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Attorneys for Defendant GARY VAN DAM

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES
STANLEY MOSK COURTHOUSE**

Coordination Proceeding
Special Title (Rule 1550(b))

**ANTELOPE VALLEY GROUNDWATER
CASES**

Including Consolidated Actions:

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

*Los Angeles County Waterworks District
No. 40 v. Diamond Farming Co.*; Superior
Court of California, County of Kern, Case
No. S-1500-CV-254348

*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
353840, RIC 344436, RIC 34468;

AND RELATED ACTIONS.

Case No. 20STCV10953

Assigned for All Purposes to the
Honorable Gregory Keosian
Department 061

**GARY VAN DAM'S REQUEST FOR
PRODUCTION OF DOCUMENTS TO
CRAIG VAN DAM, SET ONE**

Date Action Filed: 3/18/2020
Trial Date: August 15, 2023

PROPOUNDING PARTY: GARY VAN DAM

RESPONDING PARTY: CRAIG VAN DAM

SET NO.: ONE (1)

Pursuant to California Code of Civil Procedure sections 2031.010 et seq., Defendant Gary Van Dam (“Propounding Party”) hereby requests that Defendant Craig Van Dam (“Responding Party”) produce and permit inspection and copying of the documents responsive to the requests below within 30 days from the date of service at the law offices of Brownstein Hyatt Farber Schreck, LLP, 1021 Anacapa Street, 2nd Floor, Santa Barbara, CA 93101, or such other place agreed to by counsel.

DEFINITIONS

The following definitions apply to each of the Requests hereinafter set forth, and Propounding Party incorporates the same herein by reference.

A. “CRAIG,” “YOU,” or “YOUR” means Defendant Craig Van Dam in the above-captioned matter and his agents, employees, representatives, and any individuals acting on its behalf at any time.

B. The “DECLARATION IN SUPPORT OF MOTION” means the document entitled “Declaration of Craig Van Dam in Support” filed by YOU on or about August 2, 2023 in the above-captioned matter as part of a document entitled “Notice of Motion and Motion to Approve Transfer of Water Rights to Craig Van Dam; Memorandum of Points and Authorities; Declaration of Craig Van Dam in Support Thereof.”

C. The “DECLARATION IN SUPPORT OF REPLY” means the document entitled “Declaration of Craig Van Dam in Reply” filed by YOU on or about August 29, 2023 in the above-captioned matter as part of a document entitled “Reply Memorandum of Points and Authorities and Reply Declaration of Craig Van Dam (Motion to Transfer Water Rights).”

D. “DOCUMENT” means each and every writing within the meaning of California Evidence Code section 250 and shall include, without limitation, all manner of written, reproduced or recorded matter including, but not limited to, all photographs, letters, notes, correspondence, text messages, files, books, records, memoranda, contracts, agreements, transcriptions, telegrams,

communications, emails, facsimile transmittals, summaries, diaries, calendars, notebooks, charts, plans, drawings, computer printouts, minutes or records of meetings or conferences, lists, drafts and notations, financial records, and any and all copies thereof. To the extent that a document differs from other copies or originals of the same document by reason of notations, comments, deletions, markings or other differences, said document or writing shall be deemed a separate document. "DOCUMENT" also shall be construed to mean and include any computerized records of communications between employees of responding party through any inter-company computerized "mail," or such other similarly designated method of computerized communication, such as "E-Mail," etc.

E. When used herein, the terms "RELATE," "RELATE TO" or "RELATING TO" mean constituting, comprising, consisting, containing, setting forth, showing, disclosing, describing, explaining, mentioning, evidencing, reflecting, embodying, summarizing, commenting on, in respect of, about, regarding, documenting, discussing, involving, analyzing, evaluating, concerning, or referring to, directly or indirectly.

F. The use of the singular form of any word includes the plural and vice-versa.

INSTRUCTIONS

The following instructions apply to each of the Requests hereinafter set forth, and Propounding Party incorporates the same herein by reference.

A. Whenever a DOCUMENT is not produced in full, YOU are directed to state with particularity the reason or reasons it is not produced in full and to describe to the best of YOUR knowledge, information, and believe, and with as much particularity as possible, those portions of the DOCUMENT that are not produced.

B. "And" and "or" shall be construed disjunctively or conjunctively as necessary in order to bring within the scope of each Request all DOCUMENTS which might otherwise be construed to be outside the Request's scope.

C. The singular form of a noun or pronoun shall be considered to include within its meaning the plural form of the noun or pronoun, and vice versa.

D. The past tense shall include the present tense where the clear meaning of the Request

1 is not distorted thereby.

2 E. “Each” includes both “each” and “every.”

3 F. The masculine gender shall include the feminine gender, and vice versa.

4 G. “Including” shall mean “including, but not limited to.”

5 H. YOU are requested to produce all DOCUMENTS except spreadsheets in database-
6 ready format (like Concordance or Relativity) including TIF/JPG/PDF, OCR, and necessary
7 database loadfiles. All electronically-stored DOCUMENTS must be produced in a litigation
8 support database-ready format (like Concordance or Relativity) including TIF/JPEG/PDF,
9 extracted text, necessary database loadfiles, and standard metadata fields. Each TIF/JPEG/PDF
10 shall be consecutively numbered with a document control (i.e., Bates) number. If an electronically-
11 stored DOCUMENT produced as a TIF/JPEG/PDF is not reasonably reviewable as a
12 TIF/JPEG/PDF (such as audio, video or Excel files), then the native file must be produced, along
13 with a slipsheet and metadata for the database. The slipsheet serves as a placeholder.
14 DOCUMENTS produced in native format because of an inability to provide TIF/JPEG/PDF due to
15 ESI file format also shall be assigned a document control (i.e., Bates) number on the slipsheet. The
16 same Bates number shall be used for the filename of the native file, for example,
17 BATES001234.xls. For DOCUMENTS stored electronically, YOU are requested to produce the
18 following metadata associated with each produced DOCUMENT in a way that the metadata can be
19 uploaded into Concordance/Relativity at the same time as the DOCUMENTS: document filepath;
20 date; author; created by; edited by; subject; document title; to; from; cc; bcc; date created; date sent;
21 date modified; file type; parent-child relationship; and native text.

22 I. These Requests include DOCUMENTS in the possession of YOUR agents,
23 representatives, attorneys, predecessors-in-interest, successors, subsidiaries, experts, persons
24 consulted concerning any factual matters or matters of opinion relating to any of the facts or issues
25 involved in this lawsuit.

26 J. If YOU withhold any DOCUMENT, or any portion of a DOCUMENT, covered by
27 a Request by reason of a claim of privilege, then YOU shall provide a privilege log identifying any
28 withheld DOCUMENT or portion of a DOCUMENT by author; addressee; indicated or blind

1 copies; date; subject matter; number of pages; attachments or appendices; all persons to whom
2 distributed, shown or explained; present custodian; and nature of and basis for the privilege
3 asserted. YOU further shall identify, regarding any DOCUMENT relating in any way to a meeting
4 or to any other conversation, all participants in the meeting or conversation.

5 K. Propounding Party intends to and will object to any document offered which has not
6 been disclosed or as to any evidence which may be offered which has not been disclosed in response
7 to these Requests.

8 L. If YOU object to any portion of these Requests, state the specific ground for such
9 objection within the time provided and respond to the request to the extent to which there is no
10 objection.

11 M. If YOU do not know or have the information requested in any or all of the following
12 Requests, please identify the person(s) who, to the best of your knowledge would know or have the
13 answer or information requested.

14 **REQUESTS FOR PRODUCTION**

15 **REQUEST FOR PRODUCTION NO. 1:**

16 All DOCUMENTS that RELATE TO YOUR contention at paragraph 20 of the
17 DECLARATION IN SUPPORT OF REPLY that “Right now, [YOU] personally own (in [YOUR]
18 own name) approximately 1/3 of all of the ground High Desert Farms.”

19 **REQUEST FOR PRODUCTION NO. 2:**

20 All DOCUMENTS that RELATE TO YOUR contention at paragraph 21 of the
21 DECLARATION IN SUPPORT OF REPLY that “Subsequent to the death of [YOUR] father, Gary
22 Van Dam began to manage the Dairy and the results wer [sic] disastrous!”

23 **REQUEST FOR PRODUCTION NO. 3:**

24 All DOCUMENTS that RELATE TO YOUR contention at paragraph 22 of the
25 DECLARATION IN SUPPORT OF REPLY that “By 2017, the Dairy was on the brink of failure
26 as a result of his [Gary Van Dam’s] mismanagement. [YOUR] mother, Gertrude Van Dam, who
27 was the sole owner of the Dairy by survivorship of [YOUR] father, advised [YOU] that she did not
28

1 have sufficient liquid funds to make payroll and meet the day to day financial obligations of the
2 Dairy.”

3 **REQUEST FOR PRODUCTION NO. 4:**

4 All DOCUMENTS that RELATE TO YOUR contention at paragraph 23 of the
5 DECLARATION IN SUPPORT OF REPLY that YOU deposited \$300,000 into the High Desert
6 Dairy operating accounts to pay employees and remedy past due accounts.

7 **REQUEST FOR PRODUCTION NO. 5:**

8 All DOCUMENTS that RELATE TO YOUR contention at paragraph 24 of the
9 DECLARATION IN SUPPORT OF REPLY that there was a meeting between YOU, YOUR
10 mother and Dean Van Dam to discuss “a long term solution for operation and management of the
11 Dairy operations.”

12 **REQUEST FOR PRODUCTION NO. 6:**

13 All DOCUMENTS that RELATE TO YOUR contention at paragraph 25 of the
14 DECLARATION IN SUPPORT OF REPLY that a “partnership relationship between [YOUR]
15 mother, brother Dean Van Dam and [YOURSELF] was formed to provide that each individual
16 would have equal ownership in the entity (known as High Desert Dairy, LLC, a California limited
17 liability company) to provide stability for the Dairy operations moving forward.

18 **REQUEST FOR PRODUCTION NO. 7:**

19 All DOCUMENTS that RELATE TO YOUR contention at paragraph 26 of the
20 DECLARATION IN SUPPORT OF REPLY that “High Desert Dairy, LLC, not only owned the
21 operations of the functioning Dairy, but also had Antelope Valley water rights subject to the
22 Antelope Valley Groundwater Cases. It also held real property in California, real property in South
23 Dakota, as well as other personal property assets.”

24 **REQUEST FOR PRODUCTION NO. 8:**

25 All DOCUMENTS that RELATE TO YOUR contention at paragraph 27 of the
26 DECLARATION IN SUPPORT OF REPLY that YOUR mother “did not want Gary Van Dam
27 involved due to Gary Van Dam previously losing two different dairies in Tipton California and
28 Stephenville, Texas.”

REQUEST FOR PRODUCTION NO. 9:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 28 of the DECLARATION IN SUPPORT OF REPLY that “Subsequent to 2017 it took years under [YOUR] management and leadership for High Desert Dairy to become profitable again.”

REQUEST FOR PRODUCTION NO. 10:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 31 of the DECLARATION IN SUPPORT OF REPLY that “Although Gary Van Dam substituted our mother as an owner, he did not become the manager or operator of the Dairy of the High Desert Dairy, LLC.”

REQUEST FOR PRODUCTION NO. 11:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 35 of the DECLARATION IN SUPPORT OF REPLY that there was “a meeting with the company CPA in February of 2020, to discuss the division of capital accounts/assets understanding that with the assignment made from our mother to us, an ultimate result of the entity would be an unwinding of assets directly to each of us brothers.”

REQUEST FOR PRODUCTION NO. 12:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 36 of the DECLARATION IN SUPPORT OF REPLY that “An agreement was made for a return of capital at the February of 2020 meeting whereby [YOU were] to receive 500 acre feet of permanent prescriptive water rights, among other things.”

REQUEST FOR PRODUCTION NO. 13:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 37 of the DECLARATION IN SUPPORT OF REPLY that YOU “ran the daily operations of the Dairy through March of 2021, when the daily operations of the Dairy were transitioned to Gary Van Dam.”

REQUEST FOR PRODUCTION NO. 14:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 38 of the DECLARATION IN SUPPORT OF REPLY that “During [YOUR] management of the Dairy,

1 starting in 2017, [YOU] installed new infrastructure for the watering systems and the waste water
2 system that handles 300,000 gallons of water per day and rectified substantial additional problems
3 that were neglected in the years prior subsequent [sic] to the death of [YOUR] father during the
4 period that Gary Van Dam operated the Dairy.”

5 **REQUEST FOR PRODUCTION NO. 15:**

6 All DOCUMENTS that RELATE TO YOUR contention at paragraph 40 of the
7 DECLARATION IN SUPPORT OF REPLY that “For decades, [YOU], personally and through
8 various companies farm hay and feed. This hay and feed is used by [YOU], sold to third parties,
9 sold through feed stores owned by [YOU] and also sold to High Desert Dairy, LLC.”

10 **REQUEST FOR PRODUCTION NO. 16:**

11 All DOCUMENTS that RELATE TO YOUR contention at paragraph 41 of the
12 DECLARATION IN SUPPORT OF REPLY that “All feed sold to High Desert Dairy, LLC, is at a
13 discount rate, well below the market rates.”

14 **REQUEST FOR PRODUCTION NO. 17:**

15 All DOCUMENTS that RELATE TO the “lease agreement with Los Angeles County
16 Sanitation District Number 14 from High Desert Dairy, LLC, in 2017”, as described in paragraph
17 43 of the DECLARATION IN SUPPORT OF REPLY.

18 **REQUEST FOR PRODUCTION NO. 18:**

19 All DOCUMENTS that RELATE TO Steven Derryberry’s involvement “in any capacity
20 with the Sanitation District Number 14 lease proposals and ultimate agreement”, as described in
21 paragraph 44 of the DECLARATION IN SUPPORT OF REPLY.

22 **REQUEST FOR PRODUCTION NO. 19:**

23 All DOCUMENTS that RELATE TO YOUR contention at paragraph 44 of the
24 DECLARATION IN SUPPORT OF REPLY that “at no time did [YOU] and, to [YOUR]
25 knowledge, did any individual of the Van Dam family, inclusive of Gary Van Dam, ask Steven
26 Derryberry to negotiate, review or be involved in any capacity with the Sanitation District Number
27 14 lease proposals and ultimate agreement.”
28

REQUEST FOR PRODUCTION NO. 20:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 45 of the DECLARATION IN SUPPORT OF REPLY that “the first Mr. Derryberry became aware of the existence of the Sanitation District lease was in early 2020.”

REQUEST FOR PRODUCTION NO. 21:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 46 of the DECLARATION IN SUPPORT OF REPLY that “With respect to the proposal to the Sanitation District Number 14, the initial request from the local municipalities of District Number 14 was that the tenant be a local farmer.”

REQUEST FOR PRODUCTION NO. 22:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 47 of the DECLARATION IN SUPPORT OF REPLY that the “Lancaster Mayor R. Rex Parris was seeking to keep the dirt farmed by a local company.”

REQUEST FOR PRODUCTION NO. 23:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 48 of the DECLARATION IN SUPPORT OF REPLY that “At the initial stages, [YOU] and various members of [YOUR] family, inclusive of [YOUR] mother and brother Gary Van Dam, presented the need for the feed by the Antelope Valley businesses operated by [YOUR family].”

REQUEST FOR PRODUCTION NO. 24:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 23 of the DECLARATION IN SUPPORT OF REPLY that Dean Van Dam deposited \$300,000 into the High Desert Dairy operating accounts to pay employees and remedy past due accounts.

REQUEST FOR PRODUCTION NO. 25:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 50 of the DECLARATION IN SUPPORT OF REPLY that “the Sanitation District Number 14 struck the requirement that the tenant be a local company/farmer and the request was made for the highest and best proposal.”

REQUEST FOR PRODUCTION NO. 26:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 51 of the DECLARATION IN SUPPORT OF REPLY that “[YOU] compiled a new proposal, given [YOUR] decades of lease relationships with other Los Angeles County Sanitation Districts.”

REQUEST FOR PRODUCTION NO. 27:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 52 of the DECLARATION IN SUPPORT OF REPLY that “[YOUR] proposal was accepted by the Sanitation District Number 14. From the date of the lease, [YOU] and [YOUR] staff farmed the Sanitation District Number 14 ranch without assistance or involvement from High Desert Dairy, LLC; with the exception that High Desert Dairy, LLC, purchased and received hay and feed from [YOUR] companies from the Sanitation District Number 14 ranch.

REQUEST FOR PRODUCTION NO. 28:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 53 of the DECLARATION IN SUPPORT OF REPLY that “[YOU] formed a new company to be the named tenant of the Sanitation District Number 14 lease through Mr. Derryberry. . . for liability purposes.”

REQUEST FOR PRODUCTION NO. 29:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 54 of the DECLARATION IN SUPPORT OF REPLY that “[YOU] generally form single purpose entities to receive contracts and such entities separate liabilities for those leases from [YOURSELF], personally, and other companies [YOU] own.”

REQUEST FOR PRODUCTION NO. 30:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 55 of the DECLARATION IN SUPPORT OF REPLY that “Mr. Derryberry's involvement was to simply form a new entity, which he has done for [YOU] on numerous occasions. He was not advised of the purpose of the entity.”

REQUEST FOR PRODUCTION NO. 31:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 56 of the DECLARATION IN SUPPORT OF REPLY that “The Antelope Valley Groundwater Cases crippled a farmer's ability to maintain pre-adjudication watering levels.

REQUEST FOR PRODUCTION NO. 32:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 58 of the DECLARATION IN SUPPORT OF REPLY that “under the operation of the Dairy by Gary Van Dam, he has refused to reduce the production of the Dairy and the number of cows fed and kept at the Dairy facilities.”

REQUEST FOR PRODUCTION NO. 33:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 63 of the DECLARATION IN SUPPORT OF REPLY that “The proposed 500 acre feet water transfer to [YOU] as a return of capital will not cause an inability for the Dairy to serve their cows.”

REQUEST FOR PRODUCTION NO. 34:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 64 of the DECLARATION IN SUPPORT OF REPLY that “After the proposed transfer, the remaining water will be sufficient for the daily uses of the Dairy with the Dairy continuing to acquire feed from outside sources as it has for many years.”

REQUEST FOR PRODUCTION NO. 35:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 65 of the DECLARATION IN SUPPORT OF REPLY that “Gary Van Dam seeks to continuing [sic] operating the Dairy without reduction [of farming operations].”

REQUEST FOR PRODUCTION NO. 36:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 68 of the DECLARATION IN SUPPORT OF REPLY that “It was an impossibility for the Board to unanimously consent to the proposed transfer due to the conflict created by Gary Van Dam.”

REQUEST FOR PRODUCTION NO. 37:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 33 of the DECLARATION IN SUPPORT OF REPLY that “High Desert Dairy, LLC, is a member managed company and a simple majority controls.”

REQUEST FOR PRODUCTION NO. 38:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 39 of the DECLARATION IN SUPPORT OF REPLY that “All of [YOUR] efforts benefitted the Dairy and the profitability of the Dairy.”

REQUEST FOR PRODUCTION NO. 39:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 62 of the DECLARATION IN SUPPORT OF REPLY that “Hay and feed has traditionally been purchased from third parties by the Dairy or supplied by myself at a discount.”

REQUEST FOR PRODUCTION NO. 40:

All DOCUMENTS that RELATE TO the “High Desert Dairy, LLC Financial Highlights” attached as Exhibit A to the DECLARATION IN SUPPORT OF REPLY.

REQUEST FOR PRODUCTION NO. 41:

All DOCUMENTS that RELATE TO the declaration from Gale White attached as Exhibit B to the DECLARATION IN SUPPORT OF REPLY.

REQUEST FOR PRODUCTION NO. 42:

All DOCUMENTS that RELATE TO YOUR contention at paragraphs 2-4 and 25 of the DECLARATION IN SUPPORT OF MOTION that the “vote” occurring at the February 4, 2020 meeting “between all three members of High Desert Dairy, LLC”, “consist[ing] of [YOURSELF], [YOUR] BROTHER Dan Van Dam, and [YOUR] other brother, Gary Van Dam” was “unanimous.”

REQUEST FOR PRODUCTION NO. 43:

All DOCUMENTS that RELATE TO YOUR contention at paragraphs 2-4 and 25 of the DECLARATION IN SUPPORT OF MOTION that the “vote” occurring at the February 4, 2020 meeting “between all three members of High Desert Dairy, LLC”, “consist[ing] of [YOURSELF],

[YOUR] BROTHER Dan Van Dam, and [YOUR] other brother, Gary Van Dam” was “evidence of unanimous agreement for transfer.”

REQUEST FOR PRODUCTION NO. 44:

All DOCUMENTS that RELATE TO YOUR contention at paragraph 26 of the DECLARATION IN SUPPORT OF MOTION that “[YOUR] brother Dean Van Dam and [YOU], constituting 66 and 2/3 % of the members voted in favor of the transfer.”

REQUEST FOR PRODUCTION NO. 45:

All DOCUMENTS that RELATE TO YOUR contention at page 2 of the document entitled “Notice of Motion and Motion to Approve Transfer of Water Rights to Craig Van Dam; Memorandum of Points and Authorities; Declaration of Craig Van Dam in Support Thereof” filed on or about August 2, 2023 that “On or about February 4, 2020, a meeting took place between all three members of High Desert Dairy, LLC at which time they unanimously approved the transfer as a report of capital, as reflected in the minutes.”

REQUEST FOR PRODUCTION NO. 46:

All DOCUMENTS that RELATE TO the Operating Agreement for High Desert Dairy LLC attached as Exhibit A to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 47:

All DOCUMENTS that RELATE TO the Operating Agreement of High Desert Dairy, LLC attached as Exhibit B to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 48:

All DOCUMENTS that RELATE TO the Assignment of Limited-Liability Company Interest Agreement attached as Exhibit C to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 49:

All DOCUMENTS that RELATE TO the Statement of Information attached as Exhibit D to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 50:

All DOCUMENTS that RELATE TO the Transfer Request Form attached as Exhibit E to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 51:

All DOCUMENTS that RELATE TO the Resolution No. R-23-27 attached as Exhibit F to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 52:

All DOCUMENTS that RELATE TO the correspondence dated March 21, 2023 to the AV Watermaster Board of Directors attached as Exhibit G to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 53:

All DOCUMENTS that RELATE TO the correspondence dated April 14, 2023 to Craig A. Parton attached as Exhibit H to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 54:

All DOCUMENTS that RELATE TO the email chain between Richard Marcus and Craig Parton attached as Exhibit I to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 55:

All DOCUMENTS that RELATE TO the Antelope Valley Watermaster Board Meeting Minutes for May 23, 2023 attached as Exhibit J to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 56:

All DOCUMENTS that RELATE TO the Indemnity Agreement attached as Exhibit K to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 57:

All DOCUMENTS that RELATE TO Antelope Valley Watermaster Board Meeting Minutes for June 28, 2023 attached as Exhibit L to the DECLARATION IN SUPPORT OF MOTION.

REQUEST FOR PRODUCTION NO. 58:

All DOCUMENTS that RELATE TO YOUR intended use of the water rights that are the subject of the Motion to Approve Transfer of Water Rights to Craig Van Dam.

REQUEST FOR PRODUCTION NO. 59:

All DOCUMENTS that RELATE TO the February 4, 2020 meeting between all three members of High Desert Dairy, LLC.

Dated: October 3, 2023

BROWNSTEIN HYATT FARBER
SCHRECK, LLP



ROBERT J. SAPERSTEIN
Attorneys for Defendant
GARY VAN DAM

PROOF OF SERVICE

[Code Civ. Proc. §§ 1011, 1013, 1013(a)(3) & 2015.5]

**ANTELOPE VALLEY GROUNDWATER CASES
Case No. 1-05-CV-049053 (For filing purposes only)
JCCP 4408**

(STATE OF CALIFORNIA, COUNTY OF SACRAMENTO)

I am a resident of the United States and employed in Santa Barbara County. I am over the age of eighteen years and not a party to the within entitled action. My business address is 1021 Anacapa Street, Second Floor, Santa Barbara, CA 93101. My electronic service address is cmalone@bhfs.com.

On October 3, 2023, I served the following documents on the parties in this action described as follows:

GARY VAN DAM'S REQUEST FOR PRODUCTION OF DOCUMENTS TO CRAIG VAN DAM, SET ONE

[X] BY ELECTRONIC SERVICE: by posting the document(s) listed above to the Antelope Valley Groundwater Cases to all parties listed on the Santa Clara Superior Court Service List as maintained via Glotrans. Electronic service completed through <http://www.avwatermaster.org>.

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

Executed on this 3rd day of October, 2023, at Santa Barbara, California.

Caitlin K. Malone
Caitlin K. Malone