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3 CLIFFORD & BROWN
4 A Professional Corporation
5 Attorneys at Law
6 Bank of America Building
7 1430 Truxtun Avenue, Suite 900
8 Bakersfield, CA 93301-5230
9 (661) 322-6023

6 Attorneys for Bolthouse Properties, LLC and Wm. Bolthouse Farms,
7 Inc.

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF SANTA CLARA

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COORDINATION PROCEEDING)	Judicial Council Coordination
SPECIAL TITLE (Rule 1550(b)))	Proceeding No. 4408
ANTELOPE VALLEY GROUNDWATER)	
CASES	)	CASE NO. 1-05-CV-049053
INCLUDED ACTIONS:)	
LOS ANGELES COUNTY WATERWORKS	)	NOTICE OF TAKING AND
DISTRICT NO. 40 v. DIAMOND	)	VIDEOTAPING DEPOSITION OF
FARMING COMPANY, et al.,	)	DEFENDANTS BOLTHOSUE
Los Angeles Superior Court	)	PROPERTIES, LLC'S AND WM.
Case No. BC325201	)	BOLTHOUSE FARMS, INC.'S EXPERT,
	)	TOM SHEAHAN
LOS ANGELES COUNTY WATERWORKS	)	Phase 2 Trial Date: November 3,
DISTRICT NO. 40 v. DIAMOND	)	2008
FARMING COMPANY, et al.,)	
Kern County Superior Court)	
Case No. S-1500-CV-254348)	
DIAMOND FARMING COMPANY, and	)	DATE: OCTOBER 27, 2008
W.M. BOLTHOUSE FARMS, INC., v.	)	TIME: 9:00 A.M.
CITY OF LANCASTER, et al.,	)	LOCATION: LAGERLOF SENEAL,
Riverside Superior Court	)	ET AL., LLP
Case No. RIC 344436 [c/w case	)	301 NORTH LAKE AVENUE
no. RIC 344668 and 353840]	)	10 TH FLOOR
ROSAMOND COMMUNITY SERVICES	)	PASADENA, CA 91101
DISTRICT,	)	(626) 793-9400
CROSS-COMPLAINANT,)	

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

2 **PLEASE TAKE NOTICE** that on **OCTOBER 27, 2008 at 9:00 a.m.,**
3 Defendants, **BOLTHOUSE PROPERTIES, LLC** and **WM. BOLTHOUSE FARMS,**
4 **INC.,** by and through his attorneys of record, **Clifford & Brown,**
5 and **Richard G. Zimmer,** will take the deposition of Defendants'
6 expert, **THOMAS SHEAHAN,** whose address is known to defendants'
7 counsel.

8 The above-described deposition will take place at the law
9 offices of **Langerlof, Senecal, et al., LLP,** located at **301 North**
10 **Lake Avenue, 10th Floor, Pasadena, California 91101-4108, (626)**
11 **793-9400,** upon oral examination, before a certified shorthand
12 reporter.

13 **PLEASE TAKE NOTICE** that this deposition can be attended via
14 teleconference call. **The Teleconference Caller Paid telephone**
15 **number is 1-712-580-8020, Participate Access Code 867720.** The
16 cost of the teleconference, as well as the cost of the Court
17 Reporter, will be divided amongst those attending by phone and
18 those in person.

19 **NOTICE IS HEREBYGIVEN** that defendants, **Bolthouse Proeprties,**
20 **LLC** and **Wm. Bolthouse Farms, Inc.,** intend to record Mr. Sheahan's
21 deposition testimony by videotape, in addition to recording the
22 deposition testimony by the stenographic method. Any charges
23 incurred in connection with said videotaping will be borne by the
24 party making the changes herein. Defendants, **Bolthouse**
25 **Properties, LLC** and **Wm. Bolthouse Farms, Inc.,** intend to use at
26 trial the videotaped deposition, under Code of Civil Procedure,


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Sections 2025.330 and 2025.340, et seq.

If, for any reason, the taking of said deposition is not completed on said date, the taking of said deposition will be continued from day to day, excepting Sundays and holidays until completed.

DATED: October 13, 2008

CLIFFORD & BROWN

By: 

RICHARD G. ZIMMER, ESQ.
T. MARK SMITH, ESQ.
Attorneys for
BOLTHOSUE PROPERTIES, LLC and
WM. BOLTHOUSE FARMS, INC.

PROOF OF SERVICE (C.C.P. §1013a, 2015.5)
Antelope Valley Groundwater Cases
Judicial Counsel Coordination Proceeding No. 4408
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 13, 2008, I served the foregoing document(s) entitled:

**NOTICE OF TAKING AND VIDEOTAPING DEPOSITION OF DEFENDANTS
BOLTHOUSE PROPERTIES, LLC'S AND WM. BOLTHOUSE FARMS, INC.'S
EXPERT, TOM SHEAHAN**

— 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-FILEING IN COMPLEX LITIGATION PURSUANT TO CLARIFICATION ORDER DATED OCTOBER 27, 2005.**

Executed on October 13, 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
2455-2

PROOF OF SERVICE (C.C.P. §1013a, 2015.5)
Antelope Valley Groundwater Cases
Judicial Counsel Coordination Proceeding No. 4408
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EXPERT, TOM SHEAHAN**

XX 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:

COURTESY COPY TO:

Hahn & Bowesock, Inc.
151 Kalmus, Suite L-1
Costa Mesa, CA 92626

X **BY MAIL**

— I deposited such envelope in the mail at Bakersfield, California, with postage thereon fully prepaid.

X I am "readily familiar" with this 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 at Bakersfield, California in the ordinary course of business. The above sealed envelopes were placed for collection and mailing on the above date following ordinary business practice.

BY EXPRESS MAIL

— I deposited such envelopes in a facility regularly maintained by the U.S. Postal Service for receipt of Express Mail, as specified in C.C.P. §1013(c), with Express Mail postage prepaid.

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— **BY OVERNIGHT DELIVERY** (other than Express Mail)

I deposited such envelopes in an envelope or package designated by the express service carrier with delivery fees paid or provided;

— and deposited such envelope or package in a facility regularly maintained by the express service carrier.

— delivered such envelope or package to an authorized courier or driver authorized by the express service carrier to receive documents.

— **BY PERSONAL SERVICE**

I caused such envelope to be hand delivered to the offices of the addressee(s).

— **BY FACSIMILE**

I transmitted the above-referenced documents by facsimile to the interested parties as listed below.

Executed on October 13, 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
2455-2