

MICHAEL T. FIFE (State Bar No. 203025)  
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**Attorneys for:** B.J. Calandri, John Calandri, John Calandri as Trustee of the John and B.J. Calandri 2001 Trust, Forrest G. Godde, Forrest G. Godde as Trustee of the Forrest G. Godde Trust, Lawrence A. Godde, Lawrence A. Godde and Godde Trust, Kootenai Properties, Inc., Gailen Kyle, Gailen Kyle as Trustee of the Kyle Trust, James W. Kyle, James W. Kyle as Trustee of the Kyle Family Trust, Julia Kyle, Wanda E. Kyle, Eugene B. Nebeker, R and M Ranch, Edgar C. Ritter, Paula E. Ritter, Paula E. Ritter as Trustee of the Ritter Family Trust, Trust, , Hines Family Trust , Malloy Family Partners, Consolidated Rock Products, Calmat Land Company, Marygrace H. Santoro as Trustee for the Marygrace H. Santoro Rev Trust, Marygrace H. Santoro, Helen Stathatos, Savas Stathatos, Savas Stathatos as Trustee for the Stathatos Family Trust, **collectively known as the Antelope Valley Ground Water Agreement Association ( AGWA )**

**SUPERIOR COURT OF THE STATE OF CALIFORNIA**  
**FOR THE COUNTY OF SANTA CLARA**

**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  
325 201 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, consolidated actions, Case Nos. RIC  
353 840, RIC 344 436, RIC 344 668

Judicial Council Coordination Proceeding No.  
4408

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

**DECLARATION OF MICHAEL T. FIFE**  
**IN SUPPORT OF OBJECTION TO**  
**SUBMISSION OF FORM PLEADINGS**  
**AND CASE MANAGEMENT STATEMENT**  
**OF AGWA**

Date: April 28, 2006  
Time: 10:00 A.M.  
Dept: 17

1 I, Michael T. Fife, declare as follows:

2 1. My name is Michael Fife and I am an attorney with the law firm of Hatch & Parent.

3 2. I have personally represented members of the Antelope Valley Groundwater  
4 Agreement Association ("AGWA") since early 2003 with regard to the water conflict in the  
5 Antelope Valley and have personal knowledge of the matters described in this declaration.

6 3. On November 14, 2003, I appeared in the case Diamond Farming Co., et al. v. City of  
7 Lancaster, et al., Riverside Superior Court Case No. RIC 344668, in order to object that it was  
8 improper for the Court to adjudicate various parties' rights to groundwater in the Antelope Valley  
9 without the involvement of the other landowners in the Valley.

10 4. I have attempted to obtain contact information for the landowners who have been  
11 named and served in this case, and raised the issue to the Court at the March 24, 2006 hearing in San  
12 Jose. Despite this, LA County Waterworks continues to refuse to provide such contact information to  
13 me.

14 5. I received a distribution of draft model pleadings from Mr. Lemieux, attorney for  
15 Littlerock Creek Irrigation District and Palm Ranch Irrigation District, via email on April 19, 2006 at  
16 11:03 am.

17 6. The April 19, 2006 distribution is the first time drafts of such model pleadings were  
18 shown to me.

19 7. I responded to these draft model pleadings on April 21, 2006 via email at 12:45 pm.

20 8. I was told via email by Mr. Lemieux's office at 4:44 pm on April 21, 2006 that they  
21 would not be able to, "do anything about your comments."

22 I declare under penalty of perjury that the forgoing is true and correct to the best of my  
23 knowledge.

24  
25 Dated: April 24, 2006

By: 

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MICHAEL T. FIFE