

Edward J. Casey (SBN 119571)  
Andrew Brady (SBN 273675)  
ALSTON & BIRD LLP  
333 South Hope Street, 16th Floor  
Los Angeles, CA 90071-1410  
Telephone: 213-576-1000  
Facsimile: 213-576-1100  
ed.casey@alston.com  
andrew.brady@alston.com

Attorneys for Cross-Defendant  
**SGS ANTELOPE VALLEY DEVELOPMENT, LLC**

**SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF LOS ANGELES**

ANTELOPE VALLEY  
GROUNDWATER CASES

INCLUDED ACTIONS:

LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40 v.  
DIAMOND FARMING COMPANY, et  
al., Los Angeles Superior Court Case No.  
BC325201;

LOS ANGELES COUNTY  
WATERWORKS DISTRICT NO. 40 v.  
DIAMOND FARMING COMPANY, et  
al., Kern County Superior Court Case  
No. S-1500-CV-254-348;

DIAMOND FARMING COMPANY,  
and W.M. BOLTHOUSE FARMS, INC.,  
v. CITY OF LANCASTER, et al.,  
Riverside Superior Court Case No. RIC  
344436 [c/w case no. RIC 344668 and  
355840]

Judicial Council Coordination No. 4408  
Case No. 1-05-CV-049053  
Assigned to The Honorable Jack Komar

**CROSS-DEFENDANT SGS ANTELOPE  
VALLEY DEVELOPMENT, LLC'S  
DISCLOSURE OF WITNESSES AND  
EXHIBITS REGARDING PROVE-UP TRIAL  
RE: [PROPOSED] STIPULATED JUDGMENT  
AND PHYSICAL SOLUTION**

DATE: August 3, 2015  
TIME: 10:00 a.m.  
DEPT: TBA

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

2 **PLEASE TAKE NOTICE** that Cross-Defendant SGS Antelope Valley Development,  
3 LLC ("SGS Antelope") is in the process of finalizing the sale of its property and interests in  
4 groundwater subject to this litigation to Sunpower Corporation (Sunpower). Sunpower will  
5 make the appropriate filings to substitute in Sunpower for SGS Antelope as a party to this case in  
6 due course.

7 **PLEASE TAKE FURTHER NOTICE** that in accordance with Court's Second Case  
8 Management Order dated March 27, 2015, Cross-Defendant SGS Antelope, on behalf of  
9 Sunpower, hereby discloses the following witnesses and exhibits regarding the prove-up of the  
10 [Proposed] Stipulated Judgment and Physical Solution trial, commencing August 3, 2015, as  
11 follows:

12 Witnesses:

- 13 1. Chris Baker – Land Ownership;
- 14 2. Dennis Williams – Recommendation of the [Proposed] Judgment & Physical  
15 Solution non-retained joint expert with other settling parties);
- 16 3. Robert G. Beeby – Reasonable and beneficial use of water by Stipulating Parties  
17 non-retained joint expert with other settling parties);
- 18 4. David Peterson – Reasonable and beneficial use of water by Stipulating Parties  
19 non-retained joint expert with other settling parties);
- 20 5. Robert Wagner [*Charles W. Binder*] – Recommendation of the [Proposed]  
21 Judgment & Physical Solution non-retained joint expert with other settling parties).

22 The above list does not include any witnesses to be called for rebuttal and impeachment,  
23 if any. In addition to the witnesses listed above, SGS Antelope and/or Sunpower reserve the  
24 right to supplement or add to this list of witnesses, if necessary.

25 Exhibits:

- 26 1. **4-SUNPOWER-1** Response to December 12, 2012 Discovery  
27 Order for Phase 4 Trial;
- 28 2. **4-SUNPOWER-2** Stipulation Concerning Land Ownership and Prior

Groundwater Production;

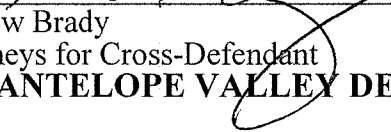
3. **4-SUNPOWER-3**

Stipulation Concerning Land Ownership and Prior  
Groundwater Production.

In addition to the exhibits listed above, SGS Antelope and/or Sunpower reserve the right  
to supplement or add to this list of exhibits, if necessary.

DATED: April 27, 2015

EDWARD J. CASEY  
ANDREW BRADY  
**ALSTON & BIRD LLP**



---

Andrew Brady  
Attorneys for Cross-Defendant  
**SGS ANTELOPE VALLEY DEVELOPMENT,  
LLC**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE**

I, Yolanda S. Ramos, declare:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is Alston & Bird LLP, 333 South Hope Street, Sixteenth Floor, Los Angeles, CA 90071.

On April 27, 2015, I served the document(s) described as **CROSS-DEFENDANT SGS ANTELOPE VALLEY DEVELOPMENT, LLC'S DISCLOSURE OF WITNESSES AND EXHIBITS REGARDING PROVE-UP TRIAL RE: [PROPOSED] STIPULATED JUDGMENT AND PHYSICAL SOLUTION** on the interested parties in this action by enclosing the document(s) in a sealed envelope addressed as follows:

☐ BY MAIL: I am "readily familiar" with this firm's practice for the collection and the processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, the correspondence would be deposited with the United States Postal Service at 333 South Hope Street, Los Angeles, California 90071 with postage thereon fully prepaid the same day on which the correspondence was placed for collection and mailing at the firm. Following ordinary business practices, I placed for collection and mailing with the United States Postal Service such envelope at Alston & Bird LLP, 333 South Hope Street, Los Angeles, California 90071.

☒ BY ELECTRONIC MAIL: By posting the document listed above to the Santa Clara Superior Court website: [www.scefilings.org](http://www.scefilings.org) regarding the ANTELOPE VALLEY GROUNDWATER matter.

☐ BY FEDERAL EXPRESS ☐ UPS NEXT DAY AIR ☐ OVERNIGHT DELIVERY: I deposited such envelope in a facility regularly maintained by ☐ FEDERAL EXPRESS ☐ UPS ☐ Overnight Delivery [specify name of service: ] with delivery fees fully provided for or delivered the envelope to a courier or driver of ☐ FEDERAL EXPRESS ☐ UPS ☐ OVERNIGHT DELIVERY [specify name of service:] authorized to receive documents at Alston & Bird LLP, 333 South Hope Street, Los Angeles, California 90071 with delivery fees fully provided for.

☐ BY FACSIMILE: I telecopied a copy of said document(s) to the following addressee(s) at the following number(s) in accordance with the written confirmation of counsel in this action.

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

☐ [Federal] I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 27, 2015, at Los Angeles, California.

  
YOLANDA S. RAMOS