; 'Jeffrey Dunn'; 'John Tootle'; 'Judy Tetreault'; 'Julie Gomez'; 'K. Herrington'; 'Kerry Keefe'; 'Kimberly Huangfu'; 'L. Slaton'; 'Lee Leininger'; 'Lee Leininger'; 'Linda'; 'Linda Shumard'; 'Lynda Kocis'; 'Lynn Chao'; 'Lynn Chao'; 'M. Shibata'; 'Malissa Hathaway McKeith'; 'Malissa Hathaway McKeith'; 'Malissa Hathaway McKeith'; 'Marilyn Prewoznik'; 'Michael Crow'; 'Michael Crow'; 'Michael Crow'; 'Michael Davis'; 'Michael Davis'; 'Michael Davis'; 'Michael Fife'; 'Michael Fife'; 'Michael Gross'; 'Michael Kaia'; 'Mon-Wei Lin'; 'Mon-Wei Lin'; 'Nancy Collins'; 'Patrick Treacy'; 'Patrick Treacy'; 'Peter Kiel'; 'Priya Mohan'; 'Ralph Kalfayan'; 'Ralph Kalfayan'; 'Ralph Kalfayan'; 'Ramsey Kawar'; 'Richard Wood'; 'Robert Allenby'; 'Robert Allenby'; 'Robert Allenby'; 'Robert Allenby'; 'Robert Dougherty'; 'Robert Dougherty'; 'Robert Dougherty'; 'Robert Dougherty'; 'Ron Fry'; 'Rowena Walker'; 'Ryan Bezerra'; 'Ryan Bezerra'; 'Scott Kuney'; 'Scott Kuney'; 'Sheldon Blum'; 'Stephanie Hedlund'; 'Steven Orr'; 'Stewart Johnston'; 'Tammy Jones'; 'Thomas Bunn, III'; 'Vernon Putnam'; 'Veronica Putnam'; 'Virginia Cahill'; 'Wayne Lemieux'; 'Wayne Lemieux'; 'William Brunick'; 'William Brunick'; 'William Brunick'; 'William Clark'; 'William Kuhs'; 'William Kuhs'; 'William Kuhs'; 'William Sloan'; 'William Sloan'; 'William Sloan'; 'Yolanda Ramos'

**Cc:** Richard Zimmer; Mark Smith

**Subject:** RE: Antelope Valley = Expert Deposition Schedule

Unfortunately, I was not able to make the call today. Am wondering why we are collectively spending all the money to send a dozen or more lawyers to Sacramento when it would be significantly cheaper for all to split the cost of flying the expert to SoCal? That location makes is impossible for Dan O'Leary or myself to

cover a few of those depositions. I may object on that basis, but first I'd like to understand the reasoning if someone can share that with me. Thanks,

Mike McLachlan  
Law Offices of Michael D. McLachlan, APC  
523 West Sixth Street, Suite 215  
Los Angeles, CA 90014  
(213) 630-2884  
(213) 630-2886 fax  
mike@mclachlanlaw.com

---

**From:** Nanette Maxey [mailto:NMaxey@clifford-brownlaw.com]

**Sent:** Friday, September 05, 2008 1:40 PM

**To:** Allan Graf; Amanda Monchant; Barbara Stroud; Bernard Leckie; Bernard Leckie; Bob Joyce; Bradley Herrema; Carol Davis; Christopher Sanders; Christopher Sanders; Claire Hervey Collins; Dale Murad; Daniel O'Leary; Daniel O'Leary; David Estrada; David Herrmann; David Zlotnick; David Zlotnick; Donna Luis; Douglas Evertz; Drew Gilliland; Drew Gilliland; E.L. Garner; Edward Renwick; Edward Renwick; Edward Stone; Elias Shokrian; Elizabeth Iannaccone; Eric Garner; Erin Powers; Eugene Nebeker; Fred Fudacz; Henry Weinstock; Hyde; J. Markman; James Worth; James Worth; Janet Goldsmith; Janet Goldsmith; Jeffrey Dunn; Jeffrey Dunn; John Tootle; Judy Tetreault; Julie Gomez; K. Herrington; Kerry Keefe; Kimberly Huangfu; L. Slaton; Lee Leininger; Lee Leininger; Linda; Linda Shumard; Lynda Kocis; Lynn Chao; Lynn Chao; M. Shibata; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Malissa Hathaway McKeith; Marilyn Prewoznik; Michael Crow; Michael Crow; Michael Crow; Michael Davis; Michael Davis; Michael Davis; Michael Fife; Michael Fife; Michael Fife; Michael Gross; Michael Kaia; Michael McLachlan; Mon-Wei Lin; Mon-Wei Lin; Nancy Collins; Patrick Treacy; Patrick Treacy; Peter Kiel; Priya Mohan; Ralph Kalfayan; Ralph Kalfayan; Ralph Kalfayan; Ramsey Kavar; Richard Wood; Robert Allenby; Robert Allenby; Robert Allenby; Robert Allenby; Robert Dougherty; Robert Dougherty; Robert Dougherty; Robert Dougherty; Ron Fry; Rowena Walker; Ryan Bezerra; Ryan Bezerra; Scott Kuney; Scott Kuney; Sheldon Blum; Stephanie Hedlund; Steven Orr; Stewart Johnston; Tammy Jones; Thomas Bunn, III; Vernon Putnam; Veronica Putnam; Virginia Cahill; Wayne Lemieux; Wayne Lemieux; William Brunick; William Brunick; William Brunick; William Clark; William Kuhs; William Kuhs; William Kuhs; William Sloan; William Sloan; Yolanda Ramos

**Cc:** Richard Zimmer; Mark Smith

**Subject:** Antelope Valley = Expert Deposition Schedule

**Importance:** High

Good afternoon counsel & parties ~ Pursuant to the conference call this morning concerning the scheduling of expert depositions in the Antelope Valley Matter, attached please find the Amended Post-Counsel Conference Call of September 5, 2008 Regarding Notice of Depositions of Experts for your review. Please advise no later than **4:00 p.m. on Monday, September 8, 2008**, whether the attached document meets with your approval. If you have any objections to the attached document, please advise immediately. Otherwise, this document will be filed by 5:00 p.m. on Monday, and this notice will supersede all previous deposition notices served by any party in this matter. Additionally, we suggest that the law firm hosting the deposition make arrangements for the court reporter. On a related issue, the parties agree to resolve in a later conference call the identity of the initial questioner, the payment of expert witness fees, and the payment of costs for the transcripts for each expert witness deposition. Thank you for your courtesy and attention to this matter.

Richard G. Zimmer  
Clifford & Brown, P.C.  
Bank of America Building  
1430 Truxtun Avenue, Suite 900  
Bakersfield, California 93301  
661-322-6023  
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\*\*\*\*\*

# EXHIBIT J

1 **BEST BEST & KRIEGER LLP**  
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6 **OFFICE OF COUNTY COUNSEL**  
**COUNTY OF LOS ANGELES**  
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500 WEST TEMPLE STREET  
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TELEPHONE: (213) 974-1901  
10 TELECOPIER: (213) 458-4020

11 **Attorneys for Defendants**  
**ROSAMOND COMMUNITY SERVICES**  
12 **DISTRICT and LOS ANGELES COUNTY**  
**WATERWORKS DISTRICT NO. 40**

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **COUNTY OF LOS ANGELES – CENTRAL DISTRICT**  
15

16 **ANTELOPE VALLEY GROUNDWATER**  
17 **CASES**

18 **Included Actions:**  
Los Angeles County Waterworks District No.  
19 40 v. Diamond Farming Co., Superior Court of  
California, County of Los Angeles, Case No.  
20 BC 325201;

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

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

**RELATED CASE TO JUDICIAL**  
**COUNCIL COORDINATION**  
**PROCEEDING NO. 4408**

**LOS ANGELES COUNTY**  
**WATERWORKS DISTRICT NO. 40's**  
**OBJECTIONS TO ANAVERDE'S**  
**NOTICE OF TAKING DEPOSITION**  
**OF LOS ANGELES COUNTY**  
**WATERWORKS NO. 40, PALMDALE**  
**WATER DISTRICT, AND QUARTZ**  
**HILL WATER DISTRICT'S PERSON**  
**MOST KNOWLEDGEABLE [DUCES**  
**TECUM]**

[Code of Civil Procedure § 2025.410]

Phase 2 Trial: October 6, 2008

Pursuant to Code of Civil Procedure 2025.410, Los Angeles County Waterworks District No. 40 ("District") hereby objects to "Anaverde's Notice of Taking Deposition of Los Angeles County Waterworks No. 40, Palmdale Water District, and Quartz Hill Water District's Person Most Knowledgeable [Duces Tecum]," served on August 28, 2008, on the following grounds:

1. The identity of the deponent is vague and ambiguous. The Notice of Deposition appears to name three separate, unrelated, entities without distinguishing between them as far as date and time of deposition, or substance of the matters for examination. The District cannot discern from the Notice of Deposition whose deposition is to be taken.

2. The noticed date of the deposition falls outside the permissible time for discovery in this case under Code of Civil Procedure section 2024.020(a).

3. The Notice of Deposition fails to specify a time for the commencement of the Deposition, as required under Code of Civil Procedure section 2025.220(a)(2).

4. Category (1) of the "matters on which examination is requested" is vague and ambiguous as to the meaning of "man-made water conveyances." In addition, to the extent that this Notice of Deposition seeks to compel a deposition of the District, this category does not relate to the District, and calls for testimony by the District regarding the City of Palmdale.

5. Category (2) of the "matters on which examination is requested," to the extent that this Notice of Deposition seeks to compel a deposition of the District, is overbroad in that it seeks testimony from the District about other entities' operations, of which the District has no knowledge, and about which cross-defendant Anaverde can obtain from other parties. The District further objects to this category as overbroad as to time, and therefore unduly burdensome and oppressive.

6. Category (3) of the "matters on which examination is requested," to the extent that this Notice of Deposition seeks to compel a deposition of the District, is vague and ambiguous as to the meaning of the terms "aquifer testing" and "Anaverde Creek Basin" such that the District is unable to determine who to designate to testify on its behalf in response to this category.

1           7.       Category (4) of the "matters on which examination is requested," to the extent that  
2 this Notice of Deposition seeks to compel a deposition of the District, is overbroad and vague and  
3 ambiguous as to what the noticing party intends to examine the witness on about the  
4 "construction" of wells. Furthermore, to the extent that this Notice of Deposition seeks to compel  
5 a deposition of the District, this Category is overbroad in that it seeks testimony from the District  
6 about other entities' operations, of which the District has no knowledge, and about which cross-  
7 defendant Anaverde can obtain from other parties. The District further objects to this category as  
8 vague and ambiguous as to time.

9           8.       Category (5) of the "matters on which examination is requested," to the extent that  
10 this Notice of Deposition seeks to compel a deposition of the District, is vague and ambiguous as  
11 to what the noticing party intends to examine the witness on about the "capacity" of wells.  
12 Furthermore, to the extent that this Notice of Deposition seeks to compel a deposition of the  
13 District, this Category is overbroad in that it seeks testimony from the District about other entities'  
14 operations, of which the District has no knowledge, and about which cross-defendant Anaverde  
15 can obtain from other parties. The District further objects to this category as vague and  
16 ambiguous as to time.

17           9.       Category (6) of the "matters on which examination is requested," to the extent that  
18 this Notice of Deposition seeks to compel a deposition of the District, is vague and ambiguous as  
19 to what the noticing party intends to examine the witness on. Furthermore, to the extent that this  
20 Notice of Deposition seeks to compel a deposition of the District, this Category is overbroad in  
21 that it seeks testimony from the District about other entities' operations, of which the District has  
22 no knowledge, and about which cross-defendant Anaverde can obtain from other parties. The  
23 District further objects to this category as vague and ambiguous as to time.

24           10.      Category (7) of the "matters on which examination is requested," to the extent that  
25 this Notice of Deposition seeks to compel a deposition of the District, is overbroad and vague and  
26 ambiguous as to the meaning of "groundwater production wells" and "production rate" such that  
27 the District cannot tell what the noticing party intends to examine the witness on. Furthermore, to  
28 the extent that this Notice of Deposition seeks to compel a deposition of the District, this

1 Category is overbroad in that it seeks testimony from the District about other entities' operations,  
2 of which the District has no knowledge, and about which cross-defendant Anaverde can obtain  
3 from other parties. The District further objects to this category as vague and ambiguous as to  
4 time.

5 11. Category (8) of the "matters on which examination is requested," to the extent that  
6 this Notice of Deposition seeks to compel a deposition of the District, is overbroad and vague and  
7 ambiguous as to the meaning of "groundwater production wells" and "groundwater elevations"  
8 such that the District cannot tell what the noticing party intends to examine the witness on.  
9 Furthermore, to the extent that this Notice of Deposition seeks to compel a deposition of the  
10 District, this Category is overbroad in that it seeks testimony from the District about other entities'  
11 operations, of which the District has no knowledge, and about which cross-defendant Anaverde  
12 can obtain from other parties. The District further objects to this category as overbroad as to  
13 time, and therefore unduly burdensome and oppressive.

14 12. Regarding Category (9) of the "matters on which examination is requested," to the  
15 extent that this Notice of Deposition seeks to compel a deposition of the District, the District  
16 responds that the referenced database was not collected or compiled by the District, and therefore  
17 the District has no officer, director, managing agent, employee, or agent qualified to testify on its  
18 behalf regarding the collection and compilation of that database.

19 13. Regarding Category (1) of the Requests for Production of Documents within this  
20 Notice of Deposition, the District objects to the production of any document, at the deposition or  
21 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
22 protected from disclosure under the attorney-client, work-product, or deliberative process  
23 privilege. The District further objects to producing the items requested in this Category on the  
24 ground that such items have already been produced to the noticing party via the LSCE database,  
25 and the contents of that database cannot readily be physically produced at the deposition without  
26 undue burden to the District.

27 14. Regarding Category (2) of the Requests for Production of Documents within this  
28 Notice of Deposition, the District objects to the production of any document, at the deposition or

1 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
2 protected from disclosure under the attorney-client, work-product, or deliberative process  
3 privilege. The District further objects to producing the items requested in this Category on the  
4 ground that such items have already been produced to the noticing party via the LSCE database,  
5 and the contents of that database cannot readily be physically produced at the deposition without  
6 undue burden to the District.

7 15. Regarding Category (3) of the Requests for Production of Documents within this  
8 Notice of Deposition, the District objects to the production of any document, at the deposition or  
9 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
10 protected from disclosure under the attorney-client, work-product, or deliberative process  
11 privilege. The District further objects to producing the items requested in this Category on the  
12 ground that such items have already been produced to the noticing party via the LSCE database,  
13 and the contents of that database cannot readily be physically produced at the deposition without  
14 undue burden to the District.

15 16. Regarding Category (4) of the Requests for Production of Documents within this  
16 Notice of Deposition, the District objects to the production of any document, at the deposition or  
17 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
18 protected from disclosure under the attorney-client, work-product, or deliberative process  
19 privilege. The District further objects to producing the items requested in this Category on the  
20 ground that such items have already been produced to the noticing party via the LSCE database,  
21 and the contents of that database cannot readily be physically produced at the deposition without  
22 undue burden to the District.

23 17. Regarding Category (5) of the Requests for Production of Documents within this  
24 Notice of Deposition, the District objects to the production of any document, at the deposition or  
25 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
26 protected from disclosure under the attorney-client, work-product, or deliberative process  
27 privilege. The District further objects to producing the items requested in this Category on the  
28 ground that such items have already been produced to the noticing party via the LSCE database,



1 and the contents of that database cannot readily be physically produced at the deposition without  
2 undue burden to the District.

3 18. Regarding Category (6) of the Requests for Production of Documents within this  
4 Notice of Deposition, the District objects to the production of any document, at the deposition or  
5 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
6 protected from disclosure under the attorney-client, work-product, or deliberative process  
7 privilege. The District further objects to producing the items requested in this Category on the  
8 ground that such items have already been produced to the noticing party via the LSCE database,  
9 and the contents of that database cannot readily be physically produced at the deposition without  
10 undue burden to the District.

11 19. Regarding Category (10)<sup>1</sup> of the Requests for Production of Documents within this  
12 Notice of Deposition, the District objects to the production of any document, at the deposition or  
13 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
14 protected from disclosure under the attorney-client, work-product, or deliberative process  
15 privilege. The District further objects to this Request on the ground that the phrase "data relevant  
16 to man-made water conveyances" is vague and ambiguous such that the District cannot determine  
17 what items the noticing party seeks through this request. The District further objects to this  
18 Request on the ground that it seeks information from the District relating not to the District, but  
19 instead to an unrelated third party.

20 20. Regarding Category (11) of the Requests for Production of Documents within this  
21 Notice of Deposition, the District objects to the production of any document, at the deposition or  
22 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
23 protected from disclosure under the attorney-client, work-product, or deliberative process  
24 privilege. The District further objects to this Request on the ground that the phrase "data  
25 regarding electricity consumption" is vague and ambiguous such that the District cannot  
26 determine what items the noticing party seeks through this request. The District further objects to  
27 this Request to the extent that it seeks information from the District relating not to the District,

28 <sup>1</sup> The Notice of Deposition skips from Category 6 to Category (10) in the Requests for Production.

1 but instead to unrelated third parties. The District further objects to this Request on the ground  
2 that it is overbroad as to time and unduly burdensome and oppressive.

3 21. Regarding Category (12) of the Requests for Production of Documents within this  
4 Notice of Deposition, the District objects to the production of any document, at the deposition or  
5 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
6 protected from disclosure under the attorney-client, work-product, or deliberative process  
7 privilege. The District further objects to this Request on the ground that the phrases "aquifer  
8 testing" and "Anaverde Creek Basin" are vague and ambiguous such that the District cannot  
9 determine what items the noticing party seeks through this request. The District further objects to  
10 this Request on the ground that it is vague and ambiguous as to time.

11 22. Regarding Category (13) of the Requests for Production of Documents within this  
12 Notice of Deposition, the District objects to the production of any document, at the deposition or  
13 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
14 protected from disclosure under the attorney-client, work-product, or deliberative process  
15 privilege. The District further objects to this Request on the ground that it is vague, ambiguous,  
16 and overbroad such that the District cannot determine what items the noticing party seeks through  
17 this request. The District further objects to this Request to the extent that it seeks information  
18 from the District relating not to the District, but instead to unrelated third parties.

19 23. Regarding Category (14) of the Requests for Production of Documents within this  
20 Notice of Deposition, the District objects to the production of any document, at the deposition or  
21 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
22 protected from disclosure under the attorney-client, work-product, or deliberative process  
23 privilege. The District further objects to this Request on the ground that the phrase "capacity of  
24 each groundwater wells" is vague and ambiguous such that the District cannot determine what  
25 items the noticing party seeks through this request. The District further objects to this Request to  
26 the extent that it seeks information from the District relating not to the District, but instead to  
27 unrelated third parties. The District further objects to this Request on the ground that it is vague  
28 and ambiguous as to time.

1           24.     Regarding Category (15) of the Requests for Production of Documents within this  
2 Notice of Deposition, the District objects to the production of any document, at the deposition or  
3 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
4 protected from disclosure under the attorney-client, work-product, or deliberative process  
5 privilege. The District further objects to this Request on the ground that it is vague, ambiguous,  
6 and unintelligible such that the District cannot determine what items the noticing party seeks  
7 through this request. The District further objects to this Request to the extent that it seeks  
8 information from the District relating not to the District, but instead to unrelated third parties.  
9 The District further objects to this Request on the ground that it is vague and ambiguous as to  
10 time.

11           25.     Regarding Category (16) of the Requests for Production of Documents within this  
12 Notice of Deposition, the District objects to the production of any document, at the deposition or  
13 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
14 protected from disclosure under the attorney-client, work-product, or deliberative process  
15 privilege. The District further objects to this Request on the ground that the terms "production  
16 rate" and "groundwater production wells" are vague and ambiguous such that the District cannot  
17 determine what items the noticing party seeks through this request. The District further objects to  
18 this Request to the extent that it seeks information from the District relating not to the District,  
19 but instead to unrelated third parties. The District further objects to this Request on the ground  
20 that it is vague and ambiguous as to time.

21           26.     Regarding Category (17) of the Requests for Production of Documents within this  
22 Notice of Deposition, the District objects to the production of any document, at the deposition or  
23 otherwise, "pertaining to" the subject matter of this request to the extent that such document is  
24 protected from disclosure under the attorney-client, work-product, or deliberative process  
25 privilege. The District further objects to this Request on the ground that the terms "groundwater  
26 elevations" and "groundwater production wells" are vague and ambiguous such that the District  
27 cannot determine what items the noticing party seeks through this request. The District further  
28 objects to this Request to the extent that it seeks information from the District relating not to the

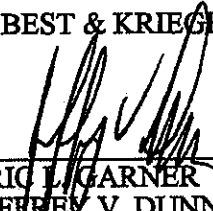
LAW OFFICES OF  
BEST BEST & KRIEGER LLP  
5 PARK PLAZA, SUITE 1500  
IRVINE, CALIFORNIA 92614

1 District, but instead to unrelated third parties. The District further objects to this Request on the  
2 ground that it is overbroad as to time and unduly burdensome and oppressive

3  
4 Dated: September 12, 2008

BEST BEST & KRIEGER LLP

5  
6 By

  
ERIC L. GARNER  
JEFFREY V. DUNN  
STEFANIE D. HEDLUND  
Attorneys for Defendants  
ROSAMOND COMMUNITY SERVICES  
DISTRICT and LOS ANGELES  
COUNTY WATERWORKS DISTRICT  
NO. 40

**PROOF OF SERVICE**

I, Roberta Hoffner, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On September 12, 2008, I served the within document(s):

**LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40's OBJECTIONS TO ANAVERDE'S NOTICE OF TAKING DEPOSITION OF LOS ANGELES COUNTY WATERWORKS NO. 40, PALMDALE WATER DISTRICT, AND QUARTZ HILL WATER DISTRICT'S PERSON MOST KNOWLEDGEABLE [DUCES TECUM]**

☒ by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to 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 Irvine, California addressed as set forth below.

☒ by causing personal delivery by First Legal of the document(s) listed above to the person(s) at the address(es) set forth below.

Lewis Brisbois Bisgaard & Smith LLP  
Malissa Hathaway McKeith, Esq.  
Joseph A Salazar, Jr., Esq.  
Kimberly A. Huangfu, Esq.  
221 North Figueroa Street, Suite 1200  
Los Angeles, CA 90012

☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

☐ I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

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 that 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 in affidavit.

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

Executed on September 12, 2008, at Irvine, California.

  
\_\_\_\_\_  
Roberta Hoffner

THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
ELECTRONIC FILING - WWW.SCEFILING.ORG

c/o Glotrans  
2915 McClure Street  
Oakland, CA94609  
TEL: (510) 208-4775  
FAX: (510) 465-7348  
EMAIL: Info@Glotrans.com

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF SANTA CLARA

Antelope Valley Groundwater Cases (JCCP 4408)

Plaintiff,

vs.

Defendant.

AND RELATED ACTIONS

Antelope Valley Groundwater Cases (JCCP 4408)

Lead Case No.1-05-CV-049053

Hon. Jack Komar

**PROOF OF SERVICE**  
**Electronic Proof of Service**

I am employed in the County of Alameda, State of California.

I am over the age of 18 and not a party to the within action; my business address is 2915 McClure Street, Oakland, CA 94609.

The documents described on page 2 of this Electronic Proof of Service were submitted via the worldwide web on Fri. September 12, 2008 at 2:23 PM PDT and served by electronic mail notification.

I have reviewed the Court's Order Concerning Electronic Filing and Service of Pleading Documents and am readily familiar with the contents of said Order. Under the terms of said Order, I certify the above-described document's electronic service in the following manner:

The document was electronically filed on the Court's website, <http://www.scefiling.org>, on Fri. September 12, 2008 at 2:23 PM PDT

Upon approval of the document by the Court, an electronic mail message was transmitted to all parties on the electronic service list maintained for this case. The message identified the document and provided instructions for accessing the document on the worldwide web.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September 12, 2008 at Oakland, California.

Dated: September 12, 2008

For WWW.SCEFILING.ORG

Andy Jamieson

1 THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
2 ELECTRONIC FILING SYSTEM - WWW.SCEFILING.ORG

3 Electronic Proof of Service  
4 Page 2

5 Document(s) submitted by Jeffrey Dunn of Best Best & Krieger LLP on Fri. September 12, 2008 at 2:23 PM PDT

6 1. Objection...: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40'S OBJECTIONS TO ANAVERDE'S NOTICE  
7 OF TAKING DEPOSITION OF LOS ANGELES COUNTY WATERWORKS NO. 40, PALMDALE WATER DISTRICT, AND  
8 QUARTZ HILL WATER DISTRICT'S PERSON MOST KNOWLEDGEABLE [DUCES TECUM]  
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# EXHIBIT K



1 **LEWIS BRISBOIS BISGAARD & SMITH LLP**  
MALISSA HATHAWAY McKEITH, SB# 112917

2 E-Mail: [mckeith@lbbslaw.com](mailto:mckeith@lbbslaw.com)

3 JOSEPH A. SALAZAR, JR., SB# 169551

4 E-Mail: [jsalazar@lbbslaw.com](mailto:jsalazar@lbbslaw.com)

5 KIMBERLY A. HUANGFU, SB# 252241

6 E-Mail: [huangfu@lbbslaw.com](mailto:huangfu@lbbslaw.com)

7 221 North Figueroa Street, Suite 1200

8 Los Angeles, California 90012

9 Telephone: 213.250.1800

10 Facsimile: 213.250.7900

11 Attorneys for Anaverde LLC

12  
13 SUPERIOR COURT OF THE STATE OF CALIFORNIA

14 COUNTY OF LOS ANGELES, CENTRAL DISTRICT

15 ANTELOPE VALLEY GROUNDWATER  
16 CASES

17 Included Actions:

18 Los Angeles County Waterworks District No.  
19 40 v. Diamond Farming Co.  
20 Superior Court of California  
21 County of Los Angeles, Case No. BC325201;

22 Los Angeles County Waterworks District No.  
23 40 v. Diamond Farming Co.  
24 Superior Court of California  
25 County of Kern, Case No. S-1500-CV-254-  
26 348;

27 Wm. Bolthouse Farms, Inc. v. City of  
28 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 353840, RIC 344436,  
RIC 344668.

Judicial Council Coordination Proceeding No.  
4408

Santa Clara Case No. 1-05-CV-049053

Assigned to the Honorable Jack Komar  
Dept. 1

**ANAVERDE LLC'S NOTICE OF TAKING  
DEPOSITION OF QUARTZ HILL WATER  
DISTRICT'S PERSON MOST  
KNOWLEDGEABLE OFF CALENDAR;  
AND NOTICE OF CONTINUANCE OF  
LOS ANGELES COUNTY  
WATERWORKS NO. 40'S PERSON MOST  
KNOWLEDGEABLE [DUCES TECUM]**

Phase 2 Trial: October 6, 2008

4825-1332-3267.1

NOTICE OF TAKING DEPOSITION OF QUARTZ HILL'S PERSON MOST KNOWLEDGEABLE OFF  
CALENDAR; AND NOTICE OF CONTINUANCE OF LOS ANGELES COUNTY WATERWORKS NO. 40'S  
PERSON MOST KNOWLEDGEABLE

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

2 PLEASE TAKE NOTICE that Anaverde LLC by and through its attorneys of record, the  
3 Law Offices of Lewis Brisbois Bisgaard & Smith LLP, has taken the oral deposition of **Quartz**  
4 **Hill Water District's** person most knowledgeable ("PMK"), scheduled for September 17, 2008,  
5 **OFF CALENDAR.**

6 PLEASE TAKE NOTICE that the deposition of **Los Angeles County Waterworks No. 40**  
7 ("LACWW No. 40")'s PMK, currently scheduled for Wednesday, September 17, 2008 at 10 a.m.,  
8 is hereby continued to Friday, September 19, 2008 at 10 a.m., continuing from day to day  
9 thereafter, except Saturdays, Sundays and Holidays, until completed, unless otherwise agreed by  
10 counsel. Said deposition will take place at the offices of Lewis Brisbois Bisgaard & Smith at 221  
11 N. Figueroa Street, Suite 1200, Los Angeles, CA 90012. The testimony will be taken before a  
12 notary public authorized to administer oaths in the State of California or an officer authorized to  
13 administer oaths by the laws of the United States, and will be recorded by stenographic means.

14 NOTICE IS FURTHER GIVEN that LACWW shall bring and produce documents, at the  
15 deposition, pertaining to the following:

- 16 1. the capacity of each of groundwater well operated by LACWW located within the  
17 Antelope Valley Adjudication Basin for 2007 through August 2008;
- 18 2. the actual production of groundwater each of groundwater well operated by LACWW  
19 located within the Antelope Valley Adjudication Basin for 2007 through August 2008;
- 20 3. the production rate of water for each groundwater production well operated by LACWW,  
21 located within the Antelope Valley Adjudication Basin for 2007 through August 2008;  
22 and,
- 23 4. the groundwater elevations for each groundwater production well operated by LACWW  
24 located within the Antelope Valley Adjudication Basin for 2007 through August 2008.

25 DATED: September 16, 2008

Respectfully submitted,

26 By: Kimberly A. Huangfu  
27 Kimberly A. Huangfu  
28 Malissa McKeith  
Joseph Salazar, Jr.  
Attorneys for Anaverde LLC

**PROOF OF SERVICE**

I declare that:

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen years and not a party to the within action. My business address is 221 North Figueroa Street, Suite 1200, Los Angeles, California 90012.

On September 16, 2008, I served NOTICE OF TAKING DEPOSITION OF QUARTZ HILL WATER DISTRICT'S PERSON MOST KNOWLEDGEABLE **OFF CALENDAR**; AND NOTICE OF **CONTINUANCE** OF LOS ANGELES COUNTY WATERWORKS NO. 40'S PERSON MOST KNOWLEDGEABLE [**DUCES TECUM**] by posting the document(s) listed above to the Santa Clara Superior Court website in regard to the Antelope Valley Groundwater matter.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct, executed on September 16, 2008.

  
Maritza Estrada

THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
ELECTRONIC FILING - WWW.SCEFILING.ORG

c/o Glotrans  
2915 McClure Street  
Oakland, CA 94609  
TEL: (510) 208-4775  
FAX: (510) 465-7348  
EMAIL: Info@Glotrans.com

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA  
IN AND FOR THE COUNTY OF SANTA CLARA

Antelope Valley Groundwater Cases (JCCP 4408)

Plaintiff,

vs.

Defendant.

AND RELATED ACTIONS

Antelope Valley Groundwater Cases (JCCP 4408)

Lead Case No. 1-05-CV-049053

Hon. Jack Komar

**PROOF OF SERVICE**  
**Electronic Proof of Service**

I am employed in the County of Alameda, State of California.

I am over the age of 18 and not a party to the within action; my business address is 2915 McClure Street, Oakland, CA 94609.

The documents described on page 2 of this Electronic Proof of Service were submitted via the worldwide web on Tue. September 16, 2008 at 4:42 PM PDT and served by electronic mail notification.

I have reviewed the Court's Order Concerning Electronic Filing and Service of Pleading Documents and am readily familiar with the contents of said Order. Under the terms of said Order, I certify the above-described document's electronic service in the following manner:

The document was electronically filed on the Court's website, <http://www.scefilling.org>, on Tue. September 16, 2008 at 4:42 PM PDT

Upon approval of the document by the Court, an electronic mail message was transmitted to all parties on the electronic service list maintained for this case. The message identified the document and provided instructions for accessing the document on the worldwide web.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on September 16, 2008 at Oakland, California.

Dated: September 16, 2008

For WWW.SCEFILING.ORG

Andy Jamieson

1 THE SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA CLARA  
2 ELECTRONIC FILING SYSTEM - WWW.SCEFILING.ORG

3 Electronic Proof of Service  
4 Page 2

5 Document(s) submitted by Kimberly Huangfu of Lewis Brisbois Bisgaard & Smith LLP on Tue. September 16, 2008 at  
6 4:42 PM PDT

7 1. Discovery (e-service only): Notice of Taking Deposition of Quartz Hill's PMK Off Calendar; and Notice of Continuance of  
8 Los Angeles County Waterworks No. 40's Person Most Knowledgeable  
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# EXHIBIT L

SEP 17 2008

**BEST BEST & KRIEGER LLP**

ERIC L. GARNER, Bar No. 130665

JEFFREY V. DUNN, Bar No. 131926

STEFANIE D. HEDLUND, Bar No. 239787

DANIEL S. ROBERTS, Bar No. 205535

5 PARK PLAZA, SUITE 1500

IRVINE, CALIFORNIA 92614

TELEPHONE: (949) 263-2600

TELECOPIER: (949) 260-0972

**EXEMPT FROM FILING FEES  
UNDER GOVERNMENT CODE  
SECTION 6103****OFFICE OF COUNTY COUNSEL  
COUNTY OF LOS ANGELES**

RAYMOND G. FORTNER, JR., Bar No. 42230

COUNTY COUNSEL

MICHAEL MOORE, Bar No. 175599

DEPUTY COUNTY COUNSEL

500 WEST TEMPLE STREET

LOS ANGELES, CALIFORNIA 90012

TELEPHONE: (213) 974-1901

TELECOPIER: (213) 458-4020

Attorneys for Defendants

ROSAMOND COMMUNITY SERVICES

DISTRICT and LOS ANGELES COUNTY

WATERWORKS DISTRICT NO. 40

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF LOS ANGELES - CENTRAL DISTRICT

**ANTELOPE VALLEY GROUNDWATER  
CASES****Included Actions:**Los Angeles County Waterworks District No.  
40 v. Diamond Farming Co., Superior Court of  
California, County of Los Angeles, Case No.  
BC 325201;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;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, Case Nos. RIC 353 840,  
RIC 344 436, RIC 344 668**RELATED CASE TO JUDICIAL  
COUNCIL COORDINATION  
PROCEEDING NO. 4408****LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40's  
OBJECTIONS TO ANAVERDE'S  
CONTINUANCE OF DEPOSITION OF  
LOS ANGELES COUNTY  
WATERWORKS NO. 40'S PERSON  
MOST KNOWLEDGEABLE [DUCES  
TECUM]**

[Code of Civil Procedure § 2025.410]

Phase 2 Trial: October 6, 2008

**LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40's OBJECTIONS TO ANAVERDE'S NOTICE OF  
CONTINUANCE OF DEPOSITION**

Pursuant to Code of Civil Procedure section 2025.410, Los Angeles County Waterworks District No. 40 ("District") hereby objects to Anaverde's "Notice of Continuance of Deposition of Los Angeles County Waterworks No. 40's Person Most Knowledgeable [Duces Tecum]," served on September 16, 2008, on the following grounds:

1. The noticed date of the deposition (both the original date and the continued date) falls outside the permissible time for discovery in this case under Code of Civil Procedure section 2024.020(a).

2. The Notice fails to "describe with reasonable particularity the matters upon which examination is requested" as required under Code of Civil Procedure section 2025.230. To the extent that Anaverde relies on its August 28, 2008 "Notice of Taking Deposition of Los Angeles County Waterworks No. 40, Palmdale Water District, and Quartz Hill Water District's Person Most Knowledgeable" to supply the description of matters upon which examination is requested, the District has already served objections to that Notice, and the instant Notice of Continuance does not address or cure the deficiencies objected to there.

3. Regarding Category (1) of the Requests for Production of Documents within this Notice of Continuance, the District objects to the production of any document, at any deposition or otherwise, "pertaining to" the subject matter of this request to the extent that such document is protected from disclosure under the attorney-client, work-product, or deliberative process privilege. The District further objects to this Request on the ground that it is vague and ambiguous as to what Anaverde means by "capacity of each groundwater well" such that the District cannot determine what items the noticing party seeks through this request.

4. Regarding Category (2) of the Requests for Production of Documents within this Notice of Continuance, the District objects to the production of any document, at any deposition or otherwise, "pertaining to" the subject matter of this request to the extent that such document is protected from disclosure under the attorney-client, work-product, or deliberative process privilege. The District further objects to this Request on the ground that it is vague, ambiguous, and unintelligible such that the District cannot determine what items the noticing party seeks through this request.



**PROOF OF SERVICE**

I, Roberta Hoffner, declare:

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On September 12, 2008, I served the within document(s):

**LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40's OBJECTIONS TO ANAVERDE'S CONTINUANCE OF DEPOSITION OF LOS ANGELES COUNTY WATERWORKS NO. 40'S PERSON MOST KNOWLEDGEABLE [DUCES TECUM]**

☒ by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to 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 Irvine, California addressed as set forth below.

☒ by causing personal delivery by First Legal of the document(s) listed above to the person(s) at the address(es) set forth below.

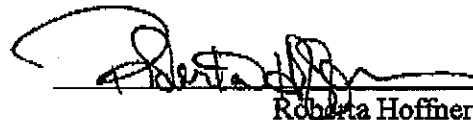
Lewis Brisbois Bisgaard & Smith LLP  
Malissa Hathaway McKeith, Esq.  
Joseph A Salazar, Jr., Esq.  
Kimberly A. Huangfu, Esq.  
221 North Figueroa Street, Suite 1200  
Los Angeles, CA 90012

☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

☐ I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices.

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 that 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 in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on September 17, 2008, at Irvine, California.



Roberta Hoffner

ORANGESHEDLUND\S0455.1

# EXHIBIT M

**Kimberly Huangfu - RE: Deposition Tomorrow**

**From:** "Jeffrey Dunn" <jeffrey.dunn@BBKLAW.COM>  
**To:** "Sloan, William M." <WSloan@mofo.com>, "Kimberly Huangfu" <huangfu@lbbslaw.com>, "Malissa McKeith" <MCKEITH@lbbslaw.com>  
**Date:** 9/18/2008 2:40 PM  
**Subject:** RE: Deposition Tomorrow

No depo tomorrow.

**From:** Sloan, William M. [mailto:WSloan@mofo.com]  
**Sent:** Thursday, September 18, 2008 2:26 PM  
**To:** Kimberly Huangfu; Jeffrey Dunn; Malissa McKeith  
**Subject:** RE: Deposition Tomorrow

Will there be one? I saw Jeff's objections, but again it seems up in the air on whether this is going forward. Please let me know.  
 Thanks very much.

**William M. Sloan**  
 Morrison | Foerster LLP  
 425 Market Street | San Francisco, CA 94105-2482  
 415.268.7209 | 415.276.7535 fax  
 wsloan@mofo.com | www.mofo.com

=====

To ensure compliance with requirements imposed by the IRS, Morrison & Foerster LLP informs you that, if any advice concerning one or more U.S. Federal tax issues is contained in this communication (including any attachments), such advice is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein.

For information about this legend, go to  
<http://www.mofo.com/Circular230.html>

=====

This message contains information which may be confidential and privileged. Unless you are the addressee (or authorized to receive for the addressee), you may not use, copy or disclose to anyone the message or any information contained in the message. If you have received the message in error, please advise the sender by reply e-mail @mofo.com, and delete the message.

=====

\*\*\*\*\*

IRS CIRCULAR 230 NOTICE: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed in this communication (or in any attachment).

\*\*\*\*\*

\*\*\*\*\*

This email and any files transmitted with it may contain privileged or otherwise confidential information. If you are not the intended recipient, or believe that you may have received this communication in error, please advise the sender via reply email and delete the email you received.

\*\*\*\*\*

# EXHIBIT N

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
COUNTY OF SANTA CLARA

ANTELOPE VALLEY GROUNDWATER  
CASES

Judicial Council Coordination  
Proceeding No. 4408

~~PROPOSED~~ CASE  
MANAGEMENT ORDER FOR  
PHASE 2 TRIAL

Phase 2 Trial: October 6, 2008  
(Hon. Jack Komar)

[Exempt from Filing Fees Pursuant to Govt. Code  
§6103]

IT IS HEREBY ORDERED:

1. The Phase 2 trial will commence at 9:00 a.m. on October 6, 2008, in Department 1 of the Superior Court of the County of Los Angeles, located at 111 North Hill Street, Los Angeles, California.
2. The Phase 2 trial will address whether sub-basins exist in the Antelope Valley Area of Adjudication ("Basin").
3. Los Angeles County Waterworks District No. 40 shall post and file a declaration regarding the status of service of process on or before September 12, 2008.
4. As previously ordered, expert witness disclosure for the Phase 2 trial took place on August 15, 2008. Designation of supplemental experts for Phase 2 trial took place on September 4, 2008. To the extent that leave of court is granted for designation of additional expert witnesses, other parties shall have the opportunity to designate

1 additional supplemental expert witnesses. Said designations shall be substantially  
2 equivalent to the requirements of Code of Civil Procedure section 2034.010, *et seq.*, and  
3 which includes a statement as to availability for deposition. In addition, any expert  
4 designation shall produce a copy of any reports prepared concurrently with his or her  
5 designation.

6 A party intending to call a non-expert witness shall post the name(s) of such  
7 witness(es) on the Court's website on September 15, 2008, which shall include a  
8 statement as to availability for deposition.

9 5. The parties who have designated witnesses are directed to meet and confer in  
10 person and/or by telephone by 12:00 p.m. on September 5, 2008, to develop a schedule  
11 for the taking of depositions of the expert witnesses for the Phase 2 trial. To the extent  
12 that parties are unable to reach agreement as to any deposition, the Court will conduct a  
13 telephonic meet and confer to be scheduled at the earliest convenient to the Court.

14 6. The parties shall make every effort to complete the depositions of the initially  
15 designated experts for the Phase 2 trial in time for the depositions of the supplemental  
16 experts for the Phase 2 trial. More than one deposition may be scheduled to take place on  
17 the same day.

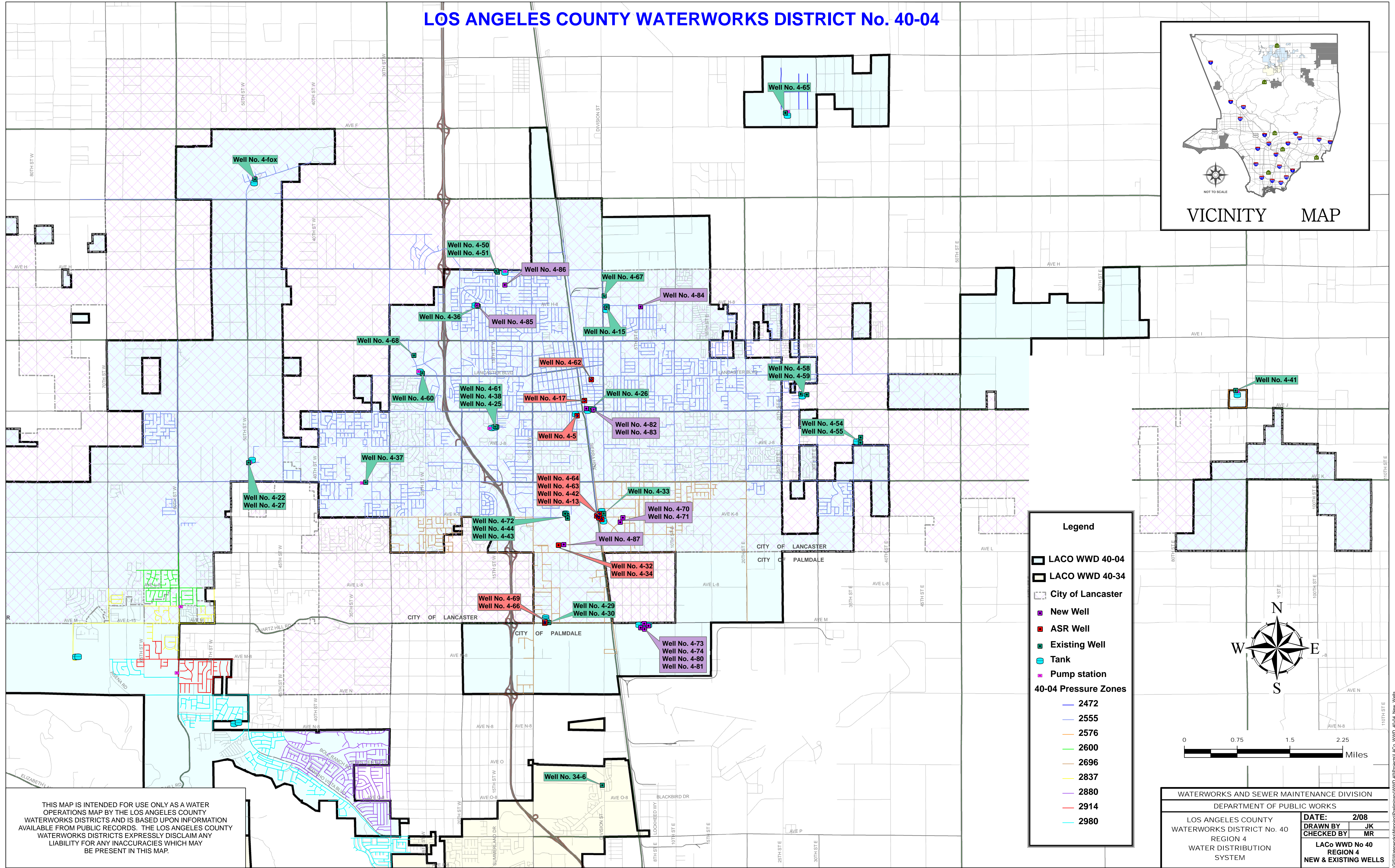
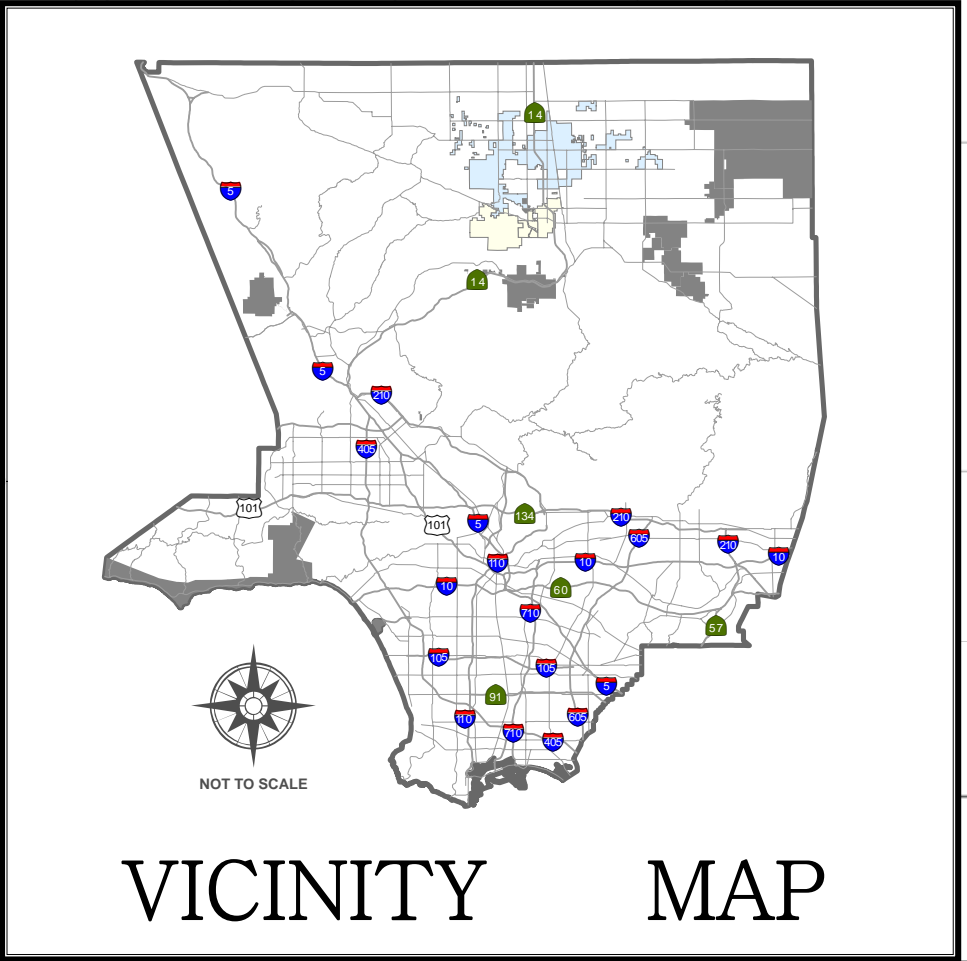
18 7. All deponents are directed to produce their file, and any other requested  
19 materials for the Phase 2 trial for inspection, to the greatest extent possible, at least three  
20 business days before the date set for the deposition at the expert's place of business or  
21 such location as the parties may agree. Such materials may be produced in electronic  
22 format.

23 8. The parties are directed to meet and confer concerning any discovery dispute  
24 before contacting the Court and before filing any discovery motion. If such attempts  
25 prove unsuccessful, the Court will conduct a further meet and confer, either by telephone  
26 or in person as the Court may direct. The parties will provide the Court with a letter in  
27 advance setting forth the text of any written discovery requests and responses thereto that  
28 are in dispute, or other information that will assist the Court in conducting the meet and

# EXHIBIT O



LOS ANGELES COUNTY WATERWORKS DISTRICT No. 40-04

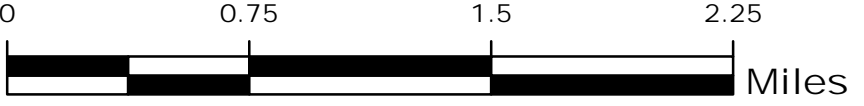
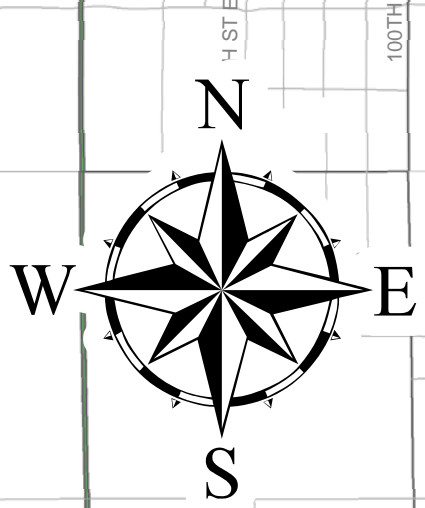


**Legend**

- LACO WWD 40-04
- LACO WWD 40-34
- City of Lancaster
- New Well
- ASR Well
- Existing Well
- Tank
- Pump station

**40-04 Pressure Zones**

- 2472
- 2555
- 2576
- 2600
- 2696
- 2837
- 2880
- 2914
- 2980



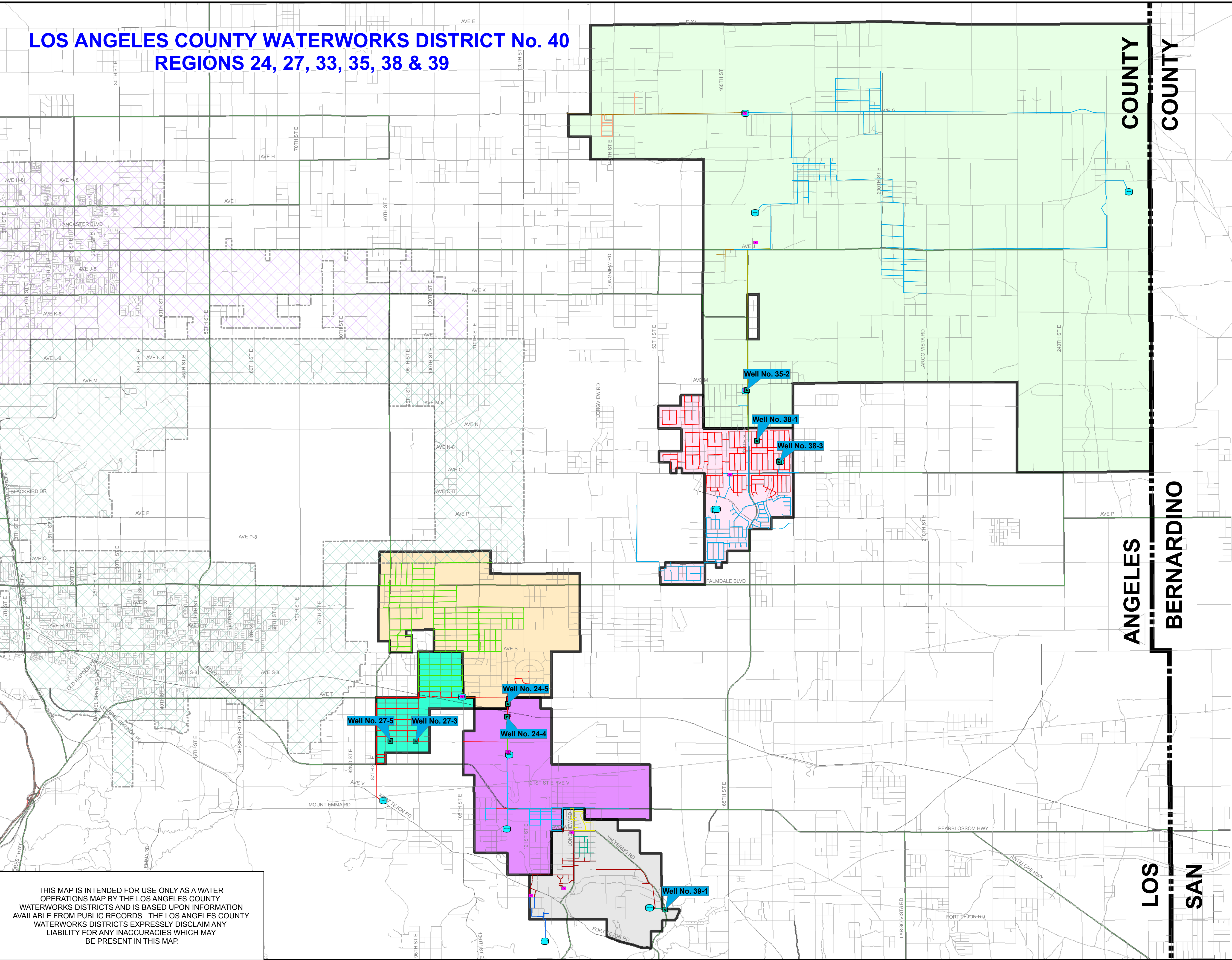
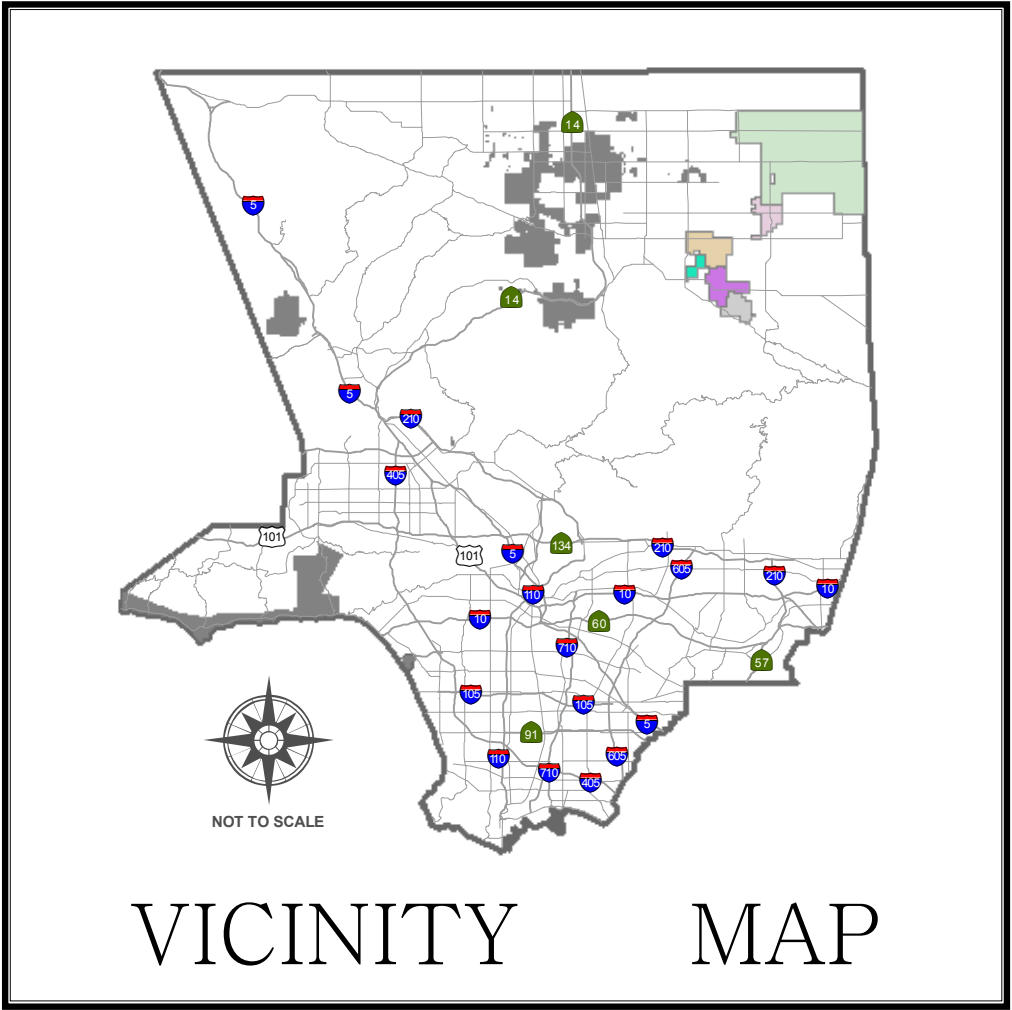
THIS MAP IS INTENDED FOR USE ONLY AS A WATER OPERATIONS MAP BY THE LOS ANGELES COUNTY WATERWORKS DISTRICTS AND IS BASED UPON INFORMATION AVAILABLE FROM PUBLIC RECORDS. THE LOS ANGELES COUNTY WATERWORKS DISTRICTS EXPRESSLY DISCLAIM ANY LIABILITY FOR ANY INACCURACIES WHICH MAY BE PRESENT IN THIS MAP.

WATERWORKS AND SEWER MAINTENANCE DIVISION	
DEPARTMENT OF PUBLIC WORKS	
LOS ANGELES COUNTY WATERWORKS DISTRICT No. 40 REGION 4 WATER DISTRIBUTION SYSTEM	
DATE:	2/08
DRAWN BY:	JK
CHECKED BY:	MR
LACo WWD No 40 REGION 4 NEW & EXISTING WELLS	

Y:\GIS\Waterworks\Mapping\Projects\LACO\_WWD\_40-04\_New\_Wells



LOS ANGELES COUNTY WATERWORKS DISTRICT No. 40  
REGIONS 24, 27, 33, 35, 38 & 39



**Legend**

- Well
- LACO WWD 40-24
- LACO WWD 40-27
- LACO WWD 40-33
- LACO WWD 40-35
- LACO WWD 40-38
- LACO WWD 40-39
- City of Lancaster
- City of Palmdale
- Pump Station
- Tank

**40-24 Pressure Zones**

- 2914
- 3056
- 3308
- 3309

**40-27 Pressure Zones**

- 2914
- 3056

**40-33 Pressure Zones**

- 2914
- 3056

**40-35 Pressure Zones**

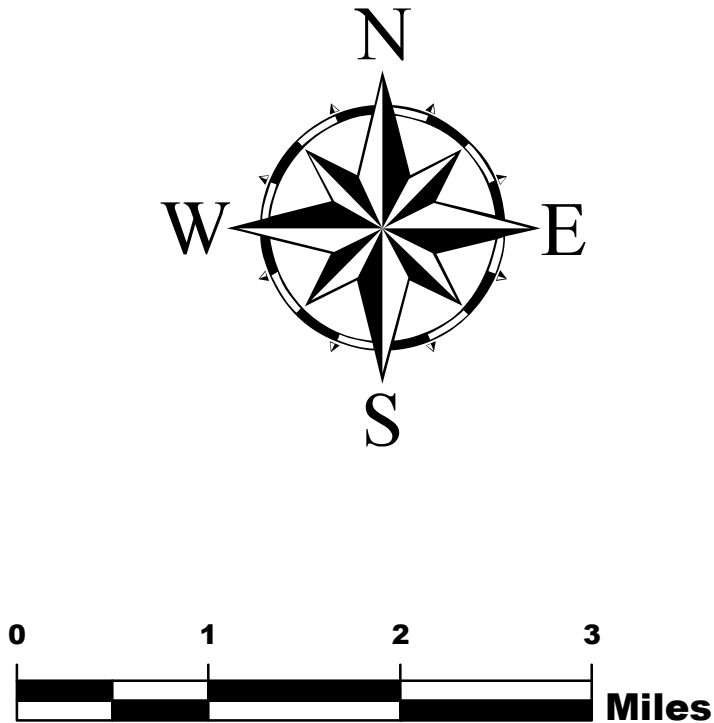
- 2418
- 2620
- 2928
- 2931
- 2992
- 3302
- 3321

**40-38 Pressure Zones**

- 2850
- 2992

**40-39 Pressure Zones**

- 3308
- 3360
- 3440
- 3540
- 3640
- 3852



THIS MAP IS INTENDED FOR USE ONLY AS A WATER OPERATIONS MAP BY THE LOS ANGELES COUNTY WATERWORKS DISTRICTS AND IS BASED UPON INFORMATION AVAILABLE FROM PUBLIC RECORDS. THE LOS ANGELES COUNTY WATERWORKS DISTRICTS EXPRESSLY DISCLAIM ANY LIABILITY FOR ANY INACCURACIES WHICH MAY BE PRESENT IN THIS MAP.

WATERWORKS AND SEWER MAINTENANCE DIVISION			
DEPARTMENT OF PUBLIC WORKS			
LOS ANGELES COUNTY WATERWORKS DISTRICT No. 40 ANTELOPE VALLEY WATER DISTRIBUTION SYSTEM		DATE:	6/07
		DRAWN BY	JK
		CHECKED BY	MR
		LACo WWD No 40 Regions 24, 27, 33, 35, 38 & 39 Active Wells	



# EXHIBIT P

# LEWIS BRISBOIS BISGAARD & SMITH LLP

ATTORNEYS AT LAW

221 NORTH FIGUEROA STREET, SUITE 1200, LOS ANGELES, CA 90012  
PHONE: 213.250.1800 | FAX: 213.250.7900 | WEBSITE: [www.lbbslaw.com](http://www.lbbslaw.com)

KIMBERLY HUANGFU  
DIRECT DIAL: 213.580.3907  
E-MAIL: [huangfu@lbbslaw.com](mailto:huangfu@lbbslaw.com)

July 23, 2008

FILE NO.  
27175-02

## VIA OVERNIGHT

Ms. Kerry Keefe  
Assistant to Mr. Jeffrey Dunn  
Best Best & Krieger LLP  
5 Park Plaza, Suite 1500  
Irvine, CA 92614

Re: Antelope Valley Groundwater Adjudication, Case No. 1-05-CV-049053  
Request for Technical Data

Dear Ms. Keefe:

Per our discussion earlier this afternoon, please find four (4) 8-GB thumb drives enclosed with this letter. Kindly transfer the files onto the thumb drives and have a messenger return the drives, with the relevant technical data, to my attention. Feel free to call me at the phone number listed above if you have any questions or if the transfer process will take longer than one business day. Thank you.

Very truly yours,

Kimberly Huangfu  
LEWIS BRISBOIS BISGAARD & SMITH LLP

KAH:me

Enclosures

cc: Malissa McKeith, Esq. (via e-mail)  
Jeffrey Dunn, Esq.

ATLANTA | CHICAGO | FORT LAUDERDALE | LAFAYETTE | LAS VEGAS | LOS ANGELES | NEW ORLEANS | NEW YORK  
ORANGE COUNTY | PHOENIX | SACRAMENTO | SAN BERNARDINO | SAN DIEGO | SAN FRANCISCO | TAMPA | TUCSON

# EXHIBIT Q

# LEWIS BRISBOIS BISGAARD & SMITH LLP

ATTORNEYS AT LAW

221 NORTH FIGUEROA STREET, SUITE 1200, LOS ANGELES, CA 90012  
PHONE: 213.250.1800 | FAX: 213.250.7900 | WEBSITE: [www.lbbslaw.com](http://www.lbbslaw.com)

KIMBERLY HUANGFU  
DIRECT DIAL: 213.580.3907  
E-MAIL: [huangfu@lbbslaw.com](mailto:huangfu@lbbslaw.com)

August 6, 2008

FILE NO.  
27175-02

*VIA E-MAIL - [jeffrey.dunn@bbklaw.com](mailto:jeffrey.dunn@bbklaw.com)*

Jeffrey Dunn, Esq.  
Best Best & Krieger LLP  
5 Park Plaza, Suite 1500  
Irvine, CA 92614

Re: Antelope Valley Groundwater Adjudication, Case No. 1-05-CV-049053  
Request for Technical Data

Dear Mr. Dunn:

Upon reviewing the 16-GB of technical data that your office graciously provided last week, there appears to be some missing data. I contacted your office several times to discuss this with you. Given the tight deadlines, I request that your office kindly supplement the provided technical data with the following:

- (1) Groundwater elevations in the identified wells;
- (2) Data pertaining to gauging stations found in proximity to City Ranch Creek, including the (a) quantity of flow in surface water, (b) gauging station identification numbers, and (c) any other data collected, such as flow rates, precipitation, etc.;
- (3) Screened intervals (in elevation and depth below ground surface);
- (4) Well diameters; and,
- (5) Water production data from extraction wells (currently there are only 63 records out of a possible 39,000 that discuss flow rate). We are particularly interested in the extraction wells located in Palmdale and Lancaster.

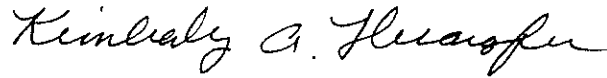
ATLANTA | CHICAGO | FORT LAUDERDALE | LAFAYETTE | LAS VEGAS | LOS ANGELES | NEW ORLEANS | NEW YORK  
ORANGE COUNTY | PHOENIX | SACRAMENTO | SAN BERNARDINO | SAN DIEGO | SAN FRANCISCO | TAMPA | TUCSON

LEWIS BRISBOIS BISGAARD & SMITH LLP

Jeffrey Dunn, Esq.  
August 6, 2008  
Page 2

Please feel free to contact me if you have any questions or concerns. Thank you in advance for your time.

Very truly yours,

A handwritten signature in cursive script, reading "Kimberly A. Huangfu".

Kimberly Huangfu  
LEWIS BRISBOIS BISGAARD & SMITH LLP

KH:me

cc: (via e-mail)  
Malissa McKeith, Esq.  
Joseph Salazar, Esq.

**Maritza Estrada - Antelope Valley Groundwater Adjudication - Request for Technical Data**

---

**From:** Maritza Estrada  
**To:** Dunn, Jeffrey  
**Date:** 8/6/2008 4:33 PM  
**Subject:** Antelope Valley Groundwater Adjudication - Request for Technical Data  
**CC:** Huangfu, Kimberly; Joseph Salazar; Malissa McKeith  
**Attachments:** 1797.pdf

---

Dear Mr. Dunn

This letter is being sent on behalf of Ms. Huangfu.

*Maritza Estrada*  
*Assistant to Alexander J. Harwin and*  
*Kimberly Huangfu*  
Lewis Brisbois Bisgaard & Smith LLP  
221 North Figueroa Street, Suite 1200  
Los Angeles, CA 90012  
Phone: 213-680-5129  
fax: 213-250-7900  
[mestrada@lbbslaw.com](mailto:mestrada@lbbslaw.com)

# EXHIBIT R



# LEWIS BRISBOIS BISGAARD & SMITH LLP

ATTORNEYS AT LAW

221 NORTH FIGUEROA STREET, SUITE 1200, LOS ANGELES, CA 90012  
PHONE: 213.250.1800 | FAX: 213.250.7900 | WEBSITE: [www.lbbslaw.com](http://www.lbbslaw.com)

KIMBERLY HUANGFU  
DIRECT DIAL: 213.580.3907  
E-MAIL: [huangfu@lbbslaw.com](mailto:huangfu@lbbslaw.com)

August 14, 2008

FILE NO.  
27175-02

## *VIA E-MAIL AND FACSIMILE*

Jeffrey Dunn, Esq.  
Best Best & Krieger LLP  
5 Park Plaza, Suite 1500  
Irvine, CA 92614

Email: [jeffrey.dunn@bbklaw.com](mailto:jeffrey.dunn@bbklaw.com)  
Telephone: 949.263.2600  
Facsimile: 949.260.0972

Re: Antelope Valley Groundwater Adjudication, Case No. 1-05-CV-049053  
Anaverde LLC's Follow-up Request for Technical Data

Dear Mr. Dunn:

This letter serves to follow-up on my original request, dated August 6, 2008, for the supplementation of missing technical data. Since I have yet to receive a response, I would like to emphasize that time is of the essence given the Court's ambitious October 6, 2008 trial date. Please let me know, at your earliest convenience, whether the information provided below is available. To expedite this process, we can meet and confer in-person to discuss these items. If we are unable to obtain this information, it will be impossible to proceed with expert depositions by the date proposed in the Case Management Order.

As provided in my earlier letter, the following data is missing:

- (1) Groundwater elevations in the identified wells;
- (2) Data pertaining to gauging stations found in proximity to City Ranch Creek, including the (a) quantity of flow in surface water, (b) gauging station identification numbers, and (c) any other data collected, such as flow rates, precipitation, etc.;
- (3) Screened intervals (in elevation and depth below ground surface);

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ORANGE COUNTY | PHOENIX | SACRAMENTO | SAN BERNARDINO | SAN DIEGO | SAN FRANCISCO | TAMPA | TUCSON

LEWIS BRISBOIS BISGAARD & SMITH LLP

Jeffrey Dunn, Esq.

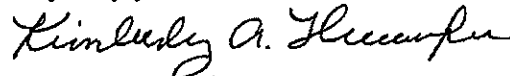
August 6, 2008

Page 2

- (4) Well diameters; and,
- (5) Water production data from extraction wells (currently there are only 63 records out of a possible 39,000 that discuss flow rate). We are particularly interested in the extraction wells located in Palmdale and Lancaster.

Please feel free to contact me if you have any questions or concerns. Thank you in advance for your time.

Very truly yours,



Kimberly Huangfu

LEWIS BRISBOIS BISGAARD & SMITH LLP

KH:me

cc: (via e-mail)

Malissa McKeith, Esq.

Joseph Salazar, Esq.

# EXHIBIT S

**From:** Kimberly Huangfu  
**To:** huangfu@lbbslaw.com  
**CC:** jeffrey.dunn@bbklaw.com  
**Date:** 8/23/2008 7:51 AM  
**Subject:** Request for Access to LSCE ftp site

Stefanie,

I called and left a voicemail on your office phone yesterday. Upon reviewing the August 20, 2008 letter that your firm posted on the Court's website, I am writing to obtain access to the Luhdorff and Scalmanini, Consulting Engineers' ("LSCE") ftp site.

As we discussed on August 19, 2008, Mr. Thomas Bunn provided us with the following website and access code: ftp://ava.wildermuthenvironmental.com, User Name: AVAUser, Password: AVAPassword on July 22, 2008. It did not include this new information which we have been trying to obtain since August 6, 2008 so that our consultants could timely review the background information. Contrary to comments made by Mr. Orr to the Court on August 11, 2008, the information provided was not complete.

The "Summary of Content", posted on August 20, 2008, indicates that the technical data (missing from the Wildermuth Environmental ftp) that we have been requesting for three weeks may be provided in this other LSCE database. This includes data pertaining to the "surface water/stream gauge stations" and "wells and groundwater levels".

We do not understand why the LACWW failed to produce this vital information until now despite our several requests. It is critical that you immediately provide the username and passcode to this second ftp database.

Thank you.

Kimberly Huangfu

LEWIS BRISBOIS BISGAARD & SMITH LLP  
221 N. Figueroa Street, Suite 1200, Los Angeles, CA 90012  
direct 213.580.3907 | tel 213.250.1800 | fax 213.250.7900  
huangfu@lbbslaw.com | <http://www.lbbslaw.com> ( <http://www.lbbslaw.com/> )

---

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>>> Kimberly Huangfu 08/19/08 8:40 AM >>>  
Stefanie,

My apologies for inadvertently misspelling your name. Attached is a pdf copy of the letter that enumerates the technical data that is missing from the database. This includes the following:

- (1) Groundwater elevations in the identified wells;
- (2) Data pertaining to gauging stations found in proximity to City Ranch Creek, including the (a) quantity of flow in surface water, (b) gauging station identification numbers, and (c) any other data collected, such as flow rates, precipitation, etc.;
- (3) Screened intervals (in elevation and depth below ground surface);
- (4) Well diameters; and,
- (5) Water production data from extraction wells (currently there are only 63 records out of a possible 39,000 that discuss flow rate). We are particularly interested in the extraction wells located in Palmdale and Lancaster.

I hope this clarifies the type of data that we are seeking. Please let me know if you have any questions.

Thank you again,  
Kimberly

>>>

From: "Stefanie Hedlund" <Stefanie.Hedlund@bbklaw.com>  
To: "Kimberly Huangfu" <huangfu@lbbslaw.com>  
Date: 8/18/2008 9:12 PM  
Subject: RE: Antelope Valley GW Adjud. - Request for Technical Data  
Kimberly,

I believe that there is a misunderstanding. What documents do you believe are missing?

Thank you,  
Stefanie

-----Original Message-----

From: Kimberly Huangfu [mailto:huangfu@lbbslaw.com]  
Sent: Monday, August 18, 2008 6:50 PM  
To: Stefanie Hedlund  
Subject: Antelope Valley GW Adjud. - Request for Technical Data

Dear Stephanie,

Thank you for calling to follow-up on my request for technical data that is missing from the 16-GB flashdrive that your office kindly provided. As you indicated, your office will be posting a letter as a reference guide to identify the documents included in the current database. Though this will be useful in helping us navigate the large amount of data more efficiently, it is our understanding that there is certain information that is missing altogether. I appreciate that you are still investigating the list of missing data enumerated in my previous correspondence. Please let me know if there is anything we can do to expedite the process.

Thank you.

Best,  
Kimberly

KIMBERLY HUANGFU

LEWIS BRISBOIS BISGAARD & SMITH LLP  
221 N. Figueroa Street, Suite 1200, Los Angeles, CA 90012  
direct 213.580.3907 | tel 213.250.1800 | fax 213.250.7900  
huangfu@lbbslaw.com | <http://www.lbbslaw.com> ( <http://www.lbbslaw.com/> )

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# EXHIBIT T

**Kimberly Huangfu - Re: Request for Access to LSCE ftp site**

---

**From:** "Stefanie Hedlund" <Stefanie.Hedlund@bbklaw.com>  
**To:** <huangfu@lbbslaw.com>  
**Date:** 8/23/2008 5:27 PM  
**Subject:** Re: Request for Access to LSCE ftp site  
**CC:** "Jeffrey Dunn" <jeffrey.dunn@BBKLAW.COM>

---

Kimberly,

As we discussed in detail this Tuesday, my office has previously provided a jump drive to you that contains all of the information currently on the database.

However, I will provide a username and password to you on Monday.

Thank you,  
Stefanie

----- Original Message -----

From: Kimberly Huangfu <huangfu@lbbslaw.com>  
To: Stefanie Hedlund  
Cc: Jeffrey Dunn  
Sent: Sat Aug 23 07:53:01 2008  
Subject: Request for Access to LSCE ftp site

Stefanie,

I called and left a voicemail on your office phone yesterday. Upon reviewing the August 20, 2008 letter that your firm posted on the Court's website, I am writing to obtain access to the Luhdorff and Scalmanini, Consulting Engineers' ("LSCE") ftp site.

As we discussed on August 19, 2008, Mr. Thomas Bunn provided us with the following website and access code: <ftp://ava.wildermuthenvironmental.com>, User Name: AVAUser, Password: AVAPassword on July 22, 2008. It did not include this new information which we have been trying to obtain since August 6, 2008 so that our consultants could timely review the background information. Contrary to comments made by Mr. Orr to the Court on August 11, 2008, the information provided was not complete.

The "Summary of Content", posted on August 20, 2008, indicates that the technical data (missing from the Wildermuth Environmental ftp) that we have been requesting for three weeks may be provided in this other LSCE database. This includes data pertaining to the "surface water/stream gauge stations" and "wells and groundwater levels".

We do not understand why the LACWW failed to produce this vital information until now despite our several requests. It is critical that you immediately provide the username and passcode to this second ftp database.

Thank you.

Kimberly Huangfu

LEWIS BRISBOIS BISGAARD & SMITH LLP  
221 N. Figueroa Street, Suite 1200, Los Angeles, CA 90012  
direct 213.580.3907 | tel 213.250.1800 | fax 213.250.7900  
[huangfu@lbbslaw.com](mailto:huangfu@lbbslaw.com) | <http://www.lbbslaw.com> ( <http://www.lbbslaw.com/> )

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>>> Kimberly Huangfu 08/19/08 8:40 AM >>>  
Stefanie,

My apologies for inadvertently misspelling your name. Attached is a pdf copy of the letter that enumerates the technical data that is missing from the database. This includes the following:

- (1) Groundwater elevations in the identified wells;
  - (2) Data pertaining to gauging stations found in proximity to City Ranch Creek, including the (a) quantity of flow in surface water, (b) gauging station identification numbers, and (c) any other data collected, such as flow rates, precipitation, etc.;
  - (3) Screened intervals (in elevation and depth below ground surface);
  - (4) Well diameters; and,
  - (5) Water production data from extraction wells (currently there are only 63 records out of a possible 39,000 that discuss flow rate). We are particularly interested in the extraction wells located in Palmdale and Lancaster.
- I hope this clarifies the type of data that we are seeking. Please let me know if you have any questions.

Thank you again,  
Kimberly

>>>

From: "Stefanie Hedlund" <Stefanie.Hedlund@bbklaw.com>  
To: "Kimberly Huangfu" <huangfu@lbbslaw.com>  
Date: 8/18/2008 9:12 PM  
Subject: RE: Antelope Valley GW Adjud. - Request for Technical Data  
Kimberly,

I believe that there is a misunderstanding. What documents do you believe are missing?

Thank you,  
Stefanie

-----Original Message-----

From: Kimberly Huangfu [<mailto:huangfu@lbbslaw.com>]  
Sent: Monday, August 18, 2008 6:50 PM  
To: Stefanie Hedlund  
Subject: Antelope Valley GW Adjud. - Request for Technical Data

Dear Stephanie,

Thank you for calling to follow-up on my request for technical data that is missing from the 16-GB flashdrive that your office kindly provided. As you indicated, your office will be posting a letter as a reference guide to identify the documents included in the current database. Though this will be useful in helping us navigate the large amount of data more efficiently, it is our understanding that there is certain information that is missing altogether. I appreciate that you are still investigating the list of missing data enumerated in my previous correspondence. Please let me know if there is anything we can do to expedite the process.

Thank you.

Best,  
Kimberly

KIMBERLY HUANGFU

LEWIS BRISBOIS BISGAARD & SMITH LLP

221 N. Figueroa Street, Suite 1200, Los Angeles, CA 90012

direct 213.580.3907 | tel 213.250.1800 | fax 213.250.7900

huangfu@lbbslaw.com | <http://www.lbbslaw.com> ( <http://www.lbbslaw.com/> )

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# EXHIBIT U

# BEST BEST & KRIEGER

## ATTORNEYS AT LAW

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(760) 568-2611

LOS ANGELES  
(213) 617-8100

ONTARIO  
(909) 989-8584

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5 Park Plaza, Suite 1500  
Irvine, California 92614  
(949) 263-2600  
(949) 260-0972 Fax  
BBKlaw.com

SACRAMENTO  
(916) 325-4000

SAN DIEGO  
(619) 525-1300

WALNUT CREEK  
(925) 977-3300

**Jeffrey V. Dunn**  
(949) 263-2616  
Jeffrey.Dunn@bbklaw.com  
File No. 26345.00001

August 19, 2008

Re: Antelope Valley Groundwater Adjudication

Dear Counsel:

The letter addresses a few attorney questions regarding access to the database maintained by Waterworks District No. 40, Rosamond Community Services District, Palmdale Water District, Quartz Hill Water District, City of Lancaster, California Water Service Company expert, Luhdorff and Scalmanini, Consulting Engineers (LSCE).

The database is maintained in electronic form and, in order to access all that is maintained in it, you will need to have Microsoft Access and ArcGIS software. The database is also periodically updated; therefore, in order to be able to access current data, you will need to be able to access LSCE's ftp site where the database is posted. In order to access this data, you may contact Stefanie Hedlund of my office; she will issue you a username and password, which will be initiated by LSCE and will be unique to each party requesting access. Additionally, you will be given instructions on how to review and download information from the ftp site. Please note that, in order to view the data electronically, you will need to have your own versions of Microsoft Access and ArcGIS software. If you prefer to review and copy the data in hardcopy, you may contact us to set up an appointment at LSCE's office, located at 500 First Street, Woodland, California.

Finally, pursuant to the Court's request, attached please find a table summarizing the current content of the database.

Sincerely,

  
Jeffrey V. Dunn  
of BEST BEST & KRIEGER LLP

# **Antelope Valley Database** Summary of Content June 30, 2008

Data Element	Description	Data Format	Source	Notes
Antelope Valley Boundary	30m resolution elevation grid (covering 34-38N/117-119W)	Vector	California Spatial Information Library (CASIL)	
Digital Elevation Model		Raster	CASIL	
USGS Topographic Maps	Topographic 7.5 minute, 30x60 minute, 1:2 degree series (covering 34-35N/117.5-119W)	Raster	CASIL	
Physical Basin Boundaries	DWR Hydrographic Regional/Unlabeled and DWR Groundwater Basins (Bulletin 118), Blythe Subbasins	Vector	CASIL	California 2.2.1; Bulletin 118
Political Boundaries	County, city, redistrictable property boundaries, water purveyor service areas, PLSS; USGS topographic 7.5 quad map index; (Assessor) parcel boundary maps, (Sanitation district) boundaries are pending	Vector	CASIL, WE-mutual water companies and LACWWD-40 boundaries and parcel boundary maps	
Regional Geology	Sanjial geology from the Los Angeles, Toms, Bakerfield, and San Bernardino 1:2 degree geologic maps (structural pending)	Vector	DWG-LSCE digitization	
Cross-Sections	Locations of geologic cross-sections constructed by LSCE, DWR, Dible, USGS cross-section locations pending	Vector	Various Publications	as yet does not include cross-section information--location only
Soil Surveys	Antelope Valley Area, Kern County Southeastern Part, Angeles National Forest, Edwards Air Force Base Soil Survey Areas and associated SSURGO database (pending)	Vector and Tables	USDA/NRCS-Soil Data Mart	
Historical Land Use (valley-wide scale)	Antelope Hydrographic Unit for 1847, 1867, 1887, 1892 (pending final OA); Farmland Mapping and Monitoring Program (FMMP) agricultural land use designation by county prepared biannually from 1984-2004 for LA County and 1988-2004 for Kern County	Vector	DWR Land Use Reports, FMMP (NRCS)	
Historical Land Use (7.5 minute quad scale)	Land Use Survey quad sheets and tabular summary throughout Antelope Hydrographic Unit with crop detail in 1887 pending final OA; (1861 and 1872 pending)	Vector	DWR Land Use Surveys-LSCE digitization	
Los Angeles County Agricultural Acreage	County Crop Report tabular summary by crop by year between 1970 and 2003 (pending update to 2006)	Table	LA County	
Historical Surface Water Features	State Water Project Imports and Litterock Creek diversions by AVEK, Palmdale W.D., Litterock Creek I.D. annually 1976-2003 (pending update to 2006)	Table	AVEK, PWD, LCID	
Wells and Groundwater Levels	2700 wells including locations (with well depth and construction year where available); 38,000 associated water level measurements between 1900 and Spring 2006; VIN file where well log available is pending input to the database	Vector and Tables	USGS-NWIS	
Surface Water/Stream Gauge Stations and Records	83 stations with locations; 500 associated records of annual average flow between 1900 and Spring 2006 (covering 34.2-35.6N/117.2-118.8W)	Vector and Tables	USGS-NWIS	
Precipitation Stations and Records	12 stations with locations; 8200 associated records of monthly precipitation totals between 1930 and 2005 (covering 34.5-35.1N/117.5-118.2W)	Vector and Tables	NOAA/NCEC	
Groundwater Quality	DHS database including results from public water systems throughout LA, Kern and San Bernardino Counties; USGS database with more than 1200 surface and groundwater sites with more than 150,000 associated results back to early 1900s	Tables	DHS and USGS	Wells from DHS database does not include well location or link to those wells with associated water levels
Municipal Wastewater Discharge Records	Amounts of water treated and ultimate disposals from 1989 to present	Tables and Unlabeled Vector	pending	
Municipal Wells and Records	Water Levels, Pumps are pending input to the database	Tables	pending	
Evaporation Stations and Records			pending	
Subsidence Stations and Records			pending	