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LOS ANGELES COUNTY WATERWORKS
DISTRICT NO. 40

**EXEMPT FROM FILING FEES
UNDER GOVERNMENT CODE
SECTION 6103**

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COUNTY WATERWORKS DISTRICT NO. 40

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

**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

Judicial Council Coordination No. 4408

CLASS ACTION

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

**STIPULATION IN LIEU OF DEPOSITION
TESTIMONY FOR PHASE 4 TRIAL**

STIPULATION

Los Angeles Waterworks District No. 40, City of Palmdale, City of Lancaster, Littlerock Creek Irrigation District, Palm Ranch Irrigation District, Palmdale Water District, Quartz Hill Water District, Rosamond Community Services District, and California Water Service Company (collectively, the "Public Water Suppliers"), and _____ hereby enter into the following stipulation with Lawrence J. Schilling.

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

Whereas, Lawrence J. Schilling has signed the attached Declaration of The L&M Schilling 1992 Family Trust under penalty of perjury;

NOW, THEREFORE, in consideration and on the basis of the foregoing recitals, the Public Water Suppliers and _____, enter into the following stipulation:

1. Based on the attached Declaration of Lawrence J. Schilling, the Public Water Suppliers will forego taking the deposition of Lawrence J. Schilling during discovery for the Phase 4 trial set for February 11, 2013;

2. The attached Declaration may be used in the same manner at trial as a deposition transcript executed under penalty of perjury by Lawrence J. Schilling.

3. The Public Water Suppliers reserve the right to depose Lawrence J. Schilling during discovery for subsequent trial phases or in the event the Court continues the Phase 4 trial to a date other than February 11, 2013; and

4. The Public Water Suppliers reserve their right to challenge the testimony of Lawrence J. Schilling at trial.

1 Dated: April __, 2013

BEST BEST & KRIEGER LLP

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3 By

ERIC L. GARNER
JEFFREY V. DUNN
STEFANIE D. HEDLUND
Attorneys for Cross-Complainant
LOS ANGELES COUNTY
WATERWORKS DISTRICT NO. 40

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6
7
8 Dated: April __, 2013

9
10 By

JAMES L. MARKMAN
STEVEN ORR
Attorneys for Cross-Defendant
CITY OF PALMDALE

11
12
13 Dated: April __, 2013

14
15 By

DOUGLAS J. EVERTZ
Attorneys for Cross-Defendant
CITY OF LANCASTER AND
ROSAMOND COMMUNITY SERVICES
DISTRICT

16
17
18
19 Dated: April __, 2013

20
21 By

WAYNE LEMIEUX
Attorneys for Cross-Defendant
LITTLE ROCK CREEK IRRIGATION
DISTRICT AND PALM RANCH
IRRIGATION DISTRICT

1 Dated: April __, 2013

2
3 By _____
4 THOMAS BUNN III
5 Attorneys for Cross-Defendant
6 PALMDALE WATER DISTRICT

7
8 Dated: April __, 2013

9
10 By _____
11 BRADLEY T. WEEKS
12 Attorneys for Cross-Defendant
13 QUARTZ HILL WATER DISTRICT

14
15 Dated: April __, 2013

16
17 By _____
18 JOHN TOOTLE
19 Attorneys for Cross-Defendant
20 CALIFORNIA WATER SERVICE
21 COMPANY

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23 Dated: April 12 2013

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25 By Lawrence J. Schilling, Trustee
26 Lawrence J. Schilling, Trustee
27 L&M Schilling 1992 Family Trust
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