EXHIBIT H



2393 Townsgate Road • Suite 201 • Westlake Village • California 91361 • Tel: 805-495-4770 • Fax: 805-495-2787

June 19, 2009

Via Email & U.S. Mail

mike@mclachlanlaw.com

Michael D. McLachlan, Esq. Law Offices of Michael D. McLachlan 523 West Sixty Street, Suite 215 Los Angeles, CA 90014 dan@danolearylaw.com

Daniel M. O'Leary Law Offices of Daniel M. O'Leary 523 West Sixth Street, Suite 215 Los Angeles, CA 90014

Re: Antelope Valley Groundwater Cases
Case No. 1-05-CV-049053; JCC No. 4408
Motion to Disqualify Counsel

Executive Summary

You have moved to disqualify our law firm on the grounds that there is a conflict of interest between our clients. Your allegation of a conflict of interest comes from your find that two of our public entity clients filed a complaint against four of our mutual water company clients. This suggestion is factually inaccurate.

As demonstrated in more detail below, all eight of our clients have been sued by Los Angeles County Waterworks District No. 40 ("District No. 40"). Our public entity clients have not named any of our mutual water company clients as defendants/cross-defendants in any complaint or cross-complaint. Instead, your confusion appears to arise from erroneously titled answers filed on behalf of four of our mutual water clients. We ask you to confirm the information in this correspondence and then withdraw your motion.

Procedural History

As you know, our offices only represent water purveyors in this case. Our public water purveyors are: Littlerock Creek Irrigation District, Palm Ranch Irrigation District, Desert Lake Community Services District and North Edwards Water District. Our private water purveyor clients are: Llano Del-Rio Water Company,

Michael D. McLachlan, Esq. Daniel M. O'Leary, Esq. RE: Antelope Valley Groundwater Cases June 19, 2009 Page 2 of 3

Llano Mutual Water Company, Big Rock Mutual Water Company, and Little Baldy Water Company.

There are two separate and distinct operative pleadings in this matter: (1) the original complaint filed by Los Angeles County Water Works District No. 40; and (2) the cross-complaint filed by District 40 on behalf of the "Public Water Suppliers." Our clients are all defendants to the complaint filed by District 40. None of our clients are cross-defendants in the Public Water Suppliers' cross-complaint.

Complaint of County Water Works District No. 40

The first parties we represented in this case were Littlerock Creek Irrigation District and Palm Ranch Irrigation. These parties were named as defendants in a lawsuit brought by District No. 40 in its complaint filed on December 1, 2004. On May 22, 2006, District No. 40 filed a Doe Amendment to its original complaint, which named two more of our public entity defendants: Desert Lake Community Services District and North Edwards Water District.

Thereafter, on April 4, 2007, District 40 filed Doe Amendments to include our four private water company clients. Shortly thereafter, our private water company clients filed separate answers to District 40's Cross-Complaint. (These were entitled, "Answer of [name] to First Amended Cross-Complaint of Public Water Suppliers for Declaratory and Injunctive Relief and Adjudication of Water Rights.") However, it appears these captions are in error. In fact, these were not answers filed to the cross-complaint filed by the Public Water Suppliers' generally – as the cross-complaint was never directed to these parties – but, instead, answers to District 40's separate complaint.

Cross-Complaint of Public Water Suppliers

Some time prior to 2006, the court suggested at a status conference that a "master pleading" could be filed on behalf of all "public water suppliers." On January 18, 2006, the County of Los Angeles filed a cross-complaint on behalf of the "Public Water Suppliers" naming various individual parties. (This cross-complaint included two of our clients as cross-complainants.) None of the parties named as cross-defendants in this cross-complaint are represented by our offices.

Subsequently, on July 13, 2007, and again on June 9, 2009, District No. 40 filed Roe Amendments to the Public Water Suppliers' cross-complaint, naming a large number of additional parties. We represent none of these *Roe* defendants. In sum, the Roe Amendments to the "form complaint" filed on behalf of the "Public Water Suppliers," never named our clients as defendants.

Michael D. McLachlan, Esq. Daniel M. O'Leary, Esq. RE: Antelope Valley Groundwater Cases June 19, 2009 Page 3 of 3

For your convenience, we have attached copies of the Doe Amendments directed to our private water purveyor clients. As you can see by reference to these documents, the Doe Amendments were made on behalf of Los Angeles County and Rosamond to their original complaint. District No. 40's original complaint included "Does 1 through 25,000." Our clients were added to this complaint as Does 200, 204, 205 and 207. (Conversely, the Public Water Suppliers cross-complaint has defendants identified as "Roes 1 through 100,000.") You will also notice the summons attached is the original summons issued in connection with the County's original complaint. As you can see from this document, it comes from the County of Los Angeles on behalf of its own separate complaint and was not filed by my clients on their behalf. Therefore, your suggestion my clients sued each other is simply inaccurate.

Request To Withdraw Disqualification Motion

As you can see there is no valid basis for your disqualification motion. Please be advised our offices will be filing a Notice of Errata to change the captions of answers filed by our private water purveyor clients. We expect that based on this information, you will withdraw your motion to disqualify.

Please give me a call if you need clarification regarding any of the information contained herein.

Very truly yours,

LEMIEUX & O'NEILI

W. Keith Lemieux

KL:km Enclosures

AMENDED SUMMONS ON ORIGINAL COMPLAINT (CITACION JUDICIAL)

FOR COURT USE ONLY (SOLO PARA USO DE LA CORTE)

NOTICE TO DEFENDANT:

(AVISO AL DEMANDADO):

DIAMOND FARMING COMPANY; BOLTHOUSE PROPERTIES. INC., CITY OF LANCASTER; CITY OF LOS ANGELES; CITY OF PALMDALE;

LITTLEROCK CREEK IRRIGATION DISTRICT; PALMDALE WATER

DISTRICT: (See Attached Additional Parties Form)

YOU ARE BEING SUED BY PLAINTIFF:

(LO ESTÁ DEMANDANDO EL DEMANDANTE):

LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtimfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

Tiene 30 DIAS DE CALENDARIO después de que le entreguen este citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefonica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted puede usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/seifheip/espanol/), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le de un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podra quitar su sueldo, dinero y bienes sin més advertencia. Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.courtinfo.ca.gov/selfhelp/espanol/) o poniéndose en contacto con la corte o el colegio de abogados locales.

The name and address of the court is: (El nombre y dirección de la corte es):

Santa Clara County Superior Court 161 North First Street San Jose, California 95113-1090

CASE NUMBER. (Número del Caso) 105 CV 049053

Los Angeles County Superior Court Case No. BC325201

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is: (El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es); Jeffrey V. Dunn - Eric L. Garner, Esq. (949) 263-2600 (949) 260-0972

Best Best & Krieger LLP 5 Park Plaza, Suite 1500

Irvine, California 92614 DATE:

(Fecha)

Oct 19, 2005

KIRI TORRE **Chief Executive Officer** Superior Court of CA, County of Santa Clara Clerk, by

C. Sakai Deputy (Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).).

Para prueha de entrega de esta citatión use el	formulario Proof of Service of Summons.	(POS-010))
	THE PERSON SERVED: You are served	

	NOTICE TO THE PERSON SERVED: You are served
(SEAL)	1.
	4. by personal delivery on (date).

Form Adopted for Mandalow Use Judgest Course of California SUM-190 (Fig. January 12)

SUMMONS ON ORIGINAL COMPLAINT

(Secretario)

Code of Civil Procedure 55 412'20 455

(conservatee) (authorized person)

SHORT TITLE DIAMOND FA	: LOS ANGELES ARMING COMPAN	COUNTY WATERWORKS VY; et al.	DISTRICT NO. 40 vs.	105 CV 049053 & BC325201
3 If this attachmi	be used as an attac ent is used, insert the rm is attached."	hment to any summons if space	TONS FOR USE to does not permit the listing intiff or defendant box on tr	g of all parties on the summons. The summons: "Additional Parties
List additional p	parties (Check only	one box. Use a separate page	for each type of party):	•
Plaintiff	Defendant	Cross-Complainant	Cross-Defendant	
QUARTZ HILL EDWARDS AIR UNITED STAT	IRRIGATION DIS WATER DISTRIC R FORCE BASE, C ES DEPARTMEN In 25,000, inclusive	T; CALIFORNIA (DOE 2); FOF THE AIR FORCE (DO	E 3);	

NAME, ADDRESS, AND TELEPHONE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY.	STATE BAR NUMBER	Reserved for Glerk's File Stamp	
	131926		
Jeffrey V. Dunn Stefanie D. Hedlund, SBN 239787		7	
Best Best & Krieger LLP			
5 Park Plaza, Suite 1500			
Irvine, California 92614			
ATTORNEY FOR Name L.A. County Waterworks Dist. 40 & Rosamond	CSD		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS	NGELES		
COURTHOUSE ADDRESS:			
111 North Hill Street			
Los Angeles, California 90012		_	
PLAINTIFF: LOS ANGELES COUNTY WATERWORKS DISTRIC	CT NO. 40; et al.		
DEFENDANT: DIAMOND FARMING COMPANY; et-al.			
AMENDMENT TO COMPLAINT		CASE NUMBER:	
(Figtitious /Incorrect Name)		4408	
Upon the filing of the complaint, the plaintiff, being ignorant of the designated the desendant in the complaint by the fictitious name FICTHOUS NAME Doe: 200	of:		
and having discovered the true name of the defendant to be:			
TRUE HAME			
Big Rock Mutual Water Company			
amends the complaint by substituting the true name for the ficti	ious name whereve	r It appears in the complaint.	
April 4, 2007 Stefanie D. Hedlund			
Chingha Islandery			
	U		
INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by	the incorrect name	rof:	
INCORRECT NAME	THE HODITOR HAME		
and having discovered the true name of the defendant to be:	·· <u>, , , , , , , , , , , , , , , , , , </u>		
TRUE NAME			
amends the complaint by substituting the true name for the inco	orrect name whereve	er it appears in the complaint.	
DATE TYPE OR PRINT NAME	SIGNATURE OF ATTORNE	Y	
ORDER	र		
		•	
THE COURT ORDERS the amendment approved and filed.			
		•	
Dated		Judicial Officer	

CIV 105 03-04 LASC Approved AMENDMENT TO COMPLAINT (Fictitious / Incorrect Name)

Code Civ. Proc., §§ 471.5.

472, 473, 474

PROOF OF SERVICE 1 I, Kerry V. Keefe, declare: 2 I am a resident of the State of California and over the age of eighteen years, and 3 not a party to the within action; my business address is Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On April 5, 2007, I served the within document(s): 4 AMENDMENT TO COMPLAINT (Big Rock Mutual Water Company) 5 6 by posting the document(s) listed above to the Santa Clara County Superior Court X website in regard to the Antelope Valley Groundwater matter. 7 by placing the document(s) listed above in a sealed envelope with postage thereon 8 fully prepaid, in the United States mail at Irvine, California addressed as set forth 9 below. 10 by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below. 1.1 by personally delivering the document(s) listed above to the person(s) at the 12 address(es) set forth below. 13 I caused such envelope to be delivered via overnight delivery addressed as 14 indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices. 15 16 I am readily familiar with the firm's practice of collection and processing 17 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 18 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. 19 I declare under penalty of perjury under the laws of the State of California that the 20 above is true and correct. 21 Executed on April 5, 2007, at Irvine, California. 22 Kerry V. Reefe 23 24 25 26 27

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ORANGE\KKEEFE\24201.!

NAME, ADDRESS, AND TELEPHO	DIE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER	Reserved for Glerk's File Stamp
Jeffrey V. Dunn		131926	
Stefanie D. Hedlund,	SBN 239787		
Best Best & Krieger L			
5 Park Plaza, Sulte 1			
Irvine, California 926			
ATTORNEY FOR (Name)	County Waterworks Dist. 40 & Rosamond	CSD	
SUPERIOR COURT	OF CALIFORNIA, COUNTY OF LOS	ANGELES	
COURTHOUSE ADDRESS:			7
111 North Hill Street			
Los Angeles, Californ	ia 90012		
PLAINTIFF: LOS ANG	ELES COUNTY WATERWORKS DISTRI	CT NO. 40; et al.	
DEFENDANT: DIAMOND	FARMING COMPANY; et al.		1
	AMENDMENT TO COMPLAINT		CASE NUMBER:
	(Fictitious/Incorrect Name)		-44.00
designated the defe	ne complaint, the plaintiff, being ignorant of tendant in the complaint by the fictilious name	e of:	
and having discove	red the true name of the defendant to be:		
TRUE NAME	On which the of the percentage, to me.		
Little Baldy Wate	r Company		
amends the comple	int by substituting the true name for the fict	tious name whereve	r It appears in the complaint.
DATE	TYPE OF PRINT NAME	SIGNATURE OF ATTORNEY	
April 4, 2007	Stefanie D. Hedlund	Abron Co	idland
			•
_	E (Order required) designated a defendant in the complaint by	/ the incorrect name	of:
INCORRECT NAME	,	, are morney and	
	red the true name of the defendant to be:		
TRUENAME			
amends the compla	aint by substituting the true name for the inc	orrect name whereve	er it appears in the complaint.
DATE	TYPE OR PRINT NAME	SIGNATURE OF ATTORNEY	
		<u> </u>	
	ORDE	₹	
THE COURT ORDERS	the amendment approved and filed.		
	• •		
Dated			Judicial Officer

CIV 105 03-04 LASC Approved AMENDMENT TO COMPLAINT (Fictitious //Incorrect Name)

Code Civ. Proc., §§ 471.5,

472, 473, 474

PROOF OF SERVICE

not a party to the within action; my business address is Best Best & Krieger LLP, 5 Park Plaza,

Suite 1500, Irvine, California 92614. On April 5, 2007, I served the within document(s):

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AMENDMENT TO COMPLAINT (Little Baldy Water Company)

I, Kerry V. Keefe, declare:

by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.

1 am a resident of the State of California and over the age of eighteen years, and

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 ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.

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 April 5, 2007, at Irvine, California.

Kerry V. Reefe

ORANGEMKKEEFE\24201.1

- 1 -

PROOF OF SERVICE

LAW OFFICES OF BEST BEST & KRIEGER LLP S PARK PLAZA, SUITE I SÓO IRVINE, CALIFORNIA 9261 4

AMENDED **SUMMONS** ON ORIGINAL COMPLAINT (CITACION JUDICIAL)

FOR COURT USE ONLY (SOLO PARA USO DE LA CORTE)

NOTICE TO DEFENDANT: (AVISO AL DEMANDADO):

DIAMOND FARMING COMPANY; BOLTHOUSE PROPERTIES, INC.; CITY OF LANCASTER; CITY OF LOS-ANGELES; CITY OF PALMDALE;

LITTLEROCK CREEK IRRIGATION DISTRICT; PALMDALE WATER

DISTRICT; (See Attached Additional Parties Form)

YOU ARE BEING SUED BY PLAINTIFF:

(LO ESTÁ DEMANDANDO EL DEMANDANTE):

LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp/espanol/), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia. Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpia con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin lines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.courtinfo.ca.gov/selfhelp/espanol/) o poniéndose en contacto con la corte o el colegio de abogados locales.

The name and address of the court is: (El nombre y dirección de la corte es):

Santa Clara County Superior Court 161 North First Street San Jose, California 95113-1090 CASE NUMBER: INúmeio del Caso). 105 CV 049053

Los Angeles County Superior Court Case No. BC325201

CCP 416.60 (minor)
CCP 416.70 (conservatee)
CCP 416.90 (authorized person)

The name, address, and telephone num (El nombre, la dirección y el número de	er of plaintiff's attorney, or plaintiff without an attorney, is eléfono del abogado del demandante, o del demandante	aue no tiene abogado (es):
Jeffrey V. Dunn - Eric L. Garner, Es	(949) 263-2600	(949) 260-0972
Best Best & Krieger LLP 5 Park Plaza, Suite 1500 Irvine, California 92614	Chief Exe	TORRE cutive Officer A, County of Santa Clara
DATE:	Clerk, by C. Sa	kai Deputy
(Fecha) Oct 19, 2005	(Secretario)	(Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueha de entrega de esta citatión use el formulario Proof of Service of Summons, (POS-010)).

NOTICE TO THE PERSON SERVED: You are served

	NOTICE TO THE PERSON SERVED: You are served
[SEAL]	1. as an individual defendant. 2. as the person sued under the fictitious name of (specify). 3. on behalf of (specify):

AMENDED

Form Adopted for Mandatory Use Judicial Council of California SUM-167, 1Res. January 1, 2004

SUMMONS ON ORIGINAL COMPLAINT

Code of Civil Procedure §§ 412120 465

SHORT TITLE: LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40 vs. DIAMOND FARMING COMPANY; et al.	CASE NUMBER 105 CV 049053 & BC3252
INSTRUCTIONS FOR USE 3 This form may be used as an attachment to any summons if space does not permit the listing If this attachment is used, insert the following statement in the plaintiff or defendant box on the Attachment form is attached."	g of all parties on the summons. ne summons: "Additional Parties
List additional parties (Check only one box. Use a separate page for each type of party):	
Plaintiff Defendant Cross-Complainant Cross-Defendant	
PALM RANCH IRRIGATION DISTRICT; QUARTZ HILL WATER DISTRICT; EDWARDS AIR FORCE BASE, CALIFORNIA (DOE 2); UNITED STATES DEPARTMENT OF THE AIR FORCE (DOE 3);	•

NAME, ADDRESS, AND TELEPHONE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY	STATE BAR NUMBER	Reserved for Clerk's File Stamp	
Jeffrey V. Dunn	131926	_	
Stefanie D. Hedlund, SBN 239787			
Best Best & Krieger LLP			
5 Park Plaza, Suite 1500			
Invine California 92614			
ATTORIES SORINGED LA County Waterworks Dist. 40 & Rosamon	d CSD		
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS	ANGELES	_	
COURTHOUSE ADDRESS:			
111 North Hill Street			
Los Angeles, California 90012	10T NO. 40: -1 -1	-	
PLAINTIFF: LOS ANGELES COUNTY WATERWORKS DISTR	ICT NO. 40; etal.		
DEFENDANT: DIAMOND FARMING COMPANY, et al.		-	
AMENDMENT TO COMPLAINT		CASE NUMBER:	
(Fictitious /Incorrect Name)		4408	
Upon the filing of the complaint, the plaintiff, being ignorant of designated the defendant in the complaint by the fictitious nar FICTITIOUS NAME Doe 205	me of:		
and having discovered the true name of the defendant to be:			
TRUE NAME			
Liano Del Rio Water Company			
amends the complaint by substituting the true name for the fid	attious name whereve	er It-appears in the complaint.	
DATE TYPE OR PRINT NAME	SIGNATURE OF ATTORNE	Υ,	
April 4, 2007 Stefanie D. Fledlund			
	1	Strajosteja	
	V		
INCORRECT NAME (Order required)			
The plaintiff, having designated a defendant in the complaint	by the incorrect name	of:	
INCORRECT-NAME			
and having discovered the true name of the defendant to be:			
TRUE NAME			
	•		
amends the complaint by substituting the true name for the in	correct name wherev	er it appears in the complaint.	
DATE TYPE OR PRINT NAME	SIGNATURE OF ATTORNE	Y	
	•		
ORDE	R		
THE COURT ORDERS the amendment approved and filed.			
Pated		Judicial Officer	
Dated		Juniolal Office	

CIV 105 03-04 LASC Approved AMENDMENT TO COMPLAINT (Fictitious / Incorrect Name)

Code Civ. Proc., §§:471.5,

472,473,474

PROOF OF SERVICE

	J	TRIVOT OF STATE OF
	2	I, Kerry V. Keefe, declare:
	3	l 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 & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On April 5, 2007, 1 served the within document(s):
	4	
	5	AMENDMENT TO COMPLAINT (Liano Del Rio Water Company)
	6 7	by posting the document(s) listed above to the Santa Clara County Superior Court website in regard to the Antelope Valley Groundwater matter.
	8	by placing the document(s) listed above in a scaled envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth below.
0 स	10 11	by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below.
LAW OFFICES OF BESTHESTS KRIEGER LLP S PARK PLAZA, SUITE I SOO IRVINE, CALIFORNIA 9261 A	12	by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
	13 14	I caused such envelope to be delivered via overnight delivery addressed as indicated on the attached service list. Such envelope was deposited for delivery
8 (2) (4)	15	by Federal Express following the firm's ordinary business practices.
	16	
	17	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
	18 19	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.
•	20	I declare under penalty of perjury under the laws of the State of California that the
	21	above is true and correct.
	22	Executed on April 5, 2007, at Irvine, California.
	23	
	24	Kerry Keefe
	25	· V
	26	
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	28	
		ORANGE\KKEBFE\\24201.\\ - 1 -

PROOF OF SERVICE

AMENDED SUMMONS ON ORIGINAL COMPLAINT (CITACION JUDICIAL)

FOR COURT USE ONLY (SOLO PARA USO DE LA CORTE)

NOTICE TO DEFENDANT:

(AVISO AL DEMANDADO):

DIAMOND FARMING COMPANY; BOLTHOUSE PROPERTIES, INC.; CITY OF LANCASTER; CITY OF LOS ANGELES; CITY OF PALMDALE;

LITTLEROCK CREEK IRRIGATION DISTRICT; PALMDALE WATER

DISTRICT; (See Attached Additional Parties Form)

YOU ARE BEING SUED BY PLAINTIFF:

(LO ESTÁ DEMANDANDO EL DEMANDANTE):

LOS ANGELES COUNTY WATERWORKS DISTRICT NO. 40

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away, if you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.courtinfo.ca.gov/selfhelp/espanol/), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia. Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin lines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.courtinfo.ca.gov/selfhelp/espanol/) o poniendose en contacto con la corte o el colegio de abogados locales.

The name and address of the court is: (El nombre y dirección de la corte es):

Santa Clara County Superior Court 161 North First Street San Jose, California 95113-1090

Oct 19, 2005

CASE NUMBER. 105 CV 049053

Los Angeles County Superior Court Case No. BC325201

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is: (El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es): (949) 260-0972 Jeffrey V. Dunn - Eric L. Garner, Esq. (949) 263-2600 Best Best & Krieger LLP KIR! TORRE **Chief Executive Officer**

5 Park Plaza, Suite 1500 Irvine, California 92614

DATE:

(Fecha)

Superior Court of CA, County of Santa Clara

C Sakai Clerk, by (Secretario)

Deputy (Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)

(Para prueba de entrega de esta c	itation use el formulario Proof of Service of Summons, (POS-010)).
, ,	NOTICE TO THE PERSON SERVED: You are served
[SEAL]	as an individual defendant. 2. as the person sued under the fictitious name of (specify): Del 207
a page.	a. on behalf of (specify): Uarth Muttal Water Company under: CCP 416.10 (corporation) CCP 416.60 (minor) CCP 416.20 (defunct corporation) CCP 416.70 (conservatee) CCP 416.40 (association or partnership) CCP 416.90 (authorized person) other (specify):
	4. Dy personal delivery on (date):

Form Adopted for Mandatory Vise Junga Course & California SUM-196 The January 2 2004

SUMMONS ON ORIGINAL COMPLAINT

Code of Civil Procedure §§ 412120 465

	: LOS ANGELES ARMING COMPAI	COUNTY WATERWORKS NY; et al.	DISTRICT NO. 40 vs.	CASE NUMBER 105 CV 049053 & BC325201
3 If this attachmo		hment to any summons if space		g of all parties on the summons. ne summons: "Additional Parties
List additional p	parties (Check only	one box. Use a separate page	for each type of party);	
Plaintiff	Defendant	Cross-Complainant	Cross-Defendant	
QUARTZ HILL EDWARDS AIF UNITED STATI		T; CALIFORNIA (DOE 2); COF THE AIR FORCE (DO	₽ E 3);	

NAME, ADDRESS, AND TELEPHONE NUMBER OF ATTORNEY OR PARTY WITHOUT ATTORNEY	· · · · · · · · · · · · · · · · · · ·	
	STATE BAR NUMBER	Reserved for Clerk's File Stamp
Jeffrey V. Dunn	131926	
Stefanie D. Hedlund, SBN 239787		
Best Best & Krieger LLP		
5 Park Plaza, Suite 1500		
Irvine, Galifornia 92614		
ATTORNEY ROR (Name) L.A. County Waterworks Dist. 40 & Rosamond	CSD	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS A	NGELES	
SUPERIOR COURT OF CALIFORNIA, COUNTY OF LODA	71402420	
COURTHOUSE ADDRESS:		
111 North Hill Street		
Los Angeles, California 90012	T NO. 40: -1 -1	j
PLAINTIFF: LOS ANGELES COUNTY WATERWORKS DISTRIC	FINO. 40; et al.	
DEFENDANT: DIAMOND FARMING COMPANY; et al.		
AMENDMENT TO COMPLAINT	· · · · · · · · · · · · · · · · · · ·	CASE NUMBER:
(Fictitious /Incorrect Name)		4408
☑ FICTITIOUS NAME (No order required) Upon the filling of the complaint, the plaintiff, being ignorant of the	nestrue name of the	defendant and having
designated the defendant in the complaint by the fictitious name	e. of :	
FICTITIOUS NAME		
Doe 207		
and having discovered the true name of the defendant to be:		
TRUE NAME		
Llano Mutual Water Company		<u> </u>
amends the complaint by substituting the true name for the ficti	tious name whereve	it appears in the complaint.
DATE TYPE OR PRINT NAME	SIGNATURE OF ATTORNEY	- 4
DATE:		· · ·
DATE	1 1	
DATE:	Slepon Bu	
DATE	1 1	
DATE	1 1	
April 4, 2007 Stefanie D. Hedlund	1 1	
DATE	1 1	
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required)	Shiforn Bu	MA
April 4, 2007 Stefanie D. Hedlund	Shiforn Bu	MA
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by	Shiforn Bu	MA
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by INCORRECT NAME	Shiforn Bu	MA
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by INCORRECT NAME and having discovered the true name of the defendant to be:	Shiforn Bu	MA
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by INCORRECT NAME	Shiforn Bu	MA
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect NAME and having discovered the true name of the defendant to be:	Shiforn Bu	MA
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by INCORRECT NAME and having discovered the true name of the defendant to be: TRUE NAME	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect NAME and having discovered the true name of the defendant to be: TRUE NAME amends:the complaint by substituting the true name for the incorrect.	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect NAME and having discovered the true name of the defendant to be: TRUE NAME amends the complaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint by substituting the true name for the incorrect incomplaint incomplain	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by INCORRECT NAME and having discovered the true name of the defendant to be: TRUE NAME amends: the complaint by substituting the true name for the incorrect.	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by INCORRECT NAME and having discovered the true name of the defendant to be: TRUE NAME amends: the complaint by substituting the true name for the incorrect.	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect name and having discovered the true name of the defendant to be: TRUE NAME TYPE OR PRINT NAME	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by INCORRECT NAME and having discovered the true name of the defendant to be: TRUE NAME amends: the complaint by substituting the true name for the incorrect.	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect name and having discovered the true name of the defendant to be: TRUE NAME TYPE OR PRINT NAME	the incorrect name	of:
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April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect name and having discovered the true name of the defendant to be: TRUE NAME amends: the complaint by substituting the true name for the incorporate in the property of the incorporate in the in	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect name and having discovered the true name of the defendant to be: TRUE NAME amends: the complaint by substituting the true name for the incorporate in the property of the incorporate in the in	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect name and having discovered the true name of the defendant to be: TRUE NAME amends: the complaint by substituting the true name for the incorporate in the property of the incorporate in the in	the incorrect name	of:
April 4, 2007 Stefanie D. Hedlund INCORRECT NAME (Order required) The plaintiff, having designated a defendant in the complaint by incorrect name and having discovered the true name of the defendant to be: TRUE NAME amends: the complaint by substituting the true name for the incorporate in the property of the incorporate in the in	the incorrect name	of:

CIV 105.03-04 LASC Approved AMENDMENT TO COMPLAINT (Fictitious //Incorrect Name)

Code Civ. Proc., §§ 471.5,

472,473,474

PROOF OF SERVICE 1 1, Kerry V. Keefe, declare: 2 1 am a resident of the State of California and over the age of eighteen years, and 3 not a party to the within action; my business address is Best & Krieger LLP, 5 Park Plaza, Suite 1500, Irvine, California 92614. On April 5, 2007, I served the within document(s): 4 AMENDMENT TO COMPLAINT (Little Baldy Water Company) 5 6 by posting the document(s) listed above to the Santa Clara County Superior Court X 7 website in regard to the Antelope Valley Groundwater matter. 8 by placing the document(s) listed above in a scaled envelope with postage thereon fully prepaid, in the United States mail at Irvine, California addressed as set forth () below. 10 by causing personal delivery by ASAP Corporate Services of the document(s) listed above to the person(s) at the address(es) set forth below. 11 12 by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below. 13 I caused such envelope to be delivered via overnight delivery addressed as 14 indicated on the attached service list. Such envelope was deposited for delivery by Federal Express following the firm's ordinary business practices. 15 16 I am readily familiar with the firm's practice of collection and processing 17 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 18 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. 19 I declare under penalty of perjury under the laws of the State of California that the 20 above is true and correct. 2.1 Executed on April 5, 2007, at Irvine, California. 22 23 Kerry V. Reefe 24 25

ORANGE/KKEEFE/24201.1

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