

RICHARD G. ZIMMER, ESQ.
(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

Code of Civil Procedure, § 581 et seq.;
Cal. Rules of Court, rule 3.1390

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): RICHARD G. ZIMMER, ESQ. (SBN 107263) 661-322-6023 T. Mark Smith, Esq. (SBN 162370) Clifford & Brown Bank of American Building 1430 Truxtun Avenue, Suite 900 Bakersfield, CA 93301	TELEPHONE NO.: FOR COURT USE ONLY <div style="font-size: 24pt; font-weight: bold;">ORIGINAL FILED</div> <div style="font-size: 18pt; font-weight: bold;">OCT 20 2009</div> <div style="font-size: 24pt; font-weight: bold;">LOS ANGELES SUPERIOR COURT</div>
ATTORNEY FOR (Name): Bolthouse Properties, LLC & Wm. Bolthouse Farms, Inc Insert name of court and name of judicial district and branch court, if any: LOS ANGELES SUPERIOR COURT - CENTRAL DISTRICT 111 NORTH HILL STREET, LOS ANGELES, CA 90012 PLAINTIFF/PETITIONER: COORDINATION PROCEEDING SPECIAL TITLE (rULE 1550(b)) ANTELOPE VALLEY GROUNDWATER CASES DEFENDANT/RESPONDENT:	CASE NUMBER: 1-05-CV-049053 Judicial Council Coordination Proceeding No. 4408
<div style="text-align: center; font-weight: bold;">REQUEST FOR DISMISSAL</div> <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <input type="checkbox"/> Personal Injury, Property Damage, or Wrongful Death <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Family Law <input type="checkbox"/> Eminent Domain <input type="checkbox"/> Other (specify): </div> <div style="width: 35%;"> <input checked="" type="checkbox"/> Other Declaratory Relief and Injunctive Relief of Water Rights </div> </div>	
- A conformed copy will not be returned by the clerk unless a method of return is provided with the document. -	

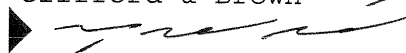
1. TO THE CLERK: Please **dismiss** this action as follows:

- a. (1) ☐ With prejudice (2) ☒ Without prejudice
- b. (1) ☐ Complaint (2) ☐ Petition
- (3) ☒ Cross-complaint filed by (name): **Bolthouse Properties, LLC** on (date): **September 22, 2008**
- (4) ☒ Cross-complaint filed by (name): **Wm. Bolthouse Farms, Inc.** on (date): **September 22, 2008**
- (5) ☐ Entire action of all parties and all causes of action
- (6) ☒ Other (specify):* **As against Mojave Public Utilities District only.**

Date: October 13, 2008

T. MARK SMITH, ESQ.

Clifford & Brown



(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

* If dismissal requested is of specified parties only of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

(SIGNATURE)
 Attorney or party without attorney for: **Bolthouse Properties, LLC and Wm. Bolthouse Farms, Inc.**

☐ Plaintiff/Petitioner ☐ Defendant/Respondent
☒ Cross - complainant

2. TO THE CLERK: Consent to the above dismissal is hereby given.**

Date:

(TYPE OR PRINT NAME OF ☐ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

** If a cross-complaint or Response (Family Law) seeking affirmative relief is on file, the attorney for cross-complainant (respondent) must sign this consent if required by Code of Civil Procedure section 581(i) or (j).

(SIGNATURE)

Attorney or party without attorney for:

☐ Plaintiff/Petitioner ☐ Defendant/Respondent
☐ Cross - complainant

(To be completed by clerk)

3. ☐ Dismissal entered as requested on (date):
4. ☒ Dismissal entered on (date): **10/29/08** as to only (name): **see above**
5. ☐ Dismissal **not entered** as requested for the following reasons (specify):

6. ☐ a. Attorney or party without attorney notified on (date):
- b. Attorney or party without attorney not notified. Filing party failed to provide
☐ a copy to conform ☐ means to return conformed copy

Date:

Clerk, by  Deputy

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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 15, 2008, I served the foregoing document(s) entitled:

**BOLTHOUSE PROPERTIES, LLC'S AND WM. BOLTHOUSE FARMS, INC.'S
REQUEST FOR DISMISSAL OF CROSS-COMPLAINT AS AGAINST MOJAVE
PUBLIC UTILITIES DISTRICT**

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 15, 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

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 November 17, 2008, I served the foregoing document(s) entitled:

• **NOTICE OF ENTRY OF DISMISSAL AND PROOF OF SERVICE**

— 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 November 17, 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