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8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF SANTA CLARA

10 * * *

11 COORDINATION PROCEEDING) Judicial Council Coordination
SPECIAL TITLE (Rule 1550(b))) Proceeding No. 4408
12)
13 ANTELOPE VALLEY GROUNDWATER) CASE NO. 1-05-CV-409053
CASES)
14 INCLUDED ACTIONS:)
)
15 LOS ANGELES COUNTY WATERWORKS) BOLTHOUSE PROPERTIES, LLC'S AND
DISTRICT NO. 40 v. DIAMOND) WM. BOLTHOUSE FARMS, INC.'S
16 FARMING COMPANY, et al.,) AMENDED WITNESS AND EXHIBIT
Los Angeles Superior Court) LIST
17 Case No. BC325201)
)
18 LOS ANGELES COUNTY WATERWORKS)
DISTRICT NO. 40 v. DIAMOND)
19 FARMING COMPANY, et al.,) DATE: OCTOBER 6, 2008
Kern County Superior Court) TIME: 9:00 A.M.
20 Case No. S-1500-CV-254348) DEPT. 1
)
21 DIAMOND FARMING COMPANY, and)
W.M. BOLTHOUSE FARMS, INC., v.)
22 CITY OF LANCASTER, et al.,)
Riverside Superior Court)
23 Case No. RIC 344436 [c/w case)
no. RIC 344668 and 353840])
24)
)
25)
)
26)

1 BOLTHOUSE PROPERTIES, LLC and WM. BOLTHOUSE FARMS, INC.
2 hereby amend their Witness List and Exhibit List to the Court in
3 connection with the Phase 2 Trial, which is currently scheduled
4 to commence on October 6, 2008, as follows:

5 **WITNESS LIST**

6 1. Tom Sheahan. Mr. Sheahan is an expert qualified to
7 give expert testimony regarding Phase 2 issues. He is expected
8 to testify to rebut expert testimony of other witnesses that
9 certain portions of the Antelope Valley Area of Adjudication
10 should be separated as separate sub-basins. His testimony is
11 expected to last approximately three (3) hours.

12 **EXHIBIT LIST**

13 1. Figure 3.3 Groundwater Levels and Groundwater-Flow
14 Directions in 1996 attached to the Antelope Valley Groundwater
15 Basin Sub-Basin Analysis prepared by Timothy Durbin.

16 DATED: October 3, 2008 CLIFFORD & BROWN
17

18 By: 
19

RICHARD G. ZIMMER, ESQ.
T. MARK SMITH, ESQ.
Attorneys for
BOLTHOUSE PROPERTIES, LLC AND
WM. BOLTHOUSE FARMS, INC.
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Santa Clara County Superior Court Case No. 1-05-CV-049053

I am employed in the County of Kern, State of California. I am over the age of 18 and not a party to the within action; my business address is 1430 Truxtun Avenue, Bakersfield, CA 93301.

On October 3, 2008, I served the foregoing document(s) entitled:

**BOLTHOUSE PROPERTIES, LLC'S AND WM. BOLTHOUSE FARMS, INC.'S
AMENDED WITNESS AND EXHIBIT LIST**

— by placing the true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list.

— by placing _ the original, _ a true copy thereof, enclosed in a sealed enveloped addressed as follows:

X BY SANTA CLARA SUPERIOR COURT E-FILED IN COMPLEX
LITIGATION PURSUANT TO CLARIFICATION ORDER DATED OCTOBER
27, 2005.

Executed on October 3, 2008, at Bakersfield, California.

X (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 that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

Nanette Maxey
NANETTE MAXEY
2455-2